### Morning Hour
#### ROLL CALL

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

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

#### Prayer

Prayer was offered by Rev. Ricky Sinclair.

#### Pledge of Allegiance

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

#### Reading of the Journal

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

On motion of Rep. Walker, the Journal of June 17, 2003, was adopted.

#### Petitions, Memorials and Communications

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

**Message from the Senate**

**APPOINTMENT OF CONFERENCE COMMITTEE**

June 18, 2003

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1154: Senators Heitmeier, Barham, and Lentini.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF CONFERENCE COMMITTEE**

June 18, 2003

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1448: Senators Schedler, Tarver, and Cravins.
Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Introduction of Resolutions, House and House Concurrent

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

**HOUSE CONCURRENT RESOLUTION NO. 258—**
**BY REPRESENTATIVE PIERRE**

A CONCURRENT RESOLUTION
To commend and congratulate Mary Margaret Hamilton for her years of service to Louisiana's energy sector as one of the pipeline industry's most effective spokesmen before the Louisiana Legislature.

Read by title.

On motion of Rep. Pierre, and under a suspension of the rules, taken up and acted upon as follows:

the resolution was adopted.

Ordered to 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 RESOLUTION NO. 130—**
**BY REPRESENTATIVE DURAND**

A RESOLUTION
To direct the Department of Health and Hospitals, office of public health, through its Healthy People 2010 program, to plan, implement, and promote a comprehensive, statewide disease prevention agenda that will serve as a road map for improving the health of all people in the state of Louisiana during the first decade of the 21st century and whose overarching purpose will include promoting health and preventing illness, disability, and premature death.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Durand to Original House Resolution No. 130 by Representative Durand

**AMENDMENT NO. 1**

On page 1, line 2, change "direct" to "urge and request"

**AMENDMENT NO. 2**

On page 2, line 20, change "direct" to "urge and request"

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

On motion of Rep. Durand, the resolution, as amended, was adopted.

**HOUSE RESOLUTION NO. 133—**
**BY REPRESENTATIVE DURAND**

A RESOLUTION
To direct the Department of Health and Hospitals to promulgate rules and regulations to enhance the criteria for enrollment in the Louisiana Medical Assistance Program for providers of customized wheelchairs (manual or power), to enhance the prior authorization of requests for customized wheelchairs (manual or power) submitted on behalf of Medicaid recipients, and to provide for a deadline for providers of customized wheelchairs to come into compliance with such rules and regulations.

Read by title.

**Motion**

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

**Senate Concurrent Resolutions**

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

**SENATE CONCURRENT RESOLUTION NO. 143—**
**BY SENATOR THEUNISSEN**

A CONCURRENT RESOLUTION
To urge and request the Senate and House education committees to meet and function as a joint committee to study the governance and oversight of student financial assistance in Louisiana.

Read by title.

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

**Senate Concurrent Resolutions Reported by Committee**

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

**SENATE CONCURRENT RESOLUTION NO. 91—**
**BY SENATOR ELLINGTON**

A CONCURRENT RESOLUTION
To create and provide for the Task Force on Louisiana Rural Internet Access to study and make recommendations with respect to solving problems of high-speed Internet access in Louisiana's rural communities.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Concurrent Resolution No. 91 by Senator Ellington

**AMENDMENT NO. 1**

On page 1, line 2, after "To" delete the remainder of the line and insert "to request the House Committee on Agriculture, Forestry, Aquaculture, and Rural Development and the Senate Committee on"
Agriculture, Forestry, Aquaculture, and Rural Development to meet and function as a joint committee

AMENDMENT NO. 2
On page 1, delete line 15 and insert "does hereby request the House Committee on Agriculture, Forestry, Aquaculture, and Rural Development and the Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development to meet and function as a joint committee to identify"

AMENDMENT NO. 3
On page 2, line 4, after "that the" delete the remainder of the line and delete lines 5 through 27 and delete page 3 and on page 4 delete lines 1 through 3 and insert the following:

"joint committee shall specifically solicit the input, recommendations, and advice of the following:

(a) The governor.
(b) The secretary of the Department of Economic Development.
(c) The chief information officer of the state.
(d) The commissioner of higher education.
(e) The Louisiana Public Service Commission.
(f) The Louisiana Municipal Association.
(g) A representative designated by the regional planning organizations from the eight planning districts of Louisiana.
(h) A representative designated by local telephone exchange carriers.
(i) A representative designated by satellite or wireless communications companies.
(j) The Louisiana Cable and Telecommunications Association.
(k) A representative designated by businesses located in rural areas that utilize advanced telecommunication and information services or need such services to further develop their businesses.
(m) The Louisiana Chapter of the International Electrical and Engineering Society.
(n) The Louisiana Press Association.
(o) A representative designated by the president of Tulane University.

BE IT FURTHER RESOLVED THAT the joint committee shall conduct such research, meetings, and hearings as it deems appropriate and shall compile its findings and recommendations in a report which shall be submitted to the Louisiana Legislature, the office of the governor, and the Louisiana Economic Development Corporation prior to the convening of the next Regular Session, together with any proposals for recommended legislation to facilitate and further the goals of providing rural Internet access."

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

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

Read by title.

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 Engrossed Senate Concurrent Resolution No. 110 by Senator Irons

AMENDMENT NO. 1
On page 1, line 3, after "necessary for" and before "state" change "being able to use" to "using"

AMENDMENT NO. 2
On page 1, line 4, after "for" delete the remainder of the line and delete line 5 and insert "all students in Louisiana."

AMENDMENT NO. 3
On page 1, line 10, after "for" and before "should" change "the children in Orleans Parish" to "all students in Louisiana"

AMENDMENT NO. 4
On page 1, at the end of line 14, delete "the" and delete line 15 and insert "all students in Louisiana."

AMENDMENT NO. 5
On page 2, between lines 17 and 18, insert the following:

"(8) Four members of the Louisiana School Boards Association from parishes other than Orleans Parish designated by the president of the association."

AMENDMENT NO. 6
On page 3, at the beginning of line 5, after "of" and before "to" change "Orleans Parish public school children" to "all students in Louisiana"

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

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

SENATE CONCURRENT RESOLUTION NO. 118—
BY SENATOR B. JONES
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.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Concurrent Resolution No. 118 by Senator B. Jones

**AMENDMENT NO. 1**

On page 1, line 2, after "To" and before "to study" delete "create and provide for a task force" and insert "request the House Committee on Insurance and the Senate Committee on Health and Welfare to meet and function as a joint committee" On motion of Rep. Lancaster, the amendments were adopted.

On page 1, line 2, after "To" and before "to study" delete "create and provide for a task force" and insert "request the House Committee on Insurance and the Senate Committee on Health and Welfare to meet and function as a joint committee"

**AMENDMENT NO. 2**

On page 2, line 14, after "hereby" and before "to study" delete "create a task force" and insert "request the House Committee on Insurance and the Senate Committee on Health and Welfare to meet and function as a joint committee"

**AMENDMENT NO. 3**

On page 2, line 20, after "that the" and before "shall examine" delete "task force" and insert "joint committee"

**AMENDMENT NO. 4**

On page 3, line 1, after "that the" delete the remainder of the line and delete lines 2 through 27 and on page 4, delete lines 1 through 23 and insert the following:

"joint committee shall specifically solicit the input, recommendations, and advice of the following:

1. The secretary of the Department of Health and Hospitals.
2. The commissioner of insurance.
3. The Louisiana Health Care Commission.
4. A representative designated by the office of group benefits.
5. The Louisiana Hospital Association.
6. The Louisiana Health Care Alliance.
7. The Louisiana State Medical Society.
8. The Louisiana Business Group on Health.
10. The Louisiana Association of Health Plans.
11. The Health Insurance Association of America.
12. The Louisiana Health Care Campaign.
13. The director of the Department of Health and Hospitals Medicaid Program.
14. The assistant secretary of the Department of Health and Hospitals for the office of public health.
15. One representative from the Louisiana State University Health Sciences Center, designated by the president of the Louisiana State University system.
17. The Minority Health Alliance."

**AMENDMENT NO. 5**

On page 4, line 24, after "that the" and before "shall conduct" delete "task force" and insert "joint committee"

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

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

**SENATE CONCURRENT RESOLUTION NO. 138—**

**A CONCURRENT RESOLUTION**

To extend the authority for the Forensic Strategic Task Force until July 1, 2003 and to add four members to the composition of such task force.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

On motion of Rep. Lancaster, the resolution was ordered passed to its third reading.

**SENATE CONCURRENT RESOLUTION NO. 140—**

**A CONCURRENT RESOLUTION**

To establish the Mandatory Overtime Study Committee to study the extent of mandatory overtime required of registered nurses in Louisiana.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on House and Governmental Affairs to Original Senate Concurrent Resolution No. 140 by Senator Mount

**AMENDMENT NO. 1**

On page 1, line 2, after "To" and before "to study" delete "establish the Mandatory Overtime Study Committee" and insert "request the Nursing Supply and Demand Commission"

**AMENDMENT NO. 2**

On page 2, delete lines 5 through 27 and on page 3, delete lines 1 through 3 and insert the following:
"does hereby request the Nursing Supply and Demand Commission to assess the extent of registered nurse mandatory overtime use in the state and to make specific recommendations to the legislature.

BE IT FURTHER RESOLVED that the Nursing Supply and Demand Commission shall report to the House Committee on Health and Welfare and the Senate Committee on Health and Welfare no later than March 1, 2004, regarding commission findings and any recommended legislation.

BE IT FURTHER RESOLVED that the Nursing Supply and Demand Commission shall specifically solicit the input, advice, and recommendations of the following:

1. The secretary of the Department of Health and Hospitals.
2. The president of the Louisiana State Nurses Association.
3. The chairman of the Louisiana State Nurses Association Practice Council.
4. The president of the Louisiana State Board of Nursing.
5. The president of the Louisiana Organization of Nurse Executives.
6. A representative of the Louisiana Alliance of Nursing Organizations.
7. The president of the Louisiana Nursing Home Association.
8. The chief executive officer of the Louisiana Hospital Association.
9. The president of the Louisiana State Medical Society.
10. A representative of the Louisiana State University Health Sciences Center designated by the president of the Louisiana State University system.
12. A representative of the Metropolitan Hospital Council of New Orleans."

**AMENDMENT NO. 3**

On page 3, at the beginning of line 4, delete "A" and insert "BE IT FURTHER RESOLVED that a"

**AMENDMENT NO. 4**

On page 3, line 9, after "Hospital Association" delete the remainder of the line and delete line 10 and insert a comma "," and insert "the Louisiana State Medical Society, and the president of the Louisiana State University System."

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

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

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

**SENATE BILL NO. 61—**

**BY SENATOR C. JONES**

AN ACT

To enact Part III-A of Chapter 39 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2326 through 2330, relative to economic development activities; to provide for the creation of the Monroe and Northeast Louisiana Technology and Business Incubation Center; to provide definitions; to provide for qualifications; to provide for grants; 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. 61 by Senator C. Jones

**AMENDMENT NO. 1**

On page 5, after line 6, insert the following:

"Section 2. The provisions of this Act shall be implemented only to the extent that sufficient funds are appropriated by the legislature."

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 61 by Senator C. Jones

**AMENDMENT NO. 1**

On page 2, line 20, following "multi-" and before "facility" change "tenated" to "tenanted"

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. 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 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. 89—
BY SENATOR MCPHERSON
AN ACT
To enact R.S. 39:199(G), relative to information technology; to provide for a program for the acquisition of data processing equipment and software that allows small businesses to participate; to provide for the establishment of procedures; 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. 257—
BY SENATOR DARDENNE
AN ACT
To amend and reenact R.S. 40:1299.41(A)(1), and to enact R.S. 40:1299.41(A)(21), relative to the Medical Malpractice Act; to include extracorporeal therapist in the definition of a "health care provider"; to provide for the definition of "extracorporeal therapist"; 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:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 257 by Senator Dardenne

AMENDMENT NO. 1
In House Committee Amendment No. 1 proposed by the House Committee on Civil Law and Procedure, on line 2, delete "On" and insert "On page 1, line 2, delete "", and to enact R.S." and on page 1, line 3, delete "40:1299.41(A)(21)" and on"

AMENDMENT NO. 2
In House Committee Amendment No. 2 proposed by the House Committee on Civil Law and Procedure, on line 6, at the end of the line insert "and on page 1, line 8 after "reenacted" delete "and", and on page 1, line 9 delete "R.S. 40:1299.41(A)(21) is hereby enacted"

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. 326—
BY SENATOR BAJOIE
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 of Social Services to establish the amount of the scholarship to be paid; 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 Reengrossed Senate Bill No. 326 by Senator Bajoie

AMENDMENT NO. 1
On page 1, line 4, change "extracorporeal therapist" to "perfusionist" and at the end of the line, after the semicolon ";" delete "to"

AMENDMENT NO. 2
On page 1, line 5, delete "provide for the definition of "extracorporeal therapist";"

AMENDMENT NO. 3
On page 2, line 7, delete "any extracorporeal therapist, whether or not"

AMENDMENT NO. 4
On page 2, line 8, delete "such therapist is required to be licensed by this state," and insert "licensed perfusionist."

AMENDMENT NO. 5
On page 2, deletes lines 21 through 26 in their entirety

AMENDMENT NO. 6
On page 3, delete lines 1 through 6 in their entirety

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 257 by Senator Dardenne

AMENDMENT NO. 1
In House Committee Amendment No. 1 proposed by the House Committee on Civil Law and Procedure, on line 2, delete "On" and insert "On page 1, line 2, delete ", and to enact R.S." and on page 1, line 3, delete "40:1299.41(A)(21)" and on"
AMENDMENT NO. 1
On page 2, line 21, after "government" and before the period "." insert "for such purpose"

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. 357—
BY SENATORS MCPHERSON, BAJIOE AND SCHEDLER
AN ACT
To enact R.S. 40:16.l, relative to the procedure for the sale or lease of state-owned facilities; to provide for the dedication of the proceeds of the sale of mental health facilities; 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. 357 by Senator McPherson

AMENDMENT NO. 1
On page 1, at the end of line 14, after "same" and before the period "." change "parish" to "area"

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. 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 Appropriations.

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"

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. 422—
BY SENATOR MCPHERSON
AN ACT
To enact R.S. 38:2225.2, relative to public contracts; to prohibit the "design-build" concept unless authorized by law; to prohibit the state of Louisiana and any state or local entity from entering into any agreement to purchase unimproved property which requires the successful design and construction of a structure prior to transfer of title unless authorized by law; 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. 504—
BY SENATOR DARDENNE
AN ACT
To enact Part II-A of Chapter 2 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:214.51, relative to funds for coastal restoration; to create the Louisiana Coastal Restoration Fund; to provide for sources of funding and for authorized uses; 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. 556—
BY SENATOR MCPHERSON
AN ACT
To enact R.S. 24:653(K), and to enact Subpart E of Part I of Chapter 1 of Subtitle 1 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:18.1, relative to cooperative endeavor agreements; to require the commissioner of
administration to provide a system of tracking certain cooperative endeavor agreements; to provide for review and approval of certain cooperative endeavor agreements by the Joint Legislative Committee on the Budget; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 556 by Senator McPherson

**AMENDMENT NO. 1**

On page 3, line 1, following "(3)" change "Fiscal" to "Having a fiscal" and following "means" and before "one" change "any agreement which exceeds" to "exceeding"

**AMENDMENT NO. 2**

On page 3, line 2, following "dollars" and before "included" change "or is not" to ", or not being" and following "budget" insert a comma ","

**AMENDMENT NO. 3**

On page 3, line 3, following "or" and before "funds" change "does not contain" to "not containing"

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. 594—**

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 30:2154(B)(1)(a) and the introductory paragraph of (b) and to enact R.S. 30:2154(B)(9), relative to environmental quality; to provide for the disposal of sewage or treated waste water; to provide for a definition; to provide for limitations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported with 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. 603—**

BY SENATOR MCPHERSON

AN ACT

To repeal R.S. 33:1559, relative to extra compensation for coroners; to repeal provisions for extra compensation for coroners payable by the state and parish governing authorities; to provide for effective dates; 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. 673—**

BY SENATOR ULLO

AN ACT

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

Read by title.

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.
Under the rules, placed on the regular calendar.

**SENATE BILL NO. 900—**

**BY SENATOR BOISSIERE**

**AN ACT**

To amend and reenact R.S. 33:2218.4(B), relative to extra compensation paid by the state to police and deputy sheriffs; to grant authority to certain local officials to sign warrants to disburse such funds; 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. 1059—**

**BY SENATORS MCPHERSON, ADLEY, BOISSIERE, CAIN, CRAVINS, DEAN, DUPRE, ELLINGTON, GAUTREAUX, HAINKEL, HINES, HOLDEN, HOLLIS, IRRONS, JOHNSON, B. JONES, LAMBERT, LENTINI, MALONE, MICHOT, SMITH, THEUNISSEN AND ULLO**

**AN ACT**

To enact Part V-A of Chapter 1 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49: 115, relative to the settlement of claims by the state; to provide for submission to and approval by the legislature of certain claims in which the state has an interest; 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 recommitted to the Committee on Appropriations.

**SENATE BILL NO. 1080—**

**BY SENATOR ELLINGTON**

**AN ACT**

To amend and reenact R.S. 30:2418(G) and (H)(3) and (7), relative to waste tires; to provide for the disbursement of funds from the waste tire fund; to prohibit incentives for tires processed outside of 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. 1132 (Substitute for Senate Bill No. 1108)—**

**BY SENATORS HINES, FIELDS, BAJOIE, HOLDEN, B. JONES, MOUNT, SCHEDLER, CAIN, HOLLIS, JOHNSON, THOMAS, ULLO, BOISSIERE, CHAISSON, CRAVINS, DEAN, DUPRE, ELLINGTON, GAUTREAUX, IRRONS, 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 Appropriations.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Appropriations to Reengrossed Senate Bill No. 1132 by Senator Hines

**AMENDMENT NO. 1**

On page 3, delete line 17 in its entirety, and insert

"To the extent that state appropriations are provided for the program, the department shall"

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.

**Suspension of the Rules**

On motion of Rep. Winston, 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. 1670—**

**BY REPRESENTATIVE WINSTON**

**AN ACT**

To provide relative to the compensation of community direct service workers through the reimbursement rates paid under the state Medicaid program; to provide for the determination of the amount of the disparity between the compensation of those workers and comparable state workers; to provide for the submission and consideration of a report relative to the disparity of such compensation; and to provide for related matters.

Read by title.

Rep. Winston moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:
Rep. Townsend sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Townsend to Engrossed House Bill No. 2029 by Representative Townsend

**AMENDMENT NO. 1**

On page 1, line 2, after "37:"
"delete the remainder of the line and insert in lieu thereof the following:

"1041, 1042(A) and (C), 1046(B) and (C), 1048(3) and (4), 1050, 1051(A) and (C)(1), 1057, 1058, 1063(introductory paragraph), (1), and (2), 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(9), (10) and (11), 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.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 37:1041, 1042(A) and (C), 1046(B) and (C), 1048(3) and (4), 1050, 1051(A) and (C)(1), 1057, 1058, 1063(introductory paragraph), (1), and (2) 1064(B) and (C) are hereby amended and reenacted, and R.S. 37:1041(A) and (B), 1042(D) and (E), 1048(5) and (6), 1049(6), 1063(B), (C), and (D), 1064(F), are hereby enacted to read as follows:

**CHAPTER 12. OPTOMETRY**

§1041. Definitions

Legislative declaration; statement of purpose; definitions

The practice of optometry in the state of Louisiana is declared a professional practice affecting the public health, safety and welfare and is subject to regulation and control in the public interest. It is further declared to be a matter of public interest and concern that protect the public health, safety and welfare by and through effective optometry within this state.

A. The practice of optometry, as defined in this Chapter, merit and receive the confidence of the public and that only qualified persons be permitted to engage in the practice of optometry in the state of Louisiana. This Chapter shall be liberally construed to carry out these objectives and purposes.

B. The purpose of this Chapter is to promote, preserve and control and regulation of persons, in or out of the state that practice optometry within this state.

C. As used in this Chapter, the following terms have the meaning ascribed to them in this Section, unless the context clearly indicates otherwise:

1. "Board" means the Louisiana State Board of Optometry Examiners.

2. "Licensed optometrist" means a person licensed and holding a certificate issued under the provisions of this Chapter.

3. "Optometry" means that practice in which a person employs primary eyecare procedures or applies any means other than surgery, for the measurement of the powers and testing the range of vision of the human eye, and determines its accommodative and refractive state, general scope of function, and the adaptation of frames and lenses, including contact lenses in all their phases, to overcome errors.

The title of the above bill was read and adopted.

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 2029**

(Substitute for House Bill No. 989 by Representative Townsend) —

BY REPRESENTATIVE TOWNSEND

AN ACT

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

Called from the calendar.

Read by title.
of refraction and restore as near as possible, normal human vision. Optometry also includes the examination, diagnosis, and treatment of abnormal conditions and pathology of the human eye and its adnexa, including the use and prescription of diagnostic and therapeutic pharmaceutical agents.

(4) "Diagnostic and therapeutic pharmaceutical agent" means any chemical in solution, suspension, emulsion, or ointment base, other than a narcotic, that when applied topically has the property of assisting in the diagnosis, prevention, treatment, or mitigation of abnormal conditions and pathology of the human eye and its adnexa, or those which may be used for such purposes, or and oral antibiotics, and oral antihistamines only, when used in treatment of disorders or diseases of the eye and its adnexa. Licensed pharmacists of this state shall fill prescriptions for such pharmaceutical agents of licensed optometrists certified by the board to use such pharmaceutical agents. Licensed optometrists certified by the board to use pharmaceutical agents may direct licensed registered nurses and licensed practical nurses to execute diagnostic and therapeutic orders and administer pharmaceutical agents. Licensed registered nurses and licensed practical nurses shall execute diagnostic and therapeutic orders and administer pharmaceutical agents prescribed by licensed optometrists certified by the board to use pharmaceutical agents.

§1042. Louisiana State Board of Optometry Examiners; appointment; terms of members; protected action and communication

A. The Louisiana State Board of Optometry Examiners is created within the Department of Health and Hospitals and is subject to the provisions of R.S. 36:803. This board shall consist of five members who shall be registered licensed optometrists and shall have practiced optometry in this state for seven years.

C. The term of each member shall be five years, but vacancies occurring during the term of a member shall be filled for the unexpired term by an optometrist possessing the qualifications for board membership, nominated by the remaining members of the board and appointed by the governor from that nomination.

D. There shall be no liability on the part of and no action for damages against:

(1) Any member of the board, or its agents or employees, for any action undertaken or performed by such person within the scope of the duties, powers, and functions of the board or such examining committee as provided for in this Chapter when such person is acting without malice and in the reasonable belief that the action taken by him is warranted; or

(2) Any person providing information to the board, its agents or employees, whether a witness, or otherwise, unless such information is false and the person providing it knew that such information was false.

E. In any suit brought against the board, its employees or agents, or any person or entity providing information to the board, when the defendant substantially prevails in such suit, the court shall, at the conclusion of the action, award to the defendant and assess against the claimant the cost of defending the suit attributable to such claim, including reasonable attorney fees, if the claim, or the claimant’s conduct during the litigation of the claim, was either frivolous, unreasonable, without foundation, or in bad faith. For the purpose of this Subsection, a defendant shall not be considered to have substantially prevailed when the claimant obtains an award for damages or permanent injunctive or declaratory relief.

§1046. Fees; compensation; expenses; staff

B. Out of the funds of the board, the appointed members shall be paid a per diem approved by the board of Each member of the board shall be reimbursed when actually in attendance of a board meeting or when required to travel for the official authorized business of the board, not more than seventy-five dollars for each day, or part thereof, actually spent in attendance upon its sessions, plus travel expense of twenty-one cents per mile by the most direct route from their domicile to the place of meeting and return at the same rate of reimbursement set by the division of administration for state employees under the provisions of R.S. 39:231.

C. The secretary-treasurer, who shall be an appointed member of the board, may receive for his services a reasonable salary fixed by the board. Out of this salary, the secretary-treasurer may employ and pay a part time secretary, who shall be employed for that purpose alone. The board may also employ such persons as may be necessary to assist the secretary-treasurer or other officers accomplish the duties and responsibilities of this Chapter.

§1048. Powers of the board

The board may:

(3) Employ the necessary persons, including an attorney, to administer this Chapter and fix their compensation, and

(4) Summon witnesses and compel the attendance of witnesses;

(a) Conduct hearings on proceedings to revoke, limit, or suspend a license or certificate granted under this Chapter, when evidence has been presented showing violation of any of the provisions of this Chapter; and

(b) In addition to the power and duties granted in Subparagraph (a) of this Paragraph, the board may, in its discretion, impose a fine against any person licensed under this Chapter when evidence has been presented showing the person is in violation of any of the provisions of this Chapter and may assess costs and attorney fees against the person found to have been in violation of any of the provisions of this Chapter; and

(a) Issue a subpoena to any person or persons who the board has probable cause to believe has engaged in the practice of optometry without a current valid license or permit and conduct hearings when evidence has been presented showing that the person or persons have been engaged in the practice of optometry without a current valid license or permit;

(b) Levy a civil penalty of no more than five thousand dollars per offense upon any unlicensed person who, after a hearing or informal resolution in accordance with all provisions of the Administrative Procedure Act and this Chapter, is found to have practiced optometry without benefit of a current valid license having been issued by the board pursuant to the provisions of this Chapter and assess costs and attorney fees against the unlicensed person found to have been practicing optometry without a current valid license.
§1049. Qualifications and requirements of applicants

All persons desiring to practice optometry shall:

(6) Have reached the required level of performance on those parts of the examination administered by the National Board of Examiners in Optometry required by the board and cause to be furnished to the secretary of the board a true written copy of the score report of such national board examination.

§1050. Application requirements

A. The application required by R.S. 37:1049 shall be accompanied by a certificate under oath of the applicant's credits from the schools of his graduation, by a photostatic copy of his diploma or certificate of graduation, by a true copy of the score report of the examination administered by the National Board of Examiners in Optometry required by the board, by the applicant's fee required by R.S. 37:1058, and by a photograph of the applicant. Failure to comply with these requirements shall constitute sufficient grounds to refuse the applicant the right to take the examination.

B. The application, together with the supporting documents, shall be filed with the secretary-treasurer of the board on or before thirty days prior to the date set for examination.

§1051. Examinations and educational requirements

A. Examinations given by the board shall be based upon subjects taught in approved schools and colleges of optometry, such as general anatomy, physics, chemistry, biology, physiology, anatomy, and physiology of the eye, general pathology, ocular pathology, ocular neurology, ocular myology, psychology, physiological optics, optometrical mechanics, vision therapy, visual field charting, orthoptics, clinical optometry, contact lenses, primary eye care procedures, general pharmacology and ocular pharmacology with emphasis on the use of ocular diagnostic and therapeutic pharmaceutical agents, and the applications of the general law of optics and refraction and such other materials and subjects as are essential in the practice of optometry. Examinations shall be conducted at least once annually on dates fixed by the board.

C. (1) Under regulations established, published, and administered by the board, optometrists desiring to qualify for authorization certification to treat abnormal conditions and pathology of the human eye and its adnexa, including employment of therapeutic pharmaceutical agents, shall be required to qualify for such certification from the board by furnishing proof of satisfactory completion of additional studies with particular emphasis on the examination, diagnosis, and treatment of abnormal conditions and pathology of the human eye and its adnexa. No optometrist shall carry out such treatment or employ such pharmaceutical agents without such certification. He must have current certification of completion of that he has completed a basic course in cardiopulmonary resuscitation, and possession proof that he possess in his office of an automatic epinephrine injector that is operable and where on which the expiration date has not passed.

§1057. Penalties for failure to comply with provisions of R.S. 37:1056. Renewals; requirements

A. The failure to pay the renewal fee required by R.S. 37:1056(1) shall operate as an automatic revocation of the certificate. In such cases, the optometrist shall be reinstated if he files an application for reinstatement with the secretary of the board within one year after the revocation and pays the reinstatement fee as provided in R.S. 37:1058 and all delinquent fees. Where the annual renewal fee required by Section 1056(1) is not paid on or before the first day of March, a delinquency fee of one hundred fifty dollars shall be imposed. Failure to pay the annual renewal fee and delinquency fee on or before the first day of July, will provide a basis for the temporary suspension of a Louisiana optometry license. Payment of the license renewal fee made after the first day of July of each renewal year where the license has been suspended, shall be accompanied by the one hundred fifty dollar delinquency fee as well as any costs or expenses, including attorney fees, which may be caused by the need for the institution of disciplinary proceedings, fines imposed in disciplinary proceedings, and all other applicable fees, including a license reinstatement fee.

B. The failure to submit evidence satisfactory to the board of compliance with the continuing education requirement as set forth in R.S. 37:1056(2) shall be a cause, subject to the provisions of R.S. 37:1062, for the board to refuse to issue or renew or to suspend or revoke a certificate to practice optometry in the State of Louisiana. Where satisfactory evidence of compliance with the continuing education requirement as required by R.S. 37:1056(2) is not submitted to the board on or before the first day of March, a delinquency fee of one hundred fifty dollars shall be imposed. Failure to submit satisfactory evidence of compliance with the continuing education requirement on or before the first day of July, shall provide a basis for the temporary suspension of a Louisiana optometry license. Satisfactory evidence of compliance with the continuing education requirement provided to the board after the first day of July of each renewal year where the license has been suspended, shall be accompanied by the one hundred fifty dollar delinquency fee as well as any cost or expenses, including attorney fees, which may be caused by the need for the institution of disciplinary proceedings, fines imposed in disciplinary proceedings, and all other applicable fees, including a license reinstatement fee.

§1058. Fees

The board shall collect the following fees:

(1) Application for examination fee: $100.00
(2) Original license fee: $150.00
(3) Annual license renewal fee: $100.00
(4) License reinstatement fee: $150.00

The board shall, by rule, establish a reasonable fee schedule for the issuance or renewal of any license, permit, or certificate, for administration of examinations for licensure, or for any other administrative function provided for in this Chapter, and the receipts from the payment of such fees shall be used to carry out the purpose of this Chapter. Such fee schedule may be modified from time to time as deemed necessary by the board. The fees shall be established and payable by rule adopted in accordance with the Administrative Procedure Act. However, the board may, by a majority vote, reduce the amount of and/or waive the collection of any such fees.

§1063. Violations

A. No person shall:
(1) Practice optometry in the state of Louisiana without having complied with the provisions of this Chapter.

(2) Practice optometry without having a valid certificate to practice as a licensed optometrist. The practice of optometry includes, but is not limited to providing optometric services to a client or patent pending this state, through telephonic, electronic or other means, regardless of the location of the optometrist, and shall require license within this state.

* * *

B. (1) In addition to any other civil remedy or criminal penalty provided for in this Chapter, the board may issue a subpoena to any person or persons who the board has probable cause to believe has engaged in the practice of optometry without a current valid license or permit.

(2) The board may levy a civil penalty of no more than five thousand dollars per offense upon any unlicensed person who, after a hearing or informal resolution in accordance with the provisions of the Administrative Procedure Act and this Chapter, is found to have practiced optometry without benefit of a current valid license having been issued by this board pursuant to the provisions of this Chapter. In addition, the board may assess costs and attorney fees against the unlicensed person who has been practicing optometry without a currently valid license.

(3) The fact that any person engages in or offers to engage in any of the practices, acts, or operations set forth in R.S. 37:1041(3) is prima facie evidence that such person is engaged in the illegal practice of optometry.

(4) No person practicing optometry without a current valid license or temporary permit shall have the right to receive any compensation for services so rendered. In addition to any other penalties imposed under this Chapter, any person who practices optometry without a license shall return any fees collected for optometry and shall be liable for any damages resulting from their negligence.

C. (1) All proceedings in connection with any investigation by the board shall be conducted in closed session, and for that purpose, such proceedings shall be exempt from the provisions of the public meetings law. All records pertaining to such proceedings shall be exempt from the provisions of the public records law. The records shall remain confidential and not be open for public inspection unless and until they are entered into the record of any court, except as specifically provided in R.S. 18:44(C). However, the records and findings of the board pertaining to any such proceedings shall be made available to the attorney general, to any district attorney having jurisdiction over the matter contained in such records or findings upon formal written request, or in response to the order of any court having jurisdiction over the matter contained in such records or findings.

(2) The board's final decision in an adjudication proceeding under this Section, other than by consent order, agreement, or other informal disposition, shall constitute a public record, and the board may disclose and provide such final decision to any person, firm or corporation, or to the public. The board's disposition of an informal disposition, shall constitute a public record, and the board shall have authority and discretion to disclose such disposition.

D. (1) Subpoenas issued by the board shall comply with the notice requirements of R.S. 49:355 and R.S. 37:781. These subpoenas shall be served upon the unlicensed individual personally or by any type of mailing requiring a return receipt and shall include a statement of the manner in which the unlicensed person shall be required to respond to the board.

(2) All rights and privileges afforded by the Administrative Procedure Act are specifically reserved to any party aggrieved by any decision of the board.

§1064. Injunction; penalty; attorney's fees; costs

* * *

B. In the suit for an injunction, the board, through its president, may demand and the court may assess, in addition to the injunction, a penalty of not more than eight hundred dollars, reasonable attorney's fees, and costs of court. This judgment for penalty, attorney's fees, and costs may be rendered in the same judgment in which the injunction is made absolute, and shall be payable to the board.

C. Any person adversely affected by a rule or decision of the board shall have standing in a court of competent jurisdiction to seek an injunction against enforcement of the rule or decision. If the court finds that the rule or decision is illegal, it shall issue an injunction against the board and may assess against the board a penalty of not more than eight hundred dollars, reasonable attorney fees, and costs of court. The judgment for penalty, attorney's fees, and costs may be rendered in the same judgment in which the injunction is made absolute, and shall be payable to the board.

* * *

F. Any action brought pursuant to this Section shall be in addition to and not in lieu of any penalty provided by this Chapter and may be brought concurrently with other actions to enforce this Chapter.

* * *

Section 2. R.S. 44:4(37) is hereby enacted to read as follows:

§44.4. Applicability

This Chapter shall not apply:

* * *

(37) To any records, writings, accounts, letters, letter books, photographs, or copies or memoranda thereof, and any report or reports concerning the fitness of any person to receive, or continue to hold, a license to practice optometry, in the custody or control of the Louisiana State Board of Optometry Examiners. However, any final determination made by the board, after an adjudication hearing, other than by consent order, agreement, or other informal disposition shall be a public record.

Section 3. R.S. 37:1063(9), (10) and (11) are hereby repealed.

AMENDMENT NO. 2

Delete pages 2 and 3 in their entirety.

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

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Townsend to Engrossed House Bill No. 2029 by Representative Townsend

**AMENDMENT NO. 1**

Delete House Floor Amendments proposed by Representative Townsend to Engrossed House Bill No. 2029 adopted by the House on June 2, 2003.

**AMENDMENT NO. 2**

Delete House Floor Amendments proposed by Representative Townsend to Engrossed House Bill No. 2029 adopted by the House on June 4, 2003.

On motion of Rep. Townsend, 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:

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<tr>
<th>YEAS</th>
<th>NAYS</th>
<th>ABSENT</th>
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<tbody>
<tr>
<td>Mr. Speaker Green Pitre</td>
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<td>Glover Pinac</td>
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<td>Total—85</td>
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The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

**Suspension of the Rules**

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

**Suspension of the Rules**

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

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

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

**HOUSE BILL NO. 818—**

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 11:1481(1)(a), relative to the Louisiana Assessors' Retirement Fund; to provide for financing of the fund; to provide for tax deductions; to provide for an effective date; and to provide for related matters.

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 818 by Representative Pinac

**AMENDMENT NO. 1**

On page 1, line 4, after "deductions;" and before "to" insert "to provide for the sources of funding; to provide authority for the fund to make demand on the state treasurer for certain payments; to specify that amounts due to the fund shall be certified as correct by the legislative auditor;"

**AMENDMENT NO. 2**

On page 1, line 14, after ") and before "Each" insert "(ii)"

**AMENDMENT NO. 3**

On page 2, line 8, after "Orleans" and before "which" insert "and the parish of Orleans"

**AMENDMENT NO. 4**

On page 2, between lines 16 and 17, insert:

"(ii)(aa) In addition to the payment required pursuant to Item (i) of this Subparagraph, the official or officials responsible for the
collection of taxes in the city of New Orleans and the parish of
Orleans shall remit to the Assessors' Retirement Fund one-fourth of
one percent of their portions of revenue sharing monies over and
above the portion they are remitting to the fund on the effective date
of this Item. The remittance pursuant to this Item shall be paid until
the total remitted hereunder equals ten million dollars, plus six
percent simple annual interest, plus the attorneys fees of the fund for
the case entitled

(bb) Should the official or officials responsible for the collection
taxes in the city of New Orleans and the parish of Orleans fail to
comply with Subitem (aa) of this Item, the Assessors' Retirement
Fund is hereby empowered to make demand upon the state treasurer
for the monies due to the fund. The treasurer shall pay such demand
before distribution of any revenue sharing dollars to the city of New
Orleans or to the parish of Orleans.

(cc) The amounts due to the Assessors' Retirement Fund
pursuant to this Paragraph shall be certified as correct by the
legislative auditor."

Motion

Rep. Karen Carter moved that the bill be returned to the
calendar.


By a vote of 22 yeas and 74 nays, the House refused to return
the bill to the calendar.

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

As a substitute motion, Rep. Murray moved that the amendments proposed by the Senate be rejected.


The vote recurred on the substitute motion.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Frith Pinac
Alario Flavin Pite
Alexander Frith Pitre
Ansardi Frute Powell
Arnold Guiter Quesaire
Baldone Green Romero
Baudoin Guille Salter
Beard Hamett Scalise
Bowler Heaton Schneider
Bruce Hebert Shaw
Capella Hill Smith, G.—56th
Carter, R Hopkins Smith, J.D.—50th
Cazayoux Huttem Smith, J.R.—30th
Crane Iles Sneed
Dartez Johns Stelly
Devillier Kats Strain
Diez Kenney Thompson
Doerge LaFleur Toomy
Downs LeBlanc Townsend
Durand Martiny Triche
Erdey McDonald Walker
Fannin Montgomery Winston
Farrar Morrish Wright
Faucheux Nevers
Flavin Pierre
Total—67

NAYS

Baylor Honey Peychaud
Broome Jackson, M Richmond
Bruneau Lucas Schwegmann

The House refused to reject the amendments.

Rep. Pinac insisted on his motion that the amendments proposed
by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Faucheux Pierre
Alario Flavin Pinac
Alexander Frith Pite
Ansardi Frute Powell
Arnold Guiter Quesaire
Baldone Green Romero
Baudoin Guille Salter
Beard Hamett Scalise
Bowler Heaton Schneider
Bruce Hebert Shaw
Capella Hill Smith, G.—56th
Carter, R Hopkins Smith, J.D.—50th
Cazayoux Huttem Smith, J.R.—30th
Crane Iles Sneed
Dartez Johns Stelly
Devillier Kats Strain
Diez Kenney Thompson
Doerge LaFleur Toomy
Downs LeBlanc Townsend
Durand Martiny Triche
Erdey McDonald Walker
Fannin Montgomery Winston
Farrar Morrish Wright
Faucheux Nevers
Flavin Pierre
Total—8

NAYS

Baylor Honey Peychaud
Broome Jackson, M Richmond
Bruneau Lucas Schwegmann
Fees for filing, searching and furnishing copies of vital records shall be determined as follows:

- A fee of forty dollars for each vital records request requiring emergency or expedited servicing, in addition to the regularly established fee plus courier service charges, if requested.
- A fee of five dollars to be added to any faxed vital records request.

All revenue generated from emergency, expedited, or faxed requests shall be appropriated to the Office of Public Health, Vital Records Operations for the improvement of computer and telephone systems.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—101

NAYS

Total—0

ABSENT

Capella Kennard
Hudson Morrell
The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

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

Read by title.

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

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Hoyt to Engrossed House Bill No. 905 by Representative Schneider

AMENDMENT NO. 1
On page 2, line 3, after "11:158." delete the remainder of the line and delete lines 4 through 6 and insert "The"

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

ROLL CALL
The roll was called with the following result:

YEAS

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

Total—100

NAYS

Total—0

ABSENT

Beard Curtis Kennard
Capella Katz

Total—5

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 907—
BY REPRESENTATIVE SCHNEIDER
AN ACT
To amend and reenact R.S. 11:2260(A)(2)(introductory paragraph) and (a)(introductory paragraph), (c), (d), (e), and (f) and (6) and to enact R.S. 11:2260(A)(2)(g), relative to the Firefighters' Retirement System of Louisiana; to provide for the membership of the board of trustees; to provide quorum requirements; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 908—
BY REPRESENTATIVE SCHNEIDER
AN ACT
To enact R.S. 11:1751.1, relative to the Municipal Employees' Retirement System of Louisiana; to exempt certain elected officials from making contributions to the system and to provide that they are ineligible for membership; to provide for employer contributions; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Retirement to Reengrossed House Bill No. 908 by Representative Schneider

AMENDMENT NO. 1
On page 1, line 5, between "contributions;" and "to" insert "to provide for eligibility for accrued benefits;"

AMENDMENT NO. 2
On page 2, after line 12, add the following:

"Section 2. Notwithstanding the provisions of R.S. 33:1756, a retiree who became an "eligible vested member" of Municipal Employee's Retirement System of Louisiana on or before December
31, 1994, who became eligible to retire on or before April 1, 1996, and who made application for a benefit of Chapter 4 of Subtitle III of Title 11 of the Louisiana Revised Statutes of 1950, on or before December 31, 1998 and less than three years after he became eligible for such benefit, shall receive the benefit, from the date he became eligible to receive the benefit to the date that he actually began receiving the benefit for such benefit to the Board of Trustees of the Municipal Employee's Retirement System of Louisiana on or before September 1, 2003. The benefit under this Section shall be paid in a lump sum. In no event shall the benefit granted under this Section exceed thirty-six months of benefits.

Section 3. Section 2 of this Act shall be null and void on and after September 1, 2003."

AMENDMENT NO. 3
On page 2, line 13, change "Section 2." to "Section 4."

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Boissiere to Reengrossed House Bill No. 908 by Representative Schneider

AMENDMENT NO. 1
In Senate Committee Amendment No. 2 proposed by the Senate Committee on Retirement and adopted by the Senate on June 4, 2003, on line 6 thereof, change "R.S. 33:1756" to "R.S. 11:1756"

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

ROLL CALL
The roll was called with the following result:

YEAS

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<tr>
<th>Mr. Speaker</th>
<th>Frith</th>
<th>Nevers</th>
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<td>ABSENT</td>
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The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 912—
BY REPRESENTATIVE SCHNEIDER
AN ACT
To enact R.S. 11:1305(D), relative to the Louisiana State Police Retirement System; to provide for the purchase of service credit for employment with certain law enforcement agencies; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 912 by Representative Schneider

AMENDMENT NO. 1
On page 1, line 2, change "Louisiana State Police" to "State Police and"

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

ROLL CALL
The roll was called with the following result:

YEAS

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<th>Mr. Speaker</th>
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Curtis Johns Sneed
Damico Katz Stelly
Daniel Kenney Strain
Dartez LaFleur Swilling
Devillier Lancaster Thompson
Diez Landrieu Toomy
Downer LeBlanc Townsend
Durand Lucas Triche
Erdey Martiny Waddell
Fannin McDonald Walker
Farrar Montgomery Welch
Faucheux Morrell Winston
Flavin Morrish Wooton
Frith Murray Wright

Total—96

Downer LeBlanc Townsend
Durand Martiny Triche
Erdey Martiny Waddell
Fannin McDonald Walker
Farrar Montgomery Welch
Faucheux Morrell Winston
Flavin Morrish Wooton
Frith Murray Wright

Total—96

NAYS

Total—0

ABSENT

Carter, R Kennard Smith, J.H.—8th
Doerge McVea Tucker
Downs Perkins Walsworth

Total—9

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

HOUSE BILL NO. 913—
BY REPRESENTATIVE SCHNEIDER
AN ACT
To amend and reenact R.S. 11:1312(H) and 1335, relative to the Louisiana State Police Pension and Retirement System; to provide with respect to the conversion of annual leave and sick leave upon termination of employment; to provide relative to lump sum payments for leave conversion; to provide relative to lump sum payments for leave conversion; to provide for placing Deferred Retirement Option Plan account balances in liquid asset money market investments; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 913 by Representative Schneider

AMENDMENT NO. 1
On page 1, line 2, delete "Louisiana"

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Boissiere to Engrossed House Bill No. 913 by Representative Schneider

AMENDMENT NO. 1
On page 4, after line 14, insert the following:

"Section 3. In the event of a conflict between this and any other Act enacted in the 2003 Regular Session of the Legislature, the provisions of this Act shall prevail."

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

ROLL CALL
The roll was called with the following result:

YEAS

Mr. Speaker Fruge Odinet
Alario Futrell Perkins
Alexander Gallot Peychaud
Ansardi Glover Pierre
Arnold Green Pinac
Baldone Guillory Pitre
Baudoin Hammett Powell
Boyer Heaton Quezares
Bowler Hill Romero
Broome Honey Salter
Bruce Hopkins Scalise
Bruneau Hudson Schneider
Capella Hunter Schwewmann
Carter, K Hutter Shaw
Cazayoux Iles Smith, G.—56th
Crawe Jackson, L Smith, J.D.—50th
Curtis Johns Smith, J.R.—30th

Total—99

NAYS

Total—0

ABSENT

Beard Hebert Richmond
Carter, R Kennard Smith, J.H.—8th

Total—6

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

SENATE BILL NO. 986—
BY SENATOR IRONS
AN ACT
To enact R.S. 11:3385.1(L), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to authorize eligible members to elect to participate in the Deferred Retirement Option Plan on a retroactive basis and receive a lump sum benefit of up to five years based upon the value of the pension at the retroactive date selected; to provide for an effective date; and to provide for related matters.

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

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Hainkel to Engrossed House Bill No. 986 by Representative Murray

**AMENDMENT NO. 1**

On page 1, line 2, after “11:163(C)” and before the comma “,” insert “11:431”

**AMENDMENT NO. 2**

On page 1, line 4, after “pay;” insert “to provide for conversion of certain unused leave to service credit;”

**AMENDMENT NO. 3**

On page 1, line 11, change “is” to “and 431 are”

**AMENDMENT NO. 4**

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

```
§431. Conversion of leave to service credit; justice department
Notwithstanding any other provision of law to the contrary, any person who was a member of this system on or before January 31, 1992, and who was employed in an unclassified senior administrative assistant position for the Department of Justice, office of the attorney general, in its office in New Orleans, Louisiana, from May 9, 1972, through January 31, 1992, and who has creditable service of 19,950 years, which shall be rounded to twenty years, shall be entitled to convert to service credit all unused accrued annual and sick leave which was credited to that person upon termination of employment from the state of Louisiana as of January 31, 1992. In order to obtain such credit, the member shall make application to the board of trustees for retirement no later than August 1, 2003, and shall furnish a detailed statement of all leave for which credit is claimed in such form as the board may require."
```

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

<table>
<thead>
<tr>
<th>Mr. Speaker</th>
<th>Frith</th>
<th>Oedin</th>
<th>Carter, R</th>
<th>Hutter</th>
<th>Smith, J.D.—50th</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alario</td>
<td>Fruge</td>
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<td>Iles</td>
<td>Smith, J.H.—8th</td>
</tr>
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<td>Peychaud</td>
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<td>Jackson, L</td>
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<td>Johns</td>
<td>Sneed</td>
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<td>Katz</td>
<td>Strain</td>
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<td>Kenney</td>
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<td>Quezaire</td>
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<td>Landrieu</td>
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<td>Richmond</td>
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<td>Doerge</td>
<td>Lucas</td>
<td>Tuche</td>
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<td>Broome</td>
<td>Hill</td>
<td>Salter</td>
<td>Downer</td>
<td>Martiny</td>
<td>Tucker</td>
</tr>
<tr>
<td>Bruce</td>
<td>Honey</td>
<td>Scalise</td>
<td>Downs</td>
<td>McDonald</td>
<td>Waddell</td>
</tr>
<tr>
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<td>Hopkins</td>
<td>Schwegmann</td>
<td>Durand</td>
<td>McVea</td>
<td>Walker</td>
</tr>
<tr>
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<td>Hudson</td>
<td>Shaw</td>
<td>Erdey</td>
<td>Montgomery</td>
<td>Welch</td>
</tr>
<tr>
<td>Carter, K</td>
<td>Hunter</td>
<td>Smith, G.—56th</td>
<td>Flavin</td>
<td>Nevers</td>
<td>Wooton</td>
</tr>
</tbody>
</table>

Total—101

**NAYS**

<table>
<thead>
<tr>
<th>Kennard</th>
<th>Schneider</th>
</tr>
</thead>
<tbody>
<tr>
<td>LaFleur</td>
<td>Walsworth</td>
</tr>
</tbody>
</table>

Total—4

ABSENT

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

**HOUSE BILL NO. 998—**

BY REPRESENTATIVES GALLOT AND L. JACKSON

AN ACT

To amend and reenact Code of Civil Procedure Article 966(B), relative to the motion for summary judgment; to provide for delays for filing; and to provide for related matters.

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 998 by Representative Gallot

**AMENDMENT NO. 1**

On page 1, line 17, after “least” and before “days” change “five” to “eight”

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

<table>
<thead>
<tr>
<th>Mr. Speaker</th>
<th>Frith</th>
<th>Oedin</th>
<th>Carter, K</th>
<th>Hunter</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alario</td>
<td>Futrell</td>
<td>Peychaud</td>
<td>Carter, R</td>
<td>Hunter</td>
</tr>
<tr>
<td>Alexander</td>
<td>Gallot</td>
<td>Pierre</td>
<td>Alario</td>
<td>Galott</td>
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<td>Glover</td>
<td>Pinac</td>
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<td>Ansardi</td>
<td>Green</td>
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<td>Bruneau</td>
<td>Schwegmann</td>
<td>Arnold</td>
<td>Guillery</td>
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<td>Bruce</td>
<td>Capella</td>
<td>Shaw</td>
<td>Bruce</td>
<td>Hudson</td>
</tr>
<tr>
<td>Bruneau</td>
<td>Carters</td>
<td>Smith, G.—56th</td>
<td>Bruneau</td>
<td>Hudson</td>
</tr>
</tbody>
</table>

Total—56th
Baldone Hammett Quezaire
Baudoin Heaton Richmond
Baylor Hebert Romero
Bowler Hill Salter
Broome Honey Scalis
Bruce Hopkins Schneider
Brunau Hudson Schwegmann
Capella Hunter Shaw
Carter, K. Hutter Smith, G.—56th
Carter, R. Iles Smith, J.D.—50th
Cazayoux Jackson, L. Smith, J.H.—8th
Crane Jackson, M. Smith, J.R.—30th
Crowe Johns Sneed
Curtis Katz Stelly
Damico Kenney Strain
Daniel Lancaster Swilling
Devillier Landrieu Thompson
Diez LeBlanc Tomy
Doerge Lucas Townsend
Downer Martiny Triche
Downs McDonald Tucker
Durand McVea Waddell
Farrar Morrish Welch
Faucheux Murray Winton
Flavin Nevers Wooton
Frith Odinet Wright
Frugé Perkins

Total—101

NAYS

Total—0

ABSENT

Beard Kennard
Dartez LaFleur

Total—4

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

HOUSE BILL NO. 1009—
BY REPRESENTATIVE SCHWEGMANN
AN ACT
To enact R.S. 14:34.5.1, relative to offenses against the person; to create the crime of battery of a bus operator; to provide for definitions; to provide for criminal penalties; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 1009 by Representative Schwegmann

AMENDMENT NO. 1
On page 1, line 13 and after "(5)," insert "or who operates an electronically operated cable car"

AMENDMENT NO. 2
On page 2, line 3, after "not" insert "less than forty-eight hours nor"

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Chaisson to Reengrossed House Bill No. 1009 by Representative Schwegmann

AMENDMENT NO. 1
On page 1, delete line 2 and insert "To amend and reenact R.S. 32:300(A) and to enact R.S. 14:34.5.1 and R.S. 32:300(F), relative to offenses; to create the"

AMENDMENT NO. 2
On page 1, line 4, after "penalties;" insert the following:

"to prohibit passengers in motor vehicles from possessing open alcoholic beverage containers; to prohibit such persons from consuming alcoholic beverages; to provide for exceptions;"

AMENDMENT NO. 3
On page 2, after line 4, insert the following:

"Section 2. R.S. 32:300(A) is hereby amended and reenacted and R.S. 32:300(F) is hereby enacted to read as follows:

§300. Possession of alcoholic beverages in motor vehicles

A. It shall be unlawful for the operator of a motor vehicle or the passenger in or on a motor vehicle, when the motor vehicle is on a public highway or right-of-way, to possess an open alcoholic beverage container, or to consume an alcoholic beverage, in the passenger area of a motor vehicle.

* * *

E. The provisions of this Section shall not apply to the following persons or in the following areas:

1. Persons operating or occupying a motor vehicle who, as a condition of their employment and while acting in the course and scope of such employment, are required to carry open alcoholic beverage containers, provided that the operator or passengers do not consume the alcoholic beverages.

2. Paid fare passengers on a common or contract carrier vehicle, as defined in R.S. 45:162.

3. Paid fare passengers on a public carrier vehicle, as defined in R.S. 45:200.2.

4. Passengers in a courtesy vehicle which is operated as a courtesy vehicle for a hotel or motel.

5. Passengers of a self-contained motor home which is in excess of twenty-one feet in length.

6. Possession of an open container of alcoholic beverage in the trunk of a motor vehicle.

7. If the motor vehicle is not equipped with a trunk, possession of an open container or alcoholic beverages in any of the following areas:

a. In a locked glove or utility compartment.

b. In an area of the vehicle not normally occupied by, and not readily accessible, to the driver or passengers."
Rep. Schwegmann moved that the amendments proposed by the Senate be rejected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Guillory | Perkins
--- | ---
Nevers | Powell
Total—4

**ABSENT**

Hill | Kennard | Walsworth
--- | --- | ---
Total—3

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 1062**

**BY REPRESENTATIVES MARTINY, ANSARDI, DAMICO, AND LANCASTER**

**AN ACT**

To amend and reenact R.S. 4:707(A)(introductory paragraph) and (B) through (G), 709(A)(introductory paragraph) and (B), 710, 711, and 713(A) and to enact R.S. 4:706(C) and 707(H) and (I), relative to the conducting and regulation of charitable gaming; to provide for the licensing and regulation of charitable gaming by the governing authority of a municipality or parish; to provide for the regulatory authority of the governing authority of the municipality or parish with regard to charitable gaming; and to provide for related matters.

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 1062 by Representative Martiny

**AMENDMENT NO. 1**

On page 1, line 9, after "gaming;" and before "to" insert "to prohibit the local governing authority in Orleans Parish from adopting ordinances, rules or regulations which violate the terms or provisions of the Amended and Renegotiated Casino Operating Contract;"

**AMENDMENT NO. 2**

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

"(4) No local governing authority in Orleans Parish shall adopt any ordinance, rule or regulation for operating a game of chance which in the determination of the Louisiana Gaming Control Board may violate any of the terms or provisions of Section 1.3 of the Amended and Renegotiated Casino Operating Contract entered into pursuant to R.S. 27:201, et seq., on October 30, 1998, as amended, effective October 19, 1999, March 29, 2001, and March 31, 2001. Any ordinance, rule or regulation adopted in violation of this Paragraph shall be null and void."

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1062 by Representative Martiny

**AMENDMENT NO. 1**

On page 9, line 9, change "4:703(9)" to "4:703(10)"

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker | Flavin | Perkins
--- | --- | ---
Alario | Fruge | Peychaud
Alexander | Futrell | Pierre
Ansardi | Gallot | Pinac
Arnold | Glover | Pitre
Baldone | Green | Powell
Baudoin | Guillory | Quezaire
Baylor | Hammett | Richmond
Beard | Heaton | Romero
Bowler | Hebert | Salter
Broome | Honey | Scalise
Bruce | Hopkins | Schneider
Bruneau | Hudson | Schwegmann
HOUSE BILL NO. 1103—

BY REPRESENTATIVE FRUGE

AN ACT

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

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 1103 by Representative Fruge

AMENDMENT NO. 1

On page 2, line 18, after "person" delete "and" and insert a comma ","

AMENDMENT NO. 2

On page 2, at the end of line 18, after "attorney" delete the period "." and insert the following:

"to any insurance carrier which has insured such person against liability and to any insurance carrier obligated to pay indemnity or compensation to the injured person."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Michot to Reengrossed House Bill No. 1103 by Representative Fruge

AMENDMENT NO. 8

On page 2, delete lines 12 through 23

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—99

Total—0

ABSENT

Frith Katz Lucas
Hill Kennard Walsworth

Total—6

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

HOUSE BILL NO. 1227—
BY REPRESENTATIVE BOWLER
AN ACT
To amend and reenact R.S. 9:315.40(2) and R.S. 46:236.3(A)(1), to enact R.S. 46:236.1.1 through 236.1.10, and to repeal R.S. 46:236.1, relative to child support programs; to provide for definitions; to provide for the responsibilities of the department; to provide for the promulgation of rules; to provide for the authority of the secretary; to provide for a financial institution data match system; to provide for the disclosure of records; to provide limitations of liability; to authorize consumer reporting; to direct the Louisiana State Law Institute to place the provisions of Part II of Chapter 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:231 through 261, into new Subparts A, B, and C and to amend the headings of Subparts B and C; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mount to Reengrossed House Bill No. 1227 by Representative Bowler

AMENDMENT NO. 1
On page 1, line 2, after “R.S. 9:315.40(2)” delete “and” and insert a comma “,”;

AMENDMENT NO. 2
On page 1, line 2, after “R.S. 46:263.3(A)(1)” insert “and R.S. 47:1508(A)(1),”;

AMENDMENT NO. 3
On page 18, between lines 19 and 20, insert the following:

"Section 3. R.S. 47:1508(A)(1) is hereby amended and reenacted to read as follows:

§ 1508 Confidential character of tax records

A. (1) Except as otherwise provided by law, the records and files of the secretary of the Department of Revenue or the records and files maintained pursuant to a tax ordinance, excluding ad valorem property taxes and ad valorem property tax assessment rolls, of any political subdivision are confidential and privileged, and no person shall divulge or disclose any information obtained from such records and files except in the administration and enforcement of the tax laws of this state or of a political subdivision of this state. Notwithstanding the provisions of this Section, upon the request of the secretary of the Department of Social Services or his designee, the secretary of the Department of Revenue shall provide to the Department of Social Services the address and social security number of the person designated by that department as an absent parent for the purpose of implementing the provisions of R.S. 46:236.1 et seq., the family and child support program.

* * *

AMENDMENT NO. 4
On page 18, line 20, change “Section 3.” to "Section 4."

AMENDMENT NO. 5
On page 18, line 21, change "Section 4." to "Section 5."

AMENDMENT NO. 6
On page 18, line 25, change "Section 5." to "Section 6."

AMENDMENT NO. 7
On page 19, line 4, change "Section 6." to "Section 7."

AMENDMENT NO. 8
On page 19, line 8, change "Section 7." to "Section 8."

AMENDMENT NO. 9
On page 19, between lines 13 and 14, insert the following:

"Section 9. The Louisiana Law Institute is hereby authorized and directed to replace or redesignate all citations in the Louisiana Revised Statutes to those sections of Chapter 3 of Title 46 to conform to the redesignation of sections contained in this Act."

AMENDMENT NO. 10
On page 19, line 14, change "Section 8.” to "Section 10.”

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Frith Nevers
Alario Fruge Odinet
Alexander Futrell Perkins
Ansardi Gallot Peychaud
Arnold Glover Pierre
Baldone Green Pinac
Baudoin Guillory Pitre
Baylor Hammett Quezaire
Beard Heaton Richmond
Bowler Hebert Romero
Broome Hill Salter
Bruce Honey Scalise
Brouneau Hopkins Schneider
Cappella Hudson Schwegmann
Carter, K Hunter Shaw
Carter, R Hutter Smith, G.—56th
Cazayoux Iles Smith, J.H.—8th
Crane Johns Smith, J.R.—30th
Crowe Katz Sneed
Curtis Kenney Strain
Damico Kenney Townsend
Daniel LaFleur Triche
Dartez Lancaster Walker
Devillier Landrieu Toomy
Doerge LeBlanc Wooton
Downer Lucas Wright
Downs Marcy Walsworth
Durand McDonald Walker
Erdey McVea Welch
Fannin Montgomery Winston
Farrar Morrell Wright
Flavin Murray Wright
Total—98
NAYS
Total—0
ABSENT
Diez Pierre Walsworth
Jackson, M Smith, J.D.—50th
Kennard Tucker
Total—7

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

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

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Reengrossed House Bill No. 1279 by Representative Schneider

On page 1, line 6, change "Louisiana State Police" to "State Police Pension and"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Fruge Odinet
Alario Futrell Perkins
Alexander Gallot Peychaud
Ansardi Glover Pinac
Arnold Green Pitre
Baldone Guillory Quezaire
Baudoin Hammett Richmond
Baylor Heaton Romero
Beard Hebert Salter
Broome Hill Scalise
Bruce Hopkins Schneider
Bruneau Hudson Schwegmann
Cazayoux Iles Smith, G.—56th
Carter, K Hutter Smith, J.H.—8th
Carter, R Iles Smith, J.R.—30th
Crane Jackson, L Smith, J.R.—30th
Crowe Johns Sneed
Curtis Katz Stelly
Damico Kenney Strain
Daniel LaFleur Swilling
Dartez Lancaster Thompson
Devillier Landrieu Toomy
Doerge LeBlanc Townsend
Downer Lucas Triche
Downs Marcy Waddell
Durand McDonald Walker
Erdey McVea Welch
Fannin Montgomery Winston
Farrar Morrell Wooton
Faucheux Morrish Wright
Flavin Murray Wright
Total—100
NAYS
Total—0
ABSENT

Diez Powell Walsworth
Jackson, M Smith, J.D.—50th
Kennard Tucker
Total—7

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

HOUSE BILL NO. 1331—
BY REPRESENTATIVE WINSTON
AN ACT
To enact R.S. 40:34(B)(1)(h)(vi), relative to birth certificates; to provide for the inclusion of the name of the father; to provide for certain evidence and procedures; and to provide for related matters.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dean to Reengrossed House Bill No. 1331 by Representative Winston

AMENDMENT NO. 1

On page 1, line 2, after "(vi)" insert "and (vii)"

AMENDMENT NO. 2

On page 1, line 3, after "father;" insert "to provide that the natural parent's name shall remain on a child birth certificate after an adoption;"

AMENDMENT NO. 3

On page 1, line 6, after "(vi)" delete "is" and insert "and (vii) are"

AMENDMENT NO. 4

On page 2, between lines 7 and 8, insert the following:

"(h)(vii) If the child is a legitimate child as provided in Civil Code Article 179, and a natural parent dies, the name of the natural parent shall remain on the child's birth certificate, if the child is later adopted.

** ** **

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Frith Odinet
Alario Fruge Perkins
Alexander Futrell Peychaud
Ansardi Gallot Pierre
Arnold Glover Pinac
Baldone Green Pire
Baudoin Guillory Powell
Baylor Hammett Quezaire
Beard Heaton Richmond
Bowler Hebert Romero
Broome Honey Salters
Bruce Hopkins Scalise
Bruneau Hudson Schneider
Capella Hunter Schwegmann
Carter, K Hutter Shaw
Carter, R Iles Smith, G.—56th
Cazayoux Jackson, L Smith, J.D.—50th
Crane Jackson, M Smith, J.H.—8th
Crowe Johns Smith, J.R.—30th
Curtis Katz Sneed
Damico Kenney Stelly
Daniel LaFluer Strain
Dartez Lancaster Swilling
Devillier Landrieu Thompson
Diez LeBlanc Toomy
Doerge Lucas Townsend

NAYS

Hill Walsworth
Kennard Wooton

Total—101

Total—0

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1549—

BY REPRESENTATIVES DEWITT AND JOHNS

AN ACT

To amend and reenact R.S. 40:1299.44(C)(5), relative to the Medical Malpractice Act; to provide relative to the Patient's Compensation Fund; to provide for discovery; to provide for jury trials; to provide for the effect of certain provisions; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 1549 by Representative DeWitt

AMENDMENT NO. 1

On page 1, line 2, after "(C)(5)" insert "and (D)(2)(b)"

AMENDMENT NO. 2

On page 1, line 7, after "(C)(5)" delete "is" and insert "and (D)(2)(b) are"

AMENDMENT NO. 3

On page 2, at the beginning of line 1, after "(5)" insert "(a)"

AMENDMENT NO. 4

On page 2, line 14, after "The" delete "court" and insert "trier of fact"

AMENDMENT NO. 5

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

"(b) The board shall not be entitled to file a suit or otherwise assert a claim against any qualified health care provider as defined in R.S. 40:1299.41(A)(1) on the basis that the qualified health care provider failed to comply with the appropriate standard of care in treating or failing to treat any patient."
(c) The board may apply the provisions of Civil Code Article 2323 or 2324, or both, to assert a credit or offset for the allocated percentage of negligence or fault of a qualified health care provider provided at least one of the following conditions is met:

(i) A payment has been made to the claimant by, in the name of, or on behalf of another qualified health care provider in order to obtain a dismissal or release of liability of the qualified health care provider whose percentage of fault the board seeks to allocate, provided that there shall be no separate credit or offset for the fault of an employer or other vicariously liable entity who was not independently negligent or otherwise at fault and who makes a payment in order to obtain a dismissal or release of liability of a single qualified health care provider for whom the payor is vicariously liable.

(ii) A payment has been made to the claimant by, in the name of, or on behalf of another qualified health care provider whose percentage of fault the board seeks to allocate, provided that there shall be no separate credit or offset for the fault of an employer or other vicariously liable entity who was not independently negligent or otherwise at fault and who makes a payment in order to obtain a dismissal or release of liability of a single qualified health care provider for whom the payor is vicariously liable.

(iii) All or a portion of a payment made by another qualified health care provider, by the insurer of another qualified health care provider, or by the employer of another qualified health care provider has been attributed to or allocated to the qualified health care provider whose percentage of fault the board seeks to allocate, provided that there shall be no separate credit or offset for the fault of an employer or other vicariously liable entity who was not independently negligent or otherwise at fault and who makes a payment in order to obtain a dismissal or release of liability of a single qualified health care provider for whom the payor is vicariously liable.

(iv) A medical review panel has determined that the qualified health care provider whose percentage of fault the board seeks to allocate failed to comply with the appropriate standard of care and that the failure was a cause of the damage or injury suffered by the patient, or a medical review panel has determined that there is a material issue of fact, not requiring expert opinion, bearing on liability of the qualified health care provider whose percentage of fault the board seeks to allocate for consideration by the trier of fact.

(v) The qualified health care provider does not object within thirty days after notice of the board’s intention to allocate the health care provider’s percentage of fault is delivered via certified mail to the plaintiff, the qualified health care provider, and the qualified health care provider’s professional liability insurer or to their attorneys.

(vi) The court determines, after a hearing in which the qualified health care provider whose percentage of fault the board seeks to allocate shall be given an opportunity to appear and participate, that there has been collusion or other improper conduct between the defendant health care providers to the detriment of the interests of the fund.

(d) Except where the sum of one hundred thousand dollars has been paid by, in the name of, or on behalf of the qualified health care provider whose percentage of fault the board seeks to allocate, in any case in which the board is entitled pursuant to the provisions of Civil Code Article 2323 or 2324, or both, to assert a credit or offset for the allocated percentage of negligence or fault of a qualified health care provider, the board shall have the burden of proving the negligence or fault of the qualified health care provider whose percentage of fault the board seeks to allocate.

(e) In approving a settlement or determining the amount, if any, to be paid from the patient’s compensation fund, the trier of fact shall consider the liability of the health care provider as admitted and established where the insurer has paid its policy limits of one hundred thousand dollars, or where the self-insured health care provider has paid one hundred thousand dollars.

(f) In each instance in which a claimant seeks to recover any sum from the board, each qualified health care provider or insurer or employer of a qualified health care provider who has made or has agreed to make any payment, including any reimbursement of court costs, medical expenses, or other expenses, to the claimant, the claimant’s attorney, or any other person or entity shall be required, not later than ten days after the filing of the petition for approval of the settlement, to file and serve upon the board an answer to the petition for approval of the settlement which sets forth a complete explanation of each such payment, to include the identity of each payee, the identity of each entity by or on whose behalf each payment has been or is to be made, each amount paid or to be paid directly or indirectly by, on behalf of, or which has been or is to be attributed or allocated to any qualified health care provider, the purpose of each such payment, and the precise nature of any collateral agreement which has been made or is to be made in connection with the proposed settlement.

\[\text{D.(1)(a)}\]

* * *

\[\text{D.(2)(a)}\]

* * *

\[\text{(b)}\]

In addition to such other powers and authority elsewhere expressly or impliedly conferred on the board by this Part, the board shall have the authority, to the extent not inconsistent with the provisions of this Part, to:

\[(i)\]

* * *

* * *

\[(x)\]

Defend the fund from all claims due wholly or in part to the negligence or liability of a non-covered health care provider or product manufacturer, or both, of a qualified health care provider regardless of whether a covered qualified health care provider has settled and paid its statutory maximum, or has been adjudged liable or negligent.

\[(xii)\]

Defend the fund from all claims arising under R.S. 40:1299.44(D)(2)(b)(x), and obtain indemnity and reimbursement to the fund for all amounts for which the non-covered health care provider and/or product manufacturer, and/or any other than a qualified health care provider, has settled and paid its statutory maximum, or has been adjudged liable or negligent.

\[(xii)\]

The right to apply the provisions of Civil Code Article 2323 or 2324, or both, to assert a credit or offset for the allocated percentage of negligence or fault of a qualified health care provider shall be governed by the provisions of R.S. 40:1299.44(C)(5)(c).
SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Theunissen to Reengrossed House Bill No. 1549 by Representatives DeWitt and Johns

AMENDMENT NO. 1

On page 2, line 24, change "provision" to "provisions" and change "R.S. 40:1299.44(C)(5) is" to "R.S. 40:1299.44(C)(5)(a) and (e) are"

AMENDMENT NO. 2

On page 2, line 25, change "is" to "are"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—98

NAYS

Total—0

ABSENT

Bowler LaFleur Walsworth
Bruno Lancaster
Kennard Tucker

Total—7

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

HOUSE BILL NO. 1797—

BY REPRESENTATIVE KENNEY

AN ACT

To amend and reenact R.S. 3:3105(B) and to enact R.S. 3:3107, relative to the importation of cervid species; to provide for entry requirements of cervid species into Louisiana; to provide for penalties; to provide for quarantines; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Agriculture, Forestry, Aquaculture and Rural Development to Engrossed House Bill No. 1797 by Representative Kenney

AMENDMENT NO. 1

On page 1, line 11, change "B." to "B. (1)"

AMENDMENT NO. 2

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

"(2) In addition to the penalty imposed in Paragraph (1) of this Subsection, the penalties provided in R.S. 56:32 may be imposed for violations of this Part."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ellington to Engrossed House Bill No. 1797 by Representative Kenney

AMENDMENT NO. 1

On page 4, line 8, delete "in a state" and insert "within one hundred and twenty five miles radius of"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hines to Engrossed House Bill No. 1797 by Representative Kenney

AMENDMENT NO. 1

On page 1, line 11, change "B." to "B(1)"

AMENDMENT NO. 2

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

"(2) In addition to the penalty imposed in Paragraph (1) of this Subsection, the penalties provided in R.S. 56:32 may be imposed by the commissioner for violations of this Part."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hines to Engrossed House Bill No. 1797 by Representative Kenney

AMENDMENT NO. 1

On page 1, line 11, change "B. 1)" to "B(1)"

AMENDMENT NO. 2

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

"(2) In addition to the penalty imposed in Paragraph (1) of this Subsection, the penalties provided in R.S. 56:32 may be imposed by the commissioner for violations of this Part."

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

ROLL CALL
The roll was called with the following result:

**YEAS**

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

**NAYS**

Total—0

**ABSENT**

Bowler  Kennard  Walsworth
Erdey  Lancaster  Walsworth
Flavin  Smith, J.D.—50th
Total—7

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

**HOUSE BILL NO. 1891—**

By Representative Baldone

**AN ACT**

To amend and reenact R.S. 15:542.1(H)(1), relative to registration of sex offenders; to provide relative to exceptions of registration requirements; and to provide for related matters.

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 1891 by Representative Baldone

**AMENDMENT NO. 1**

On page 1, line 17, after “vacated” insert “or the offender is pardoned”

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker  Fruge  Perkins
Alario  Futrell  Peychaud
Alexander  Gallot  Pierre
Ansardi  Glover  Pinac
Arnold  Green  Pitre
Baldone  Guillory  Powell
Baudoin  Hammett  Quezaire
Bayor  Heaton  Richmond
Beard  Hebert  Romero
Bowler  Hill  Salter
Broome  Honey  Scalise
Bruce  Hopkins  Schneider
Bruneau  Hudson  Schwegmann
Capella  Hunter  Shaw
Carter, K  Hutter  Smith, G.—56th
Carter, R  Iles  Smith, J.D.—50th
Cazayoux  Jackson, L  Smith, J.H.—8th
Crane  Jackson, M  Smith, J.R.—30th
Crowe  Johns  Sneed
Curtis  Katz  Stelly
Damico  Kenney  Strain
Daniel  LaFleur  Swilling
Dartez  Landrieu  Thompson
Devillier  LeBlanc  Toomy
Diez  Lucas  Townsend
Doerge  Martiny  Triche
Downer  McDonald  Tucker
Downs  McVea  Waddell
Durand  Montgomery  Walker
Fannin  Morrell  Welch
Farrar  Morris  Winston
Fauscheux  Murray  Wooton
Fris  Nevers  Wright
Fruge  Odinet
Total—103

**NAYS**

Total—0

**ABSENT**

Bowler  Kennard  Walsworth
Total—2

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

**HOUSE BILL NO. 1934—**

By Representative Baldone

**AN ACT**

To amend and reenact R.S. 40:1299.96(A)(2)(b), relative to health care records; to provide that defense counsel and insurance companies shall have access to health care records; and to provide for related matters.
Read by title.

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

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Dardenne to Engrossed House Bill No. 1934 by Representative Baldone

**AMENDMENT NO. 1**

On page 1, line 16, after "patient," delete "or"

**AMENDMENT NO. 2**

On page 1, line 17, after "company" insert the following:

"or an insurance company requesting a patient's health information to determine the insurability of the patient"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Ellington to Engrossed House Bill No. 1934 by Representative Baldone

**AMENDMENT NO. 1**

On page 1, line 4, after "records;" insert "to provide with respect to the maximum costs for providing such services;"

**AMENDMENT NO. 2**

On page 1, line 16, after "or" and before "the defense" insert ", after suit has been instituted."

**AMENDMENT NO. 3**

On page 2, line 7, after "hospitals" delete the remainder of the line and insert ", nursing homes, and"

**AMENDMENT NO. 4**

On page 2, line 8, delete "dollars and fifty cents for"

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

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker Frith Odinet</td>
<td>Carter, K Hunter Shaw</td>
</tr>
<tr>
<td>Alario Fruge Perkins</td>
<td>Carter, R Hutter Smith, G.—56th</td>
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<td>Alexander Futrell Psycho</td>
<td>Cazayoux Iles Smith, J.D.—50th</td>
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<tr>
<td>Ansardi Gallot Pierre</td>
<td>Crane Jackson, L Smith, J.H.—8th</td>
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<tr>
<td>Arnold Glover Pinac</td>
<td>Crowe Johns Smith, J.R.—30th</td>
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<tr>
<td>Baldone Green Pitre</td>
<td>Damico Katz Sneed</td>
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<td>Baudoin Guillory Powell</td>
<td>Daniel Kenney Stelly</td>
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<td>Baylor Hammett Quezaire</td>
<td>Dartez LaFleur Swilling</td>
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<td>Bowler Hebert Romero</td>
<td>Diez Landrieu Toomy</td>
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<td>Downer Martiny Trice</td>
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<td>Downs McDonald Tucker</td>
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<tr>
<td>Capella Hudson Schwegmann</td>
<td>Durand McVea Waddell</td>
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<tr>
<td>Curtis Kennard Strain</td>
<td>Erdey Montgomery Walker</td>
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<td>Jackson, M Lucas Walsworth</td>
<td>Farrar Morrish Winston</td>
</tr>
<tr>
<td>Total—99</td>
<td>Flavin Nevers Wright</td>
</tr>
<tr>
<td>Curtis Kennard Strain</td>
<td>Total—0</td>
</tr>
<tr>
<td>Total—6</td>
<td>Conference committee appointment pending.</td>
</tr>
</tbody>
</table>

The amendments proposed by the Senate were rejected.

Conference Committee Reports Received

Conference Committee Reports were received for the following legislative instruments:

**HOUSE BILL NO. 1968—**

BY REPRESENTATIVE LEBLANC

AN ACT

To appropriate funds from certain sources to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations for the funding of said agencies and purposes for the 2002-2003 Fiscal Year; and to provide for related matters.

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

**Suspension of the Rules**

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

Conference Committee Reports for Consideration

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

**Suspension of the Rules**

On motion of Rep. LeBlanc, the rules were suspended in order to take up and consider House Bill No. 1968 at this time.

CONFERENCE COMMITTEE REPORT
House Bill No. 1968 By Representative LeBlanc  
June 17, 2003

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate,

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1968 by Representative LeBlanc, recommend the following concerning the reengrossed bill:

1. That the set of amendments proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2003, be adopted.

2. That the following amendments to the reengrossed bill be adopted:

**AMENDMENT NO. 1**

In the set of amendments proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2003, in Amendment No. 2, on page 1, line 7, change “14,400,000” to “$9,400,000”

**AMENDMENT NO. 2**

In the set of amendments proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2003, in Amendment No. 15, on page 2, line 34, after "constitutional," delete the remainder of the line, and delete line 35 and on page 3, delete lines 1 and 2 and insert:

"the commissioner of administration is hereby authorized and directed to transfer this appropriation as follows: to 19-651 Louisiana School for the Visually Impaired in the amount of $10,948; to 19-655 Louisiana Special Education Center in the amount of $10,220; to 19-657 Louisiana School for Math, Science and the Arts in the amount of $53,923; to 19-673 New Orleans Center for the Creative Arts in the amount of $53,789; to 19-681 Subgrantee Assistance, for allocations to Type 2 charter schools, in the amount of $283,479; and to 19-697 Nonpublic Education Assistance in the amount of $17,032,500."

**AMENDMENT NO. 3**

In the set of amendments proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2003, in Amendment No. 17, on page 3, delete line 7, and insert:

"Section 2. The sum of Twenty-nine Million and no/100 ($29,000,000.00)"

**AMENDMENT NO. 4**

On page 1, after line 19, insert:

"01-124 LOUISIANA STADIUM AND EXPOSITION DISTRICT"

Payable out of the State General Fund by Statutory Dedications out of the New Orleans Sports Franchise Fund for operating expenses $ 950,000"

**AMENDMENT NO. 5**

On page 2, at the beginning of line 2, change “01” to “04”

**AMENDMENT NO. 6**

On page 2, between lines 7 and 8, insert:

"EXPENDITURES:
Archives and Records $ 94,341
Museums and other operations $ 42,121
TOTAL EXPENDITURES $ 136,462

MEANS OF FINANCE:
State General Fund by:
Fees & Self-generated Revenues $ 136,462
TOTAL MEANS OF FINANCING $ 136,462"

**AMENDMENT NO. 7**

On page 7, between lines 19 and 20, insert the following:

"Payable out of Federal Funds to the Uncompensated Care Costs Program for the payments of uncompensated care costs to rural hospitals $ 707,341
Provided, however, that the hospitals receiving such payment shall certify Uncompensated Care Costs in the amount of $992,341, which shall conform with rules and regulations of the Centers for Medicare and Medicaid Services."

**AMENDMENT NO. 8**

On page 14, between lines 2 and 3, insert the following:

"Section 7. Notwithstanding any provision of law to the contrary, including provisions of any Capital Outlay Act, the following appropriations are hereby made out of the interest earnings from the investment of general obligation bond or note proceeds in the Comprehensive Capital Outlay Escrow Account:

A. Metropolitan Development Center
Replace HVAC Systems
Project No. 98-342-99B-02, Part 1 $ 470,000
Provided, however, that this appropriation shall be in lieu of the Priority 2 General Obligation Bond funding for this project contained in House Bill No. 2 of the 2003 Regular Session for this project.

B. Ruston Development Center
Life Safety Code Improvements
Project No. 01-107-98-04, Part 66 $ 310,000
Provided, however, that $225,000 of this appropriation shall be in lieu of the Priority 2 General Obligation Bond funding for this project contained in House Bill No. 2 of the 2003 Regular Session for this project.

C. Statewide Roofing, Waterproofing, and Related Repairs and Equipment Replacement Project No. 01-107-97B-03, Parts EV and EZ $ 1,403,308"
Provided, however, that this appropriation shall be in lieu of the Priority 2 General Obligation Bond funding contained in House Bill No. 2 of the 2003 Regular Session for this project.

D. Supplemental Funding

Louisiana University Marine Consortium Project No. 19-674-00B-01, Part 01 $ 41,000

E. Booker-Fowler Fish Hatchery


Suit 486,073, Parish of East Baton Rouge $ 240,000

The appropriation of monies in this Section shall be deemed to be and shall constitute approval by the Joint Legislative Committee on the Budget.

Section 8. Notwithstanding any provision of law to the contrary, including the provisions of R.S. 39:126, the following capital outlay change orders are hereby approved:

A. Louisiana University Marine Consortium Project No. 19-674-00B-01, Part 01 Change Order over $50,000 $ 70,070.82

B. Statewide Roofing Repair at State-owned Buildings

District 3 Project No. 01-107-975-03, Part BM Change Order over $50,000 $ 484,151.00

Provided, however, that the scope of this project is hereby increased to incorporate the completion of hurricane damage to various buildings with funds being provided by the office of risk management from insurance proceeds.

Provided, further, that the approval of the change orders in this Section shall be deemed to be and shall constitute approval by the Joint Legislative Committee on the Budget."

AMENDMENT NO. 9

On page 14, line 3, change "Section 7. to Section 9."

Respectfully submitted,

Representative Jerry Luke LeBlanc
Representative Charlie DeWitt
Representative Edwin R. Murray
Senator John L. "Jay" Dardenne
Senator John Hainkel
Senator Gregory Tarver

Rep. LeBlanc moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—101

NAYS

Total—0

ABSENT

Arnold Kennard
Bruneau Wright

Total—4

The Conference Committee Report was adopted.

Suspension of the Rules

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

House Bills and Joint Resolutions Returned from the Senate with Amendments

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

HOUSE BILL NO. 1956—

BY REPRESENTATIVE WELCH

AN ACT

To enact R.S. 40:2405.4, relative to peace officers; to require applicants for jobs as peace officers to provide a DNA sample and fingerprint prior to commencing the discharge of duties as a peace officer; to require law enforcement agencies to conduct criminal background checks of applicants for the job of peace officers; to provide for voluntary testing of currently employed peace officers; to provide for the adoption of rules; to provide for storage of DNA material and procedures prior to testing; to provide for purposes for which the DNA may be tested; to provide for alternative samples; to provide for definitions; to
provide for penalties for unauthorized use of DNA samples; and
to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Judiciary C to
Reengrossed House Bill No. 1956 by Representative Welch

AMENDMENT NO. 1
On page 2, line 14, change "follicle of his hair" to "biological
sample"

AMENDMENT NO. 2
On page 2, line 15, change "follicle" to "biological sample"

AMENDMENT NO. 3
On page 2, line 16, change "of his hair"

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

ROLL CALL
The roll was called with the following result:

YEAS

Mr. Speaker Frueg Perkins
Alario Futrell Peychaud
Alexander Gallot Pinac
Ansardi Glover Pitre
Arnold Green Powell
Baldone Guillory Quezaire
Baudoin Hammett Richndon
Baylor Heaton Romero
Beard Hebert Salter
Bowler Hill Schneide
Broome Honey Schwegmann
Bruce Hopkins
Brouneau Hudson
Capella Hunter Shaw
Carter, K Hutter Smith, G.—56th
Carter, R Iles Smith, J.D.—50th
Catacaux Jackson, L Smith, J.H.—8th
Craton Jackson, M Smith, J.R.—30th
Crowe Johns Sneed
Curtis Katz Stelly
Dasico Kenney Strain
Daniel LaFleur Swilling
Dartez Lancaster Thompson
Devillier Landrieu Toomy
Diez LeBlanc Townsend
Doerge Lucas Triche
Downs Martiny Tucker
Downs McDonald Waddell
Durand McVea Walker
Erdey Montgomery Walsworth
Fannin Morrell Welch
Farrar Morrish Winston
Faucheux Murray Wooton

Flavin Nevers
Frith Odinet

Total—103

NAYS

Total—0

ABSENT

Kennard Wright
Total—2

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

HOUSE BILL NO. 1981—
BY REPRESENTATIVE MARTINY

To enact R.S. 14:106.2, relative to offenses affecting the general
peace and order; to prohibit the engaging of certain sexual acts
in public; to provide for criminal penalties; and to provide for
related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Judiciary C to
Engrossed House Bill No. 1981 by Representative Martiny

AMENDMENT NO. 1
On page 1, line 12, after "dollars" change "or" to "and" and after
"not" insert "less than ten days nor"

AMENDMENT NO. 2
On page 1, line 13, after "year" delete ", or both."

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

ROLL CALL
The roll was called with the following result:

YEAS

Mr. Speaker Frueg Perkins
Alario Frueg Perkins
Alexander Futrell Peychaud
Ansardi Gallot Pinac
Arnold Glover Pitre
Baldone Guillory Quezaire
Baudoin Hammett Richndon
Baylor Heaton Romero
Beard Hebert Salter
Bowler Hill Schneide
Broome Honey Schwegmann
Bruce Hopkins
Brouneau Hudson
Capella Hunter Shaw
Carter, K Hutter Smith, G.—56th
Carter, R Iles Smith, J.D.—50th
Catacaux Jackson, L Smith, J.H.—8th
Crane Jackson, M Smith, J.R.—30th
Crowe Johns Sneed
Curtis Katz Stelly
Dasico Kenney Strain
Daniel LaFleur Swilling
Dartez Lancaster Thompson
Devillier Landrieu Toomy
Diez LeBlanc Townsend
Doerge Lucas Triche
Downs Martiny Tucker
Downs McDonald Waddell
Durand McVea Walker
Erdey Montgomery Walsworth
Fannin Morrell Welch
Farrar Morrish Winston
Faucheux Murray Wooton

Flavin Nevers
Frith Odinet

Total—103

NAYS

Total—0

ABSENT

Kennard Wright
Total—2

The amendments proposed by the Senate were concurred in by
the House.
HOUSE BILL NO. 2009  (Substitute for House Bill No. 1012 by Representative Devillier)—

BY REPRESENTATIVE DEVILLIER

AN ACT

To enact R.S. 40:962.1.1, relative to the Uniform Controlled Dangerous Substances Law; to provide for the crime of possession of twelve grams or more of ephedrine, pseudoephedrine, or phenylpropanolamine or their salts; to provide for penalties; to provide for applicability; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 2009 by Representative Devillier

AMENDMENT NO. 1

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

"(6) Any manufacturer, wholesaler, distributor, or retail business which sells, transfers, or otherwise furnishes products to customers for medicinal purposes, which products contain ephedrine, pseudoephedrine, or phenylpropanolamine or their salts, optical isomers, and salts or optical isomers, while acting within the scope and course of that business."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker—Frith
Alario—Fruge
Alexander—Gallot
Ansardi—Glover
Arnold—Green
Baldone—Guillory
Baudoin—Hammett
Baylor—Heaton
Beard—Hebert
Bowler—Hill
Broome—Honey
Bruce—Hopkins
Bruneau—Hudson
Capella—Hunter
Carter, K—Hutter
Carter, R—Iles
Cazayoux—Jackson, L
Crand—Jackson, M
Crowe—Johns
Curtis—Katz
Damico—Kenney
Dartez—LaFleur
Devillier—Lancaster
Diez—Landrieu
Doerge—LeBlanc
Downer—Lucas
Downs—Martiny
Durand—McDonald
Erdey—McVea
Fannin—Montgomery
Farrar—Morrell
Faucheux—Morrish
Flavin—Murray

Total—101

NAYS

Mr. Speaker—Nevers
Alario—Perkins
Alexander—Peychaud
Ansardi—Pierre
Arnold—Pinac
Baldone—Pitre
Baudoin—Powell
Baylor—Quezaire
Beard—Richmond
Bowler—Romero
Broome—Salter
Bruce—Scalise
Bruneau—Schneider
Capella—Schwegmann
Carter, K—Shaw
Carter, R—Iles
Cazayoux—Smith, G
Crand—Smith, J.D
Crowe—Smith, M
Curtis—Sneed
Damico—Steele
Dartez—Strain
Devillier—Swilling
Diez—Thompson
Doerge—Toomy
Downer—Townsend
Downs—Triche
Durand—Tucker
Erdey—Waddell
Fannin—Walker
Farrar—Wasson
Faucheux—Welch
Flavin—Winston

Total—99

ABSENT

Crowe—Walsworth
Curtis—Wright

Total—6

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

HOUSE BILL NO. 2014  (Substitute for House Bill No. 1224 by Representative Walsworth)—

BY REPRESENTATIVES WALSWORTH, DEWITT, AND JOHNS

AN ACT

To amend and reenact R.S. 40:1299.39.1(A)(2)(c) and (I)(3) and (4) and 1299.47(A)(2)(c) and (I)(2)(b) and to enact R.S. 40:1299.47(I)(2)(c) and (d), relative to medical malpractice review panels; to provide for the failure to appoint an attorney chairman of the state and the private medical review panels within one year from the date of request; to provide for the dismissal of claims; to provide for unanimous decisions by state and private medical review panels; to provide for the posting of the costs; to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.
SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 2014 by Representative Walsworth

AMENDMENT NO. 1
On page 1, line 2, after "(I)", delete the remainder of the line and insert "(3), (4) and (5) and"

AMENDMENT NO. 2
On page 1, line 4, after "(d)" insert "(3)"

AMENDMENT NO. 3
On page 1, line 12, after "(I)", delete the remainder of the line and insert "(3), (4) and (5) and "

AMENDMENT NO. 4
On page 1, line 14, after "(d)" insert "(3)"

AMENDMENT NO. 5
On page 4, delete lines 4 through 6 in their entirety, and insert the following:

"shall swear under oath to the attorney chairman of the state medical review panel that the claimant cannot afford the costs of the state medical review panel as they accrue, then submit to the attorney chairman prior to the convening of the state medical review panel an in forma pauperis ruling issued in accordance with Louisiana Code of Civil Procedure Articles 5181, et seq., by a district court in a venue in which the malpractice claim could properly be brought upon the conclusion of the state medical review panel process. Upon timely receipt of the in forma pauperis ruling, the costs of the state medical"

AMENDMENT NO. 6
On page 4, delete lines 22 through 26 in their entirety

AMENDMENT NO. 7
On page 5, delete lines 1 through 8 in their entirety and insert the following:

"defendant state or person covered by this Part shall not be required to post a cash or surety bond in the amount of all costs of the state medical review panel. However, upon the conclusion of the medical malpractice suit, the court shall order that the defendant state or person covered by this Part reimburse to the claimant the costs of the state medical review panel unless a final judgment is rendered finding that the defendant state or person covered by this Part has no liability for damages to the claimant."

AMENDMENT NO. 8
On page 5, between lines 8 and 9 insert the following:

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

AMENDMENT NO. 9
On page 7, delete lines 9 through 12 in their entirety and insert the following:

"shall swear under oath to the attorney chairman of the state medical review panel that said claimant cannot afford the costs of the medical review panel as they accrue, then the costs of the medical review panel shall be paid by the health care provider, submit to the attorney chairman prior to the convening of the medical review panel an in forma pauperis ruling issued in accordance with Louisiana Code of Civil Procedure Articles 5181, et seq., by a district court in a venue in which the malpractice claim could properly be brought upon the conclusion of the medical review panel process. Upon timely receipt of the in forma pauperis ruling, the costs of the medical review panel shall be paid by the defendant health care provider with the proviso that if the claimant"

AMENDMENT NO. 10
On page 8, between lines 10 and 11, insert the following:

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

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Hines to Engrossed House Bill No. 2014 by Representative Walsworth

AMENDMENT NO. 1
On page 4, line 14, after "submitted" delete the remainder of the line and delete line 15 in its entirety and insert "an in forma pauperis ruling to the panel's attorney chairman, and thereafter"
AMENDMENT NO. 2

On page 7, line 18, after "submitted" delete the remainder of the line and delete line 19 in its entirety and insert "an in forma pauperis ruling to the panel's attorney chairman, and thereafter the"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini to Engrossed House Bill No. 2014 by Representative Walsworth

AMENDMENT NO. 1

On page 8, between lines 11 and 12, insert the following:

"Section 1. The provisions of this Act shall apply only to a claim filed on or after the effective date of this Act."

AMENDMENT NO. 2

On page 8, line 12, after "Section" change "2" to "3"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—101

NAYS

Total—0

ABSENT

Crowe Kennard
Daniel Wright

Total—4

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

HOUSE BILL NO. 2017 (Substitute for House Bill No. 641 by Representative Winston)—
BY REPRESENTATIVE WINSTON
AN ACT

To enact R.S. 15:587.1(H), relative to the Louisiana Bureau of Criminal Identification and Information; to provide with respect to the duty to provide information; to provide that licensed child placement agencies and persons authorized to conduct preplacement home studies shall have access to criminal history information on certain persons; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Schedler to Engrossed House Bill No. 2017 by Representative Winston

AMENDMENT NO. 1

On page 1, line 2, after "To" insert "amend and reenact R.S. 15:587(B) and to"

AMENDMENT NO. 2

On page 1, line 6, after the semicolon ";" insert "to provide for fingerprinting services by such bureau under certain circumstances; to authorize fees for such services;"

AMENDMENT NO. 3

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

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

*          *          *

B.(1) The bureau may charge a processing fee of twenty-six dollars for information provided to any agency or entity statutorily eligible to receive this information, except another state or local law enforcement agency, pursuant to a request to assist the agency in performing a screening function as part of any regulatory or licensing scheme. Payment of the processing fee shall accompany the request for such information and shall be deposited by the bureau immediately upon receipt into the Criminal Identification and Information Fund.
(2) The bureau may charge a processing fee of ten dollars for fingerprinting of any individual. Payment of the processing fee shall accompany the request for fingerprinting and shall be deposited by the bureau immediately upon receipt into the Criminal Identification and Information Fund.

* * *

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—102

NAYS

Total—0

ABSENT

Kennard Montgomery Wright

Total—3

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

HOUSE BILL NO. 52—
BY REPRESENTATIVE GARY SMITH
AN ACT
To enact R.S. 29:732.1, relative to states of emergency; to prohibit telemarketing activity during a declared state of emergency; to provide for definitions; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 52 by Representative Gary Smith

AMENDMENT NO. 1

On page 1, line 2 change “29:732.1” to “Chapter 8-I of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:844.21 through 844.23”

AMENDMENT NO. 2

On page 1, line 6 change “29:732.1” to “Chapter 8-I of Title 45 of the Louisiana Revised Statutes of 1950, comprised of R.S. 45:844.21 through 844.23”

AMENDMENT NO. 3

On page 1, between lines 6 and 7 insert the following:

“Chapter 8-I Telephonic Solicitation Prohibited During State of Emergency

AMENDMENT NO. 4

On page 1, line 7 change “732.1” to “844.21”

AMENDMENT NO. 5

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

“(3) “Commission” means the Louisiana Public Service Commission.

§844.22 Duties of the Commission

A. Upon declaration of a state of emergency by the governor, the Commission shall immediately notify such telephonic solicitor that an emergency has been declared and that during such state of emergency telephonic solicitation is prohibited.

B. The Commission shall adopt and formulate rules and regulations to implement the provisions of this Chapter.”

AMENDMENT NO. 6

On page 2, delete lines 10 through 15 and insert the following:

“§844.23 Violations; penalties

A. The commission shall investigate any complaint received concerning violations of this Chapter. If, after investigating such complaint, the commission finds there has been a violation of this Chapter, the commission, after notice and hearing, shall impose an
administrative penalty against the telephonic solicitor not to exceed one thousand five hundred dollars for each violation.

B. Any telephonic solicitor found by the commission to be in violation of this Chapter, who refuses to pay the fine assessed, shall after notice and hearing, be assessed additional cost and reasonable attorney fees related to the collection of the fine.

AMENDMENT NO. 7

On page 2, line 16 change "D.") to "C.") and change "Section" to "Chapter".

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chaisson to Engrossed House Bill No. 52 by Representative Gary Smith

AMENDMENT NO. 1

On page 2, line 3, after "organization" insert ": except for the American Red Cross"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Gallot Peychaud
Alario Glover Pierre
Alexander Guiriory Pitre
Arnold Hammitt Powell
Baldone Heaton Quezaire
Baudoin Hebert Richmond
Baylor Hill Romero
Beard Honey Salter
Bowler Hopkins Scalise
Broome Hudson Schneider
Bruce Hunter Schwemmann
Bruneau Hutter 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.R.—30th
Crowe Katz Stelly
Curtis Kenney Strain
Damico LaFleur Swilling
Daniel Lancaster Thompson
Dartez Landrieu Toomy
Devillier LeBlanc Townsend
Diez Lucas Triche
Doerge Martiny Tucker
Downer McDonald Waddell
Downs McVea Walker
Durand Montgomery Walsworth
Farrar Morrell Welch
Fauschex Morris Winston
Frith Murray Wright
Fruge Nevers
Futrell Odinet

Total—97

NAYS

Perkins
Total—1

ABSENT

Carter, R Flavin Wooton
Erdey Kennard Sneed
Fannin

Total—7

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

HOUSE BILL NO. 133—
BY REPRESENTATIVE PINAC

AN ACT
To amend and reenact R.S. 36:801.1(A) and 803(A), R.S. 44:5(A), and R.S. 49:191(13)(c) and 968(B)(1), to enact R.S. 36:4.1(G), and to repeal R.S. 36:4.1(B)(2), relative to economic development; to provide for the transfer of certain licensing agencies; to provide relative to public records; for the termination of certain state entities; to provide for the review of agency rules; to provide for the transfer of the Louisiana State Racing Commission; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 133 by Representative Pinac

AMENDMENT NO. 1

On page 1, delete line 3 and insert "49:968(B)(1), to enact R.S. 36:4.1(G) and R.S. 49:191(14), and to repeal"

AMENDMENT NO. 2

On page 1, line 4 after "R.S. 36:4.1(B)(2)" and before the comma "," insert "and R.S. 49:191(13)(c)"

AMENDMENT NO. 3

On page 4, delete lines 22 through 25 and insert the following:

"(14) July 1, 2006:

(a) Those entities transferred to or placed within the office of the governor pursuant to R.S. 36:4(V) and 4.1.,"

AMENDMENT NO. 4

On page 5, line 23 after "R.S. 36:4.1(B)(2)" and before "hereby" delete "is" and insert "and R.S. 49:191(13)(c) are"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 133 by Representative Pinac

AMENDMENT NO. 1

In Senate Committee Amendment No.4 proposed by the Senate Committee Commerce, Consumer Protection and International
Affairs and adopted by the Senate on June 5, 2003, on line 14, at the end of the line insert "; and following "in" and before "entirety" change "its" to "their"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Gallot Perkins
Alario Glover Peychaud
Alexander Green Pierre
Ansardi Guillory Pinac
Arnold Hammett Pitre
Baldone Heaton Powell
Baudoin Hebert Quezaire
Bayor Hill Richmond
Beard Honey Romero
Bowler Hopkins Salter
Broune Hudson Scalise
Bruce Hunter Schneider
Bruneau Hutter Schwegmann
Capella Iles Shaw
Carter, R Jackson, L Smith, G.—56th
Cazayoux Jackson, M Smith, J.D.—50th
Crane Johns Smith, J.H.—8th
Crowe Katz Smith, J.R.—30th
Curtis Kenney Sneed
Cazayoux Jackson, M Smith, J.D.—50th
Dartez Lancaster Strain
Deviller Landrieu Swilling
Diez LeBlanc Thompson
Doerge Lucas Toomy
Downer Martiny Townsend
Downs McDonald Triche
Durand McVeas Tucker
Fannin Montgomery Waddell
Farrar Morrell Walker
Fauciexes Morrish Welch
Frith Murray Winston
Frute Nevers Wooton
Futrell Odinet Wright
Total—99

NAYS

Total—0

ABSENT

Carter, K Erdey Kennard
Daniel Flavin Walsworth
Total—6

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

HOUSE BILL NO. 150—
BY REPRESENTATIVE TUCKER
AN ACT

To enact R.S. 45:844.4 and 844.8, relative to telephonic solicitations; to provide relative to solicitations to wireless subscribers; to provide for definitions; to prohibit certain solicitations; to provide for responsibility; to provide for investigations and penalties; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 150 by Representative Tucker

AMENDMENT NO. 1

On page 1, delete line 2 through 16 and insert the following:

"To amend and reenact R.S. 45:844.12(3), relative to telephonic solicitation; to provide for mobile telecommunication services; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 45:844.12(3) is hereby amended to read as follows:

§844.12. Definitions

As used in this Chapter, the following terms and phrases shall have the meanings hereinafter ascribed to them:

* * *

(3) "Residential telephonic subscriber" means any natural person who has subscribed to residential telephonic service from a telecommunications service provider or a provider of mobile telecommunications service as defined in R.S. 47:301(14)(a)(i)(bb), or any other natural person living or residing with such person.

* * *

AMENDMENT NO. 2

Delete pages 2 through 5 in their entirety.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 150 by Representative Tucker

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on June 5, 2003, on line 7, following "amended" and before "to" insert "and reenacted"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hollis to Engrossed House Bill No. 150 by Representative Tucker

AMENDMENT NO. 1

Delete Senate Committee Amendments Nos. 1 and 2, proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on June 5, 2003

Rep. Tucker moved that the amendments proposed by the Senate be concurred in.
ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Fruge Peychaud
Alario Futrell Pierre
Alexander Gallot Pinac
Ansardi Glover Pitre
Arnold Green Powell
Baldone Guillory Quezaire
Baudoin Hammett Richmon
Baylor Heaton Romero
Beard Hebert Salter
Bowler Hill Scalise
Broome Honey Schneider
Bruce Hopkins Schwegmann
Bruneau Hudson Shaw
Capella Hunter Smith, G.—56th
Carter, K Hutter Smith, J.D.—50th
Carter, R Iles Smith, J.H.—8th
Cazayoux Jackson, L Smith, J.R.—30th
Crane Jackson, M Sneed
Crowe Johns Stelly
Curtis Katz Strain
Damico Kenney Swilling
Daniel LaFleur Thompson
Dartez Lancaster Toomy
Devillier Landrieu Townsend
Diez LeBlanc Triche
Doerge Lucas Tucker
Downer Martiny Waddell
Downs McDonald Walker
Durand Montgomery Walsworth
Fannin Morrell Welch
Farrar Morrish Winston
Fauchoux Murray Wooton
Flavin Nevers Wright
Fridt Odinet
Total—101

NAYS

Total—0

ABSENT

Erdey McVea
Kennard Perkins
Total—4

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

HOUSE BILL NO. 154—
BY REPRESENTATIVE PITRE
AN ACT
To amend and reenact R.S. 18:463(A)(2) and to enact R.S. 18:495, relative to qualifying for public office; to provide for the notice of candidacy; to require certain certifications; to provide for actions objecting to candidacy under certain circumstances; to provide for payment of attorney fees and court costs under certain circumstances; to provide for criminal penalties; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 201—
BY REPRESENTATIVE WALKER AND SENATOR HINES
AN ACT
To amend and reenact R.S. 33:130.581(A), 130.582(A)(introductory paragraph) and (5) and (B), and 130.584(A), (B)(introductory paragraph) and (1), (2), (5), (10), (11), and (14), and (C)(2) and to enact R.S. 33:130.582(A)(6), (7), and (8) and 130.584(B)(15), (16), (17), (18), and (19), relative to the Economic Development Board for the Parish of Avoyelles; to increase the membership of the board; to provide relative to the membership of the advisory board to the economic development board; to provide relative to the appointment of advisory board members; to provide relative to the terms of office of the members of such boards; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 201 by Representative Walker

AMENDMENT NO. 1
On page 2, line 25, change "fifteen" to "sixteen"

AMENDMENT NO. 2
On page 3, line 1, change "Eight" to "Nine"

AMENDMENT NO. 3
On page 3, line 2, change "eight" to "nine"

AMENDMENT NO. 4
On page 3, line 17, change "four" to "five"

AMENDMENT NO. 5
On page 5, line 5 after "parish" insert ", appointed by the Louisiana AFL-CIO"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 201 by Representative Walker

AMENDMENT NO. 1
On page 3, lines 20 and 21, change "(6) and (7)" to "(7) and (8)"

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

ROLL CALL

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

<table>
<thead>
<tr>
<th>Mr. Speaker</th>
<th>Futrell</th>
<th>Peychaud</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alario</td>
<td>Gallot</td>
<td>Pierre</td>
</tr>
<tr>
<td>Alexander</td>
<td>Glover</td>
<td>Pitre</td>
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Total—103

**NAYS**

Total—0

**ABSENT**

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The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 335—**

**BY REPRESENTATIVE PINAC**

**AN ACT**

To amend and reenact R.S. 9:3561(D) and 3561.1(A) and (B), relative to consumer credit; to provide relative to consumer loan licensees; to provide for change of control; to provide relative to fees for consumer loan licenses; and to provide for related matters.

Read by title.

**Motion**

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

---

**HOUSE BILL NO. 363—**

**BY REPRESENTATIVE SALTER**

**AN ACT**

To amend and reenact R.S. 40:1496.17(D), relative to the Parishwide Fire Protection District of Red River Parish; to provide relative to the administration of funds of the district; to provide that the board of commissioners of the district shall administer such funds; to provide for implementation; and to provide for related matters.

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 363 by Representative Salter

**AMENDMENT NO. 1**

On page 1, line 2, after "R.S. 40:1496.17(D)" insert "and 1502.10(A)" and after "relative to" delete the remainder of the line and insert "Fire Protection Districts;"

**AMENDMENT NO. 2**

On page 1, line 3, delete "Protection District of Red River Parish;"

**AMENDMENT NO. 3**

On page 1, line 4 after "of the" delete "district" and insert "Fire Protection District of Red River Parish"

**AMENDMENT NO. 4**

On page 1, line 6, after "implementation;" insert "to authorize the governing authority of the Fire Protection District No.1 of Caddo Parish, subject to voter approval, to establish and collect a service charge or rates of service charges;"

**AMENDMENT NO. 5**

On page 1, after line 17, insert the following:

"Section 2. R.S. 40:1502.10(A) is hereby amended and reenacted to read as follows:

$1502.10. Service charge authorized for Fire Protection District No. 1, Fire Protection District No. 3, and Fire Protection District No. 7 of Caddo Parish; assessment and collection

A. The governing authority of Fire Protection District No. 1, the governing authority of Fire Protection District No. 3, and the governing authority of Fire Protection District No. 7 of Caddo Parish are hereby authorized to establish, by majority vote of the members of the authority, a service charge or rates of service charges to be assessed persons owning each residential or commercial structure, whether occupied or unoccupied, located wholly or partly within the boundaries of the fire protection district, subject to the provisions of Subsection B of this Section. For purposes of this Section, each residential or commercial unit in a structure and each housing unit within a multiple dwelling structure shall be considered a separate structure, and a mobile home, as defined in R.S. 9:1149.2(3), shall be considered a structure. Such service charges or rates of service charges shall be established by the governing authority of such district and shall be framed so as to cover and shall be used for the
costs of any or all fire protection, emergency medical transportation, and all emergency services incidental thereto.

*          *          *

AMENDMENT NO. 6
On page 2, line 1, change "2" to "3"

AMENDMENT NO. 7
On page 2, line 8, change "3" to "4"

AMENDMENT NO. 8
On page 2, lines 13 and 18, change "and 3" to "3 and 4"

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker Futrell Peychaud
Alario Gallot Pierre
Alexander Glover Pinac
Ansardi Green Pitre
Arnold Guillory Powell
Baldone Hammett Quezaire
Baudoin Heaton Richmond
Baylors Hebert Romero
Beard Hill Salter
Bowers Honey Scalise
Broome Hopkins Schneider
Bruce Hudson Schwegmann
Bruneau Hunter Shaw
Capella Hutter Smith, G.—56th
Carter, K. Iles Smith, J.D.—50th
Carter, R. Jackson, L Smith, J.R.—30th
Crane Johns Sneed
Crowe Katz Stelly
Curtis Kenney Strain
Damico LaFleur Swilling
Daniel Lancaster Thompson
Devillier Landrieu Toomy
Diez LeBlanc Townsend
Doerge Lucas Triche
Downer Martiny Tucker
Downs McDonald Waddell
Durand McVea Walker
Erdey Montgomery Walsworth
Fannin Morrell Welsh
Farrar Morrish Winston
Faucheux Murray Wooton
Flavin Nevers Wright
Frith Ondet
Frugs Perkins
Total—103

NAYS
Total—0

ABSENT
Dartez Kennard

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

SENATE BILL NO. 397—
BY SENATOR FONTENOT
AN ACT
To enact Part I of Chapter 23 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:7741, relative to mosquito abatement; to authorize Livingston Parish to collect a mosquito abatement service charge on their local utility bill; and to provide for-related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 397 by Representative Green

AMENDMENT NO. 1
On page 1, at the end of line 9, change "married person" to "woman"

AMENDMENT NO. 2
On page 1, at the beginning of line 10, after "at" and before "option" change "his" to "her"

AMENDMENT NO. 3
On page 1, line 10, change "his surname, his" to "her maiden name, her"

AMENDMENT NO. 4
On page 1, line 11, after "widowed" and before "or" insert a comma ",," and insert "divorced"

AMENDMENT NO. 5
On page 1, at the end of line 11, change "person" to "woman"

AMENDMENT NO. 6
On page 1, line 12, change "his surname" to "her maiden name"

AMENDMENT NO. 7
On page 1, line 12, after "of" and before "deceased" change "his" to "her"

AMENDMENT NO. 8
On page 1, delete lines 14 through 16 in their entirety

AMENDMENT NO. 9
On page 2, delete lines 1 and 2 in their entirety

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

ROLL CALL
The roll was called with the following result:

**YEAS**

- Mr. Speaker Futrell
- Alario Gallot
- Alexander Glover
- Ansardi Green
- Arnold Guillaum
- Baldone Hammett
- Baudoin Heaton
- Baylor Hebert
- Beard Hill
- Bowler Honey
- Broome Hopkins
- Bruce Hudson
- Bruneau Hutter
- Capella Hutter
- Carter, K Iles
- Carter, R Jackson, L
- Cazayoux Jackson, M
- Crowe Johns
- Curtis Katz
- Damico Kenney
- Daniel LaFleur
- Dartez Lancaster
- Devillier Landrieu
- Diez LeBlanc
- Doerge Lucas
- Downer Martin
- Downs McDonald
- Durand McVe
- Erdey Montgomery
- Fannin Morrell
- Farrar Morris
- Faucheux Murray
- Flavin Nevers
- Frith Odinet
- Fruge Perkins

Total—103

**NAYS**

Total—0

**ABSENT**

- Crane Kennard

Total—2

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

**HOUSE BILL NO. 453—**

**BY REPRESENTATIVE HAMMETT**

**AN ACT**

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

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 453 by Representative Hammett

**AMENDMENT NO. 1**

On page 2, line 4, after "venue" delete the remainder of the line and delete lines 5 through 8 in their entirety

**AMENDMENT NO. 2**

On page 2, line 23, after "C." delete the remainder of the line and delete line 24 in its entirety

**AMENDMENT NO. 3**

On page 2, line 25, delete "Article 3447."

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senators Ellington and Michot to Reengrossed House Bill No. 453 by Representative Hammett

**AMENDMENT NO. 1**

On page 1, line 4, after "surveyor," insert "professional interior designer,"

**AMENDMENT NO. 2**

On page 1, line 8, after "surveyor," insert "professional interior designer,"

**AMENDMENT NO. 3**

On page 1, line 13, after "37:141," insert "or professional interior designer, or licensee as defined in R.S. 37:3171,"

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

- Mr. Speaker Futrell
- Alario Gallot
- Alexander Glover
- Ansardi Green
- Arnold Guillaum
- Baldone Hammett
- Baudoin Heaton
- Baylor Hebert
- Beard Hill
- Bowler Honey
- Broome Hopkins
- Bruce Hudson
- Bruneau Hutter
- Capella Hutter
- Carter, K Iles
- Carter, R Jackson, L
- Cazayoux Jackson, M
- Crowe Johns
- Curtis Katz
- Damico Kenney
- Daniel LaFleur
- Dartez Lancaster

Total—103

**NAYS**

Total—0

**ABSENT**

- Crane Kennard

Total—2

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

**HOUSE BILL NO. 453—**

**BY REPRESENTATIVE HAMMETT**

**AN ACT**

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

Read by title.

The above bill was taken up with the amendments proposed by the Senate.
The roll was called with the following result:

| YEAS | | |
|-------|---------------------|
| Mr. Speaker | Futrell | Peychaud |
| Alario | Gallot | Pierre |
| Alexander | Glover | Pmác |
| Ansardi | Green | Pitre |
| Arnold | Guillory | Quezaire |
| Baldoine | Hammett | Richmond |
| Baudoin | Heaton | Romero |
| Baylor | Hebert | Salter |
| Beard | Hill | Scalise |
| Bowler | Honey | Schneider |
| Broome | Hopkins | Schwemmann |
| Bruce | Hudson | Shaw |
| Bruneau | Hunter | Smith, G.—56th |
| Capella | Hutter | Smith, J.D.—50th |
| Carter, K | Iles | Smith, J.H.—8th |
| Carter, R | Jackson, L | Smith, J.R.—30th |
| Carazoux | Jackson, M | Snead |
| Crowe | Johns | Stelly |
| Curtis | Kenney | Strain |
| Damico | LaFleur | Swilling |
| Daniel | Lancaster | Thompson |
| Dartez | Landrieu | Toomy |
| Devillier | LeBlanc | Townsend |
| Doerge | Lucas | Triche |
| Downer | Martiny | Tucker |
| Downs | McDonald | Waddell |
| Durand | McVeA | Walker |
| Erdey | Montgomery | Walsworth |
| Fannin | Morrell | Welch |
| Farrar | Morrish | Winston |
| Faucheux | Murray | Wooton |
| Flavin | Nevers | Wright |
| Frith | Odinet | Perkins |
| Fruge | Perkins | |
| Total—103 | | |
| NAYS | | |
| Total—0 | | |

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

**HOUSE BILL NO. 469—**

**BY REPRESENTATIVE SALTER**

An ACT

To amend and reenact R.S. 56:643(B)(2), relative to hunting and fishing licenses; to provide for qualifications for a license available to state residents on active military duty; and to provide for related matters.

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 469 by Representative Salter.

**AMENDMENT NO. 1**

On page 1, line 18, between “state,” and “This” insert the following:

“A copy of the prior year’s income tax return or a copy of the applicant’s voter registration card shall constitute sufficient proof of residence.”

**AMENDMENT NO. 2**

On page 2, below line 11, add the following:

“Section 2. The Louisiana State Law Institute shall merge the provisions of this Act amending R.S. 56:643(B)(2) with the provisions of that Act which originated as House Bill No. 749 of the 2003 Regular Session amending R.S. 56:643(B)(2). In the event of any conflict between the provisions of this Act and those of any other Act adopted by the legislature at its Regular Session in 2003, specifically the Act which originated as House Bill No. 749 of the 2003 Regular Session, regardless of which Act is adopted later or signed later by the governor, the provisions of this Act shall prevail.”

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

**HOUSE BILL NO. 501—**

**BY REPRESENTATIVE SWILLING**

An ACT

To enact R.S. 33:9076, to create the Lake Barrington Subdivision Improvement District; 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; to provide relative to district plans; and to provide for related matters.

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**
Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 501 by Representative Swilling

**AMENDMENT NO. 1**

On page 2, lines 20 and 23, change "the" to "any"

**AMENDMENT NO. 2**

On page 3, line 1, change "the" to "any"

**AMENDMENT NO. 3**

On page 6, between lines 16 and 17 insert:

"(8) Any such unpaid tax or fee will be added to the tax rolls of the city and shall be enforced with the same authority and subject to the same penalties and procedures as are unpaid ad valorem taxes.

**AMENDMENT NO. 4**

On page 6, line 17, change "(8)" to "(9)"

**AMENDMENT NO. 5**

On page 6, at the end of line 25, insert "The city may retain one percent of the amount collected as a collection fee."

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

- Mr. Speaker Futrell
- Alario Gallot
- Alexander Glover
- Ansardi Green
- Arnold Guillory
- Baldone Hammett
- Baudoin Heaton
- Baylor Hebert
- Beard Hill
- Bowler Honey
- Broome Hopkins
- Bruce Hudson
- Bruneau Hunter
- Capella Hutter
- Carter, K Iles
- Carter, R Jackson, L
- Cazayoux Jackson, M
- Crane Johns
- Crowe Katz
- Curtis Kenney
- Daminco LaFleur
- Daniel Lancaster
- Dartez Landrieu
- Devillier LeBlanc
- Diez Lucas
- Doerge Martiny
- Downs McDonald
- Durand McVea
- Erdey Montgomery
- Fannin Morrell
- Farrar Morrish
- Faucheux Murray
- Flavin Nevers
- Frith Odinet
- Fruge Perkins
- Wooton Wright

Total—103

**NAYS**

Downer Kennard

Total—2

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 622—**

**BY REPRESENTATIVE PINAC**

An Act

To amend and reenact R.S. 32:1252(10) and 1254(N)(1)(a) and to enact R.S. 32:1254.1(D), relative to motor vehicles; to revise the definition of "franchise"; to provide for the effect of enactments and rules on licensees; to provide relative to warranty and sales incentive audits; and to provide for related matters.

Read by title.

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

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Boissiere to Engrossed House Bill No. 622 by Representative Pinac

**AMENDMENT NO. 1**

On page 1, line 2, change "32:1252(10)" to "32:398(K)(1), 1252(10),"

**AMENDMENT NO. 2**

On page 1, line 5, between “audits;” and “and” insert the following:

“to provide for assessment of certain fees to provide copies of reports concerning motor vehicles involved in accidents;”

**AMENDMENT NO. 3**

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

“Section 1. R.S. 32:398(K)(1) is hereby amended and reenacted to read as follows:

§398. Accident reports; when and to whom made; information aid; fees for copies; fees for accident photographs

* * * K.(1)(a) The reports required by this Section, and the information contained in the reports, shall be confidential, shall be exempt from the provisions of R.S. 44:1 et seq., and shall be made available only: to the parties to the accident, parents or guardians of a minor who is a party to the accident, and insurers of any party which is the subject of the report; to the succession representatives of those parties, or to the attorneys of the parties or succession representatives; or to a news-gathering organization that requests...
documents related to the accident. Upon request, accident reports shall be made available to the above-enumerated persons within seven working days following the completion of the accident investigation.

(b) In any parish with a population exceeding four hundred seventy-five thousand as of the most recent federal decennial census, the local police department may charge a reasonable fee, not to exceed the sum of twenty dollars, to provide copies of accident reports. State departments and agencies shall not be required to pay such fee.

AMENDMENT NO. 4
On page 1, line 8, change “Section 1.” to “Section 2.”

AMENDMENT NO. 5
On page 1, below line 17, add the following:

“Section 3. The provisions of this Act which amend and reenact R.S. 32:398(K)(1) shall supersede and prevail over the amendment to R.S. 32:398(K)(1) as proposed in the Act which originated as Senate Bill No. 773 of this 2003 Regular Session.”

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

ROLL CALL
The roll was called with the following result:

YEAS

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<th>Peychaud</th>
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Total—98

NAYS

| Diez         | Jackson, L     | Smith, J.R.—30th |
| Frith        | Kennard        |                    |
| Hutter       | LaFleur        |                    |

Total—7

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 633—
BY REPRESENTATIVE HUTTER
AN ACT
To enact R.S. 49:170.8, to designate the Creole Tomato as the state vegetable plant; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Senate and Governmental Affairs to Engrossed House Bill No. 633 by Representative Hutter

AMENDMENT NO. 1
On page 1, line 3, after "plant;" insert "to designate the sweet potato as the state vegetable;"

AMENDMENT NO. 2
On page 1, line 6, at the end of the line insert "; state vegetable"

AMENDMENT NO. 3
On page 1, line 7, before "There" insert "A."

AMENDMENT NO. 4
On page 1, after line 10 insert the following:

"B. There shall be an official state vegetable. The official state vegetable shall be the sweet potato. Its use on official documents of the state and with the insignia of the state is hereby authorized."

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

ROLL CALL
The roll was called with the following result:

YEAS

| Alario         | Gallot           | Perkins |
| Alexander      | Glover           | Peychaud|
| Ansardi        | Green            | Pierre  |
| Arnold         | Guilyard         | Pinac   |
| Baldone        | Hammett          | Pitre   |
| Baylor         | Heaton           | Powell  |
The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 713—**
**BY REPRESENTATIVE HUTTER**

**AN ACT**

To amend and reenact R.S. 32:295(A), (B)(2), (C), (D), and (H) and to enact R.S. 32:295(B)(3), (I), and (J), relative to child passenger restraint systems in motor vehicles; to provide for the age at which certain child restraint systems shall be used; to provide for definitions; to provide for situations in which passenger side airbag systems are activated; to provide relative to the nature of certain violations; to provide relative to penalties; and to provide for related matters.

Read by title.

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

**SENATE FLOOR AMENDMENTS**

Conforming Amendments proposed by Senator Dupre to Reengrossed House Bill No. 713 by Representative Hutter (Duplicate of Senate Bill No. 287)

**AMENDMENT NO. 1**

On page 1, line 2, after “(C),” delete the remainder of the line and insert in lieu thereof the following:

“and (D) and to enact”

**AMENDMENT NO. 2**

On page 1, line 3, change “32:295(B)(3), (I), and (J),” to “32:295(B)(3) and (I),”

**AMENDMENT NO. 3**

On page 1, delete line 7 in its entirety and insert in lieu thereof the following:

“provide for an effective date;”

**AMENDMENT NO. 4**

On page 1, line 8, delete “to penalties;”

**AMENDMENT NO. 5**

On page 1, line 10, after “(B)(2),” delete the remainder of the line in its entirety and insert in lieu thereof the following:

“(C), and (D) are hereby”

**AMENDMENT NO. 6**

On page 1, line 11, change “32:295(B)(3), (I), and (J),” to “32:295(B)(3) and (I),”

**AMENDMENT NO. 7**

On page 2, line 7, delete “younger than”

**AMENDMENT NO. 8**

On page 2, line 26, immediately after “available” delete the period “.” and add the following:

“and the child weighs more than forty pounds.”

**AMENDMENT NO. 9**

On page 3, line 1, change “and” to “or”

**AMENDMENT NO. 10**

On page 3, between lines 5 and 6, insert the following:

“(3) A child who because of age or weight can be placed in more than one category shall be placed in the more protective category.”

**AMENDMENT NO. 11**

On page 3, line 18, change “a” to “the”

**AMENDMENT NO. 12**

On page 4, delete lines 4 through 22 in their entirety.
AMENDMENT NO. 15

On page 4, line 23, change “J.” to “I.”

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Fruge Odet
Alario Futrell Peychaud
Alexander Gallot Pierre
Ansardi Glover Pinac
Arnold Green Pitre
Baldone Guillory Quezaire
Baudoin Hammett Richmond
Bayor Heaton Romero
Beard Hebert Scalise
Bowler Hill Schneider
Bromme Honey Schwemmann
Bruce Hopkins Shaw
Bruneau Hunter Smith, G.—56th
Capella Iles Smith, J.D.—50th
Carter, K Jackson, L Smith, J.H.—8th
Carter, R Jackson, M Sneed
Damico Johns Stelly
Daniel Katz Strain
Dartez Kenney Swilling
Devillier Lancaster Thompson
Diez Landrieu Toomy
Doerge LeBlanc Townsend
Downer Lucas Tucker
Downs Martiny Walker
Durand McDonald Walsworth
Erdey McVea Welch
Fannin Montgomery Winston
Farrar Morrell Wooton
Faucheux Morrish Wright
Flavin Murray
Frith Nevers
Total—91

NAYS

Conference committee appointment pending.

HOUSE BILL NO. 775—
BY REPRESENTATIVE POWELL
AN ACT
To amend and reenact R.S. 34:1951(A), relative to the South Tangipahoa Parish Port Commission; to provide relative to the compensation paid to members of such commission; to prohibit compensation, per diem, or travel reimbursement to be paid to such commissioners; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 775 by Representative Powell

AMENDMENT NO. 1

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

“member shall serve without compensation and shall not receive a per diem. The commission shall”

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Theunissen to Engrossed House Bill No. 775 by Representative Powell

AMENDMENT NO. 1

On page 1, line 2, after “reenact” delete the remainder of the line and delete lines 3 through 5 and insert “1952, the introductory paragraph of 3472(13), 3474(B)(2)(b), and 3480(A) and (C) and to enact R.S. 34:3472(13)(g), relative to the Millennium Port Commission; to provide relative to nominees of the Millennium Port Authority; to provide relative to the participation of the West Cameron Port Commission; to provide for nomination to the port commissioners; and to”

AMENDMENT NO. 2

On page 1, delete lines 7 through 9

AMENDMENT NO. 3

On page 1, delete line 11, and insert the following:

" Section 1. R.S. 34:1952, the introductory paragraph of 3472(13), 3474(B)(2)(b), and 3480(A) and (C) are hereby amended and reenacted and R.S. 34:3472(13)(g) is hereby enacted to read"

AMENDMENT NO. 4

On page 1, delete lines 13 through 17 and delete page 2 and insert the following:

“§3472. Definitions

For the purposes of this Chapter, unless the context clearly otherwise requires, the following definitions shall apply and shall be equally applicable to both the singular and plural forms of any of the defined terms:

* * *

(13) "Seven deepwater ports" mean the following:

* * *

(g) The West Cameron Port Commission.
§3474. Board of commissioners; qualifications; selection; term; vacancies; compensation

B

(2) The appointed voting commissioners shall be chosen as follows:

(b) Two shall be selected from a list of six nominees submitted by Louisiana's six remaining deepwater ports and Port Fourchon, with each deepwater port and Port Fourchon recommending one nominee, who shall serve initial terms of five years.

§3480. Protection of deepwater ports and pre-existing offshore terminals

A. To prevent impairment of the bonds of the six deepwater ports as defined in Article VI, Section 43 of the Constitution of Louisiana, other non-deepwater ports, harbors, and related authorities, and the deepwater terminal facility of the offshore terminal authority, and to recognize the existing authority of and functions performed by the established ports and harbors of Louisiana, it is hereby recognized that the function, power and authority of the various existing port authorities established pursuant to R.S. 34:340.1 et seq. and Article VI, Section 43 of the Constitution of Louisiana, the offshore terminal authority, and other non-deepwater ports, harbors, and related authorities established by specific constitutional provision or by state law are not to be diminished by the jurisdiction and powers exercised by the authority except as provided in this Chapter.

C. The authority, in establishing or enacting its rates and charges for cargo, shall consider the overall economic impact on the economy of the six deepwater ports and the offshore terminal authority, and its charges and rates shall be compensatory.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Fruge Odinet
Alario Futrell Perkins
Alexander Gallot Peychaud
Ansardi Glover Pierre
Arnold Green Pinac
Baldone Guillory Pitre
Baudoin Hamnett Powell
Baylor Hebert Quezaire

NAYS

Total—97

Total—0

ABSENT

Daniel Kennard Tucker
Faucheux Romero Walworth
Heaton Toomy

Total—8

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

HOUSE BILL NO. 841—
BY REPRESENTATIVE ANSARDI
AN ACT
To amend and reenact R.S. 22:212(7)(c), relative to health and accident insurance; to provide relative to the method of delivery of health and accident insurance policies to policyholders by insurers or agents; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Engrossed House Bill No.841 by Representative Ansardi

AMENDMENT NO. 1

On page 2, at the end of line 11, add “electronically”

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

ROLL CALL

The roll was called with the following result:
YEAS

Mr. Speaker  Futrell  Peychaud
Alario  Gallot  Pierre
Alexander  Glover  Pitre
Ansardi  Green  Powell
Arnold  Guillory  Quezaire
Baldone  Hammett  Richmond
Baudoin  Heaton  Salter
Bayor  Hill  Scalice
Browne  Hopkins  Schneider
Bruce  Hudson  Schwegmann
Bruneau  Hunter  Shaw
Capella  Hutter  Smith, G.—56th
Carter, K.  Iles  Smith, J.D.—56th
Cazayoux  Jackson, L  Smith, J.H.—8th
Crane  Jackson, M  Smith, J.R.—30th
Crowe  Johns  Sneed
Curtis  Katz  Stelly
Damico  Kenney  Strain
Daniel  LaFleur  Swilling
Dartez  Lancaster  Thompson
Devillier  Landrieu  Toomy
Diez  LeBlanc  Townsend
Doerge  Lucas  Triche
Downer  Martiny  Tucker
Downs  McDonald  Waddell
Durand  McVea  Walker
Erdey  Montgomery  Walsworth
Fannin  Morrell  Welch
Farrar  Morrish  Winston
Faucheux  Murray  Wooton
Flavin  Nevers  Wright
Frith  Odinet  Perkins
Total—103

NAYS

Total—0

ABSENT

Carter, R  Kennard
Total—2

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

HOUSE BILL NO. 849—
BY REPRESENTATIVES MARTINY AND BRUCE
AN ACT
To enact R.S. 14:35.3, relative to offenses against the person; to create the crime of domestic abuse battery; to provide for definitions; to provide for criminal penalties; to provide for additional penalties when a minor child twelve years or younger is present during the commission of a domestic abuse battery; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 849 by Representative Martiny

AMENDMENT NO. 1
On page 1, line 2, after "R.S. 14:35.3" insert "and 143(C)(18)"

AMENDMENT NO. 2
On page 1, line 6, after "battery;" insert "to provide relative to domestic abuse battery as a comparable felony to which a local governing authority may enact an ordinance;"

AMENDMENT NO. 3
On page 1, line 15, delete "or formerly" and after "residence" insert "or living in the same residence within five years of the occurrence of the domestic abuse battery."

AMENDMENT NO. 4
On page 5, line 17, change "All criminal offense" to "Any crime of violence, as defined in R.S. 14:2(13);"

AMENDMENT NO. 5
On page 5, line 18, delete ", with the" and on line 19, delete "exception of defamation and negligent injuring."

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

"*  *  *  
§143. Preemption of state law; exceptions
*  *  *  
(18) R.S. 14:353.3 (domestic abuse battery),

*  *  *  
*

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 849 by Representative Martiny

AMENDMENT NO. 1
In Senate Committee Amendment No. 6 proposed by the Senate Committee on Judiciary C and adopted by the Senate on June 4, 2003, between lines 19 and 20, insert "Section 2. R.S. 14:143(C)(18) is hereby enacted to read as follows:"

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

ROLL CALL

The roll was called with the following result:
The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Holden to Engrossed House Bill No. 883 by Representative Broome

AMENDMENT NO. 1

On page 2, line 3, delete the following: "The clerk of court shall cancel such liens, privileges, mortgages, and other encumbrances upon recordation of the post-adjudicating act of sale, except as provided by this Subpart.

AMENDMENT NO. 2

On page 3, line 20, after "conveyance" insert "and mortgage"

AMENDMENT NO. 3

On page 3, line 25, delete the following: "The clerk of court shall"

AMENDMENT NO. 4

On page 4, line 1, delete the following: "cancel such liens, privileges, mortgages, and other encumbrances upon recordation of the post-adjudicating act of sale."

AMENDMENT NO. 5

On page 4, line 25, delete the following: "The clerk of court shall cancel such mortgages and except as otherwise provided pursuant to R.S. 33:4720.29(A), all other encumbrances upon recordation of the post-adjudicating act of donation"

AMENDMENT NO. 6

On page 5, line 1, delete the following: "of court shall cancel such liens, privileges, mortgages, and other encumbrances upon recordation of the post-adjudicating act of donation."

AMENDMENT NO. 7

On page 5, line 14, delete the following: "The clerk of court shall cancel such mortgages and except as otherwise provided pursuant to R.S. 33:4720.29(A), all other encumbrances upon recordation of the post-adjudicating act of donation."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Fruge Nevers
Alario Futrell Odinet
Alexander Gallot Perkins
Ansardi Glover Peychaud
Arnold Green Pinac
Baldone Guillory Pitre
Baudoin Hammett Quezaire
Baylor Heaton Richmond
Beard Hebert Romero
Bowler Honey Salter
Broome Hopkins Scalise
Bruneau Hudson Schneider

Total—101

NAYS

Total—0

ABSENT

Bruce Kennard
Damico Morrish

Total—4

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

HOUSE BILL NO. 883—

BY REPRESENTATIVE BROOME

AN ACT

To amend and reenact R.S. 33:2870, 2891.4, 4720.16(C), 4720.29(A), and 4720.30(C) and to enact R.S. 33:2881, 4720.16(D), and 4720.29(D), relative to the post-adjudication sale or donation of adjudicated property; to authorize the purchaser or donee of such property to record an affidavit relative to notice procedures; to provide relative to the cancellation of encumbrances recorded against such property and to require the clerks of court to cancel encumbrances recorded against such property; to exempt such property from certain provisions governing the transfer of property acquired by the state or political subdivisions; and to provide for related matters.

Read by title.
HOUSE
4th Day's Proceedings - June 18, 2003

Amendments proposed by Senator Mount to Engrossed House Bill No. 927 by Representative Guillory

AMENDMENT NO. 1

On page 1, line 8, after "furnish" insert "to the claimant upon request"

AMENDMENT NO. 2

On page 1, line 9, delete "claim or appeal" and insert "his filing for social security disability benefits or supplemental security income benefits"

AMENDMENT NO. 3

On page 1, line 12, after "page" and before the period ".", insert the following: "except that the amount due shall not be less than the amount paid by the Department of Social Services for such copies. Payment for any copies made in connection with disability determinations shall be made to the health care provider's agent instead of the health care provider when the agent makes the copies."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker  Futrell  Peychaud

Alario  Gallot  Pierre

Alexander  Glover  Pinac

Ansardi  Green  Pitre

Arnold  Guillory  Powell

Baldone  Hammett  Quezaire

Baudoin  Heaton  Richmond

Bayor  Hebert  Romero

Beard  Hill  Salter

Bowler  Honey  Scalise

Broome  Hopkins  Schneider

Bruce  Hudson  Schwegmann

Bruneau  Hunter  Shaw

Capella  Hutter  Smith, G.—56th

Carter, K  Iles  Smith, J.D.—50th

Cazayoux  Jackson, L  Smith, J.H.—8th

Crane  Jackson, M  Smith, J.R.—30th

Curtis  Johns  Sneed

Damicco  Katz  Stelly

Daniel  Kenney  Toomy

Dartez  LaFleur  Townsend

Devillier  Lancaster  Swilling

Diez  Landrieu  Thompson

Doerge  LeBlanc  Toomy

Downer  Lucas  Townsend

Downs  Martiny  Triche

Erdey  McDonald  Waddell

Fannin  McVea  Walker

Farrar  Montgomery  Welch

Faucheux  Morrell  Wooton

Flavin  Morrish  Wright

Frith  Murray

Total—98

NAYS

Total—0

ABSENT

Carter, R  Pierre  Winston

Crowe  Tucker  Walsworth

Kennard  Walsworth

Total—7

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

HOUSE BILL NO. 941—
BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 48:255.2, relative to public contracts of the Department of Transportation and Development; to provide relative to the performance of surety companies when a contractor defaults; to reduce the time allowed for a surety contract; to provide relative to surety company bond requirements.

Amendments proposed by Senator Mount to Engrossed House Bill No. 927 by Representative Guillory

AMENDMENT NO. 1

On page 1, line 8, after "furnish" insert "to the claimant upon request"

AMENDMENT NO. 2

On page 1, line 9, delete "claim or appeal" and insert "his filing for social security disability benefits or supplemental security income benefits"

AMENDMENT NO. 3

On page 1, line 12, after "page" and before the period ".", insert the following: "except that the amount due shall not be less than the amount paid by the Department of Social Services for such copies. Payment for any copies made in connection with disability determinations shall be made to the health care provider's agent instead of the health care provider when the agent makes the copies."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker  Futrell  Peychaud

Alario  Gallot  Pierre

Alexander  Glover  Pinac

Ansardi  Green  Pitre

Arnold  Guillory  Powell

Baldone  Hammett  Quezaire

Baudoin  Heaton  Richmond

Bayor  Hebert  Romero

Beard  Hill  Salter

Bowler  Honey  Scalise

Broome  Hopkins  Schneider

Bruce  Hudson  Schwegmann

Bruneau  Hunter  Shaw

Capella  Hutter  Smith, G.—56th

Carter, K  Iles  Smith, J.D.—50th

Cazayoux  Jackson, L  Smith, J.H.—8th

Crane  Jackson, M  Smith, J.R.—30th

Curtis  Johns  Sneed

Damicco  Katz  Stelly

Daniel  Kenney  Toomy

Dartez  LaFleur  Townsend

Devillier  Lancaster  Swilling

Diez  Landrieu  Thompson

Doerge  LeBlanc  Toomy

Downer  Lucas  Townsend

Downs  Martiny  Triche

Erdey  McDonald  Waddell

Fannin  McVea  Walker

Farrar  Montgomery  Welch

Faucheux  Morrell  Wooton

Flavin  Morrish  Wright

Frith  Murray

Total—103

NAYS

Total—0

ABSENT

Carter, R  Pierre  Winston

Crowe  Tucker  Walsworth

Kennard  Walsworth

Total—2

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.
company to respond to notification of a contractor's default; and to provide for related matters.

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 941 by Representative Diez

**AMENDMENT NO. 1**

On page 1, line 14, change “thirty” to “fifteen”

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator McPherson to Engrossed House Bill No. 941 by Representative Diez

**AMENDMENT NO. 1**

Delete Senate Committee Amendment No.1 proposed by the Senate Committee on Transportation, Highways, and Public Works and the amendments proposed by the Senate were concurred in by the House on June 10, 2003.

**AMENDMENT NO. 2**

On page 1, line 16 delete "to assume" and insert "assuming"

**AMENDMENT NO. 3**

On page 1, line 17, delete "procure" and insert "procuring, or tendering"

**AMENDMENT NO. 4**

On page 1, line 17 after "of the project," insert "the bond penal sum."

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker  Fruge  Nevers
Alario  Futrell  Odinet
Alexander  Gallot  Perkins
Ansardi  Glover  Peychaud
Arnold  Green  Pierre
Baldone  Guillory  Pinac
Baudoin  Hammet  Pire
Baylor  Heaton  Powell
Beard  Hebert  Quezaire
Bowler  Hill  Richmond
Broome  Honey  Romero
Bruneau  Hopkins  Salter
Capella  Hudson  Scalise
Carter, K  Hutter  Schneider
Cazayoux  Iles  Schwegmann
Crane  Jackson, L  Shaw
Crowe  Jackson, M  Smith, G.—56th

**NAYS**

Total—96

**ABSENT**

Total—0

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

**HOUSE BILL NO. 964—**

**AN ACT**

To amend and reenact Section 3(A) of Act No. 38 of the 1974 Regular Session of the Legislature, as amended by Act No. 673 of the 1977 Regular Session of the Legislature, Act No. 940 of the 1981 Regular Session of the Legislature, Act No. 939 of the 1986 Regular Session of the Legislature, and Act No. 40 of the 1989 Regular Session of the Legislature, relative to the taxes levied by the governing authority of Lafayette Parish upon the occupancy of hotel rooms and overnight camping facilities within the parish, the proceeds of which are used to support the Lafayette Parish Convention and Visitors Commission; to provide that the amount of such taxes shall not exceed four percent of the rent or fee charged for such occupancy; to provide for an effective date; and to provide for related matters.

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 964 by Representative LeBlanc

**AMENDMENT NO. 1**

On page 2, line 26, change “fifteen” to “thirty”

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

**ROLL CALL**

The roll was called with the following result:
YEAS

Mr. Speaker Fruge Peychaud
Alario Futrell Pierre
Alexander Gallot Pinac
Ansardi Glover Pitre
Arnold Green Powell
Baldone Guillory Quezarie
Baudoin Hammett Richmond
Bayor Heaton Romero
Beard Hebert Salter
Bowler Hill Scalise
Broome Honey Schneider
Bruce Hopkins Schwemmeng
Bruno Hudson Shaw
Capella Hunter Smith, G.—56th
Carter, K Hutter Smith, J.D.—50th
Carter, R Iles Smith, J.H.—8th
Crane Jackson, L Jackson, M Smith, J.R.—30th
Curtis Johns Johny Stelly
Damico Katz Strain
Daniel Kenney Sneed
Dartez Lancaster Thompson
Devillard Landrieu Toomy
Diez LeBlanc Townsend
Doerge Lucas Triche
Downer Martiny Tucker
Downs McDonald Waddell
Durand Montgomery Walker
Erdeye Morrell Walsworth
Fannin Morrish Welch
Farrar Murray Winston
Fauchoeux Nevers Wooton
Flavian Odinet Wright
Fruge Pierre Wright

Total—101

NAYS

Total—0

ABSENT

Cazayoux LaFleur
Kennard McVea

Total—4

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

HOUSE BILL NO. 968—
BY REPRESENTATIVES ARNOLD AND TUCKER
AN ACT
To amend and reenact R.S. 33:2740.27(D)(introductory paragraph), (1), and (2), relative to the Algiers Development District; to provide relative to the membership of the board of commissioners; to provide relative to the qualifications, appointment, and service of board members; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 968 by Representative Arnold

AMENDMENT NO. 1
On page 2, line 1, change “five” to "seven"

AMENDMENT NO. 2
On page 2, delete lines 11 and 12, and insert "(b) Two members, one appointed by each of the two state senators who represent the fifteenth ward of Orleans Parish."

AMENDMENT NO. 3
On page 2, between lines 16 and 17 insert the following:

"(e) One member appointed by the assessor for the fifteenth ward of Orleans Parish."

AMENDMENT NO. 4
On page 3, line 20, change “five” to "seven"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Gallot Powell
Alario Green Quezarie
Alexander Guillory Richmond
Ansardi Hammett Romero
Arnold Heaton Salter
Baldone Hebert Scalise
Baudoin Honey Schneider
Bayor Hopkins Schwemmeng
Beard Hudson Shaw
Broome Hutter Smith, G.—56th
Bruce Iles Smith, J.D.—50th
Bruneau Jackson, M Jackson, M Smith, J.H.—8th
Capella Johns Smith, J.H.—30th
Carter, K Katz Sneed
Cazayoux Kenney Stelly
Crane LaFleur Strain
Damico Landrieu Swilling
Daniel LeBlanc Thompson
Dartez Lucas Toomy
Devillard Martiny Townsend
Diez McDonald Triche
Doerge Montgomery Tucker
Downer Morrell Waddell
Downs Morrish Walker
Erdeye Nevers Walsworth
Fannin Odinet Wooton
Frith Perkins Wright
Fruge Pierre Wright
Futrell Pitre

Total—86

NAYS

Total—0

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

HOUSE BILL NO. 995—
BY REPRESENTATIVE LAFLEUR
AN ACT
To amend and reenact R.S. 11:558(A)(4) and (5) and to enact R.S. 11:558(A)(6), relative to judges and court officers who are members of the Louisiana State Employees' Retirement System; to provide for retirement of judges and court officers with ten years of creditable service upon attaining the age of sixty-five years; and to provide for related matters.

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

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Boissiere to Engrossed House Bill No. 995 by Representative LaFleur

AMENDMENT NO. 1
On page 1, line 19, after "judge" delete "or court officer"

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

ROLL CALL
The roll was called with the following result:

YEAS

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

NAYS

Faucheux Lancaster

Total—19

ABSENT

Alexander Hebert Tucker
Carter, R Kennard Walsworth
Total—6

The amendments proposed by the Senate were rejected.
Conference committee appointment pending.

HOUSE BILL NO. 1002—
BY REPRESENTATIVE PINAC
AN ACT
To amend and reenact R.S. 9:3578.4(C) and 3578.6(A)(1), relative to consumer credit; to provide relative to deferred presentment transactions and small loans; to provide for an exception for attorney fees and costs; to provide for prohibited acts; and to provide for related matters.

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

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Schedler to Reengrossed House Bill No. 1018 by Representative Johns

AMENDMENT NO. 1
On page 1, line 2, after "reenact" insert "R.S. 15: 587.2 and 598 and"

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

HOUSE BILL NO. 1018—
BY REPRESENTATIVE JOHNS
AN ACT
To amend and reenact R.S. 37:1178 and to enact R.S. 37:1182(A)(22), (23), and (24), 1216, and 1217, relative to the Louisiana Pharmacy Practice Act; to provide for expense reimbursement for Louisiana Board of Pharmacy members; to provide the board the authority to conduct criminal background checks; to provide the board the authority to conduct identification verification; to provide the board the authority to require evaluations; and to provide for related matters.

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

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Schedler to Reengrossed House Bill No. 1018 by Representative Johns

AMENDMENT NO. 1
On page 1, line 2, after "reenact" insert "R.S. 15: 587.2 and 598 and"

AMENDMENT NO. 2
On page 1, line 4, after "Act" insert "and criminal history background checks".

AMENDMENT NO. 3

On page 1, line 8, after the semicolon ";" insert "to provide relative to criminal history background checks at institution of postsecondary education; to authorize such background checks for applicants or prospective employees; to require the Louisiana Bureau of Criminal Identification and Information to provide certain criminal history information upon written request by an institution of postsecondary education; to provide for fees; to provide for applicability;"

AMENDMENT NO. 4

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

"Section 1. R.S. 15:587.2 and 598 ar hereby amended and reenacted to read as follows:

§587.2. Authority of university or college police officers

Institutions of postsecondary education; criminal history information

A. University and college police officers commissioned pursuant to R.S. 17:1805, after receipt of fingerprint cards or other identifying information from a prospective employee, may conduct criminal history background checks using prior conviction information in the bureau's criminal history record and identification files, which pertains to an applicant or prospective employee of the university or college. Each institution of postsecondary education may require any applicant or prospective employee to supply fingerprint samples and submit to a criminal history records check to be conducted by the Bureau of Criminal Identification and Information.

B. University and college police officers may conduct these background checks immediately upon receipt of the fingerprint cards or other identifying information and shall not be required to pay a processing fee to the bureau. When a criminal history records check is requested pursuant to Subsection A of this Section, the institution of postsecondary education shall be provided with state or national criminal history record information, or both, from the Louisiana Bureau of Criminal Identification and Information and the Federal Bureau of Investigation relative to the applicant prospective employee whose fingerprints have been obtained by the institution pursuant to this Section. The Bureau of Criminal Identification and Information shall, upon request and after receipt of fingerprint cards and other identifying information as required by the bureau from the institution, make available to the institution all prior conviction information contained in the bureau's criminal history record and identification files, which pertains to the applicant or prospective employee. In addition, when the institution of postsecondary education requests such criminal history record information, the bureau shall forward the fingerprints to the Federal Bureau of Investigation for a national criminal history check and make such conviction information available to the institution, which pertains to the applicant or prospective employee.

C. For each request for a criminal history records check, the institution shall include a statement signed by the applicant or prospective employee specifying his permission for such information to be released. The request shall be on a form prepared by the bureau and signed by a responsible officer or official of the institution making the request.

D. Any recipient of such information as provided in this Section shall maintain the confidentiality of such criminal history information in accordance with applicable federal or state law.

E. (1) (a) The costs of providing the information required under this Section shall be charged by the bureau, as specified in R.S. 15:587(B) to the institution for furnishing information contained in the bureau's criminal history record and identification files, including any additional cost of providing the national criminal history records check, which pertains to the applicant or prospective employee.

(b) The institution may impose any or all of such fees or costs on the person seeking employment with the institution of postsecondary education.

(2) All fees collected by the bureau pursuant to this Section shall be deposited into the Criminal Identification and Information Fund pursuant to R.S. 15:598.

F. The provisions of this Section shall apply to all commissioned police officers who are employed by institutions which are members part of the Louisiana State University System, the Southern University System, the University of Louisiana System, the Louisiana Community and Technical College System, and the Louisiana Association of Independent Colleges and Universities.

* * *

§598. Criminal Identification and Information Fund

All fees imposed and collected pursuant to R.S. 15:587 or any other provisions of law in this Chapter, shall be forwarded upon receipt to the state treasurer for immediate deposit into the state treasury. After compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana relative to the Bond Security and Redemption Fund, and prior to monies being placed in the state general fund, an amount equal to that deposited as required in this Section shall be credited to a special fund hereby created in the state treasury designated as the Criminal Identification and Information Fund. All monies in this fund shall annually be appropriated by the legislature to the state police, may be withdrawn only pursuant to the Bond Security and Redemption Fund. All unexpended and unencumbered monies in the fund at the end of each fiscal year shall remain in the fund.

AMENDMENT NO. 5

On page 1, line 10, after "Section" change "1" to "2"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Fruge Perkins
Alario Futrell Peychaud
Alexander Gallot Pierre
Ansardi Glover Pinac
ARNOLD, Green                  PITRE
BALDONE, Guillory              POWELL
BAUDOIN, Hammett              Quezaire
BAYLOR, Heathon               Richmond
BEARD, Hebert                 Romero
BOWLER, Hill                  Salter
BROOME, Honey                 Scalise
BRUCE, Hopkins                Schneider
BRUNEAU, Hudson               Schwegmann
CAPELLA, Hunter               Shaw
CARTER, K                     Smith, G.—56th
CARTER, R                     Smith, J.D.—50th
CAZAYOUX, Jackson, L          Smith, J.H.—8th
CRANE, Jackson, M             Smith, J.R.—30th
CROWE, Johns                  Sned
CURTIS, Katz                  Stelly
DAMICO, Kenney                Strain
DARTEZ, Lancaster             Thompson
DEVILLIER, Landrieu           Toomy
DOERGE, Lucas                 Trice
DOWNER, Martiny               Tucker
DOWNS, McDonald               Waddell
DURAND, McVea                 Walker
ERDEY, Montgomery             Walsworth
FANNIN, Morrell               Welch
FAURAR, Morish                Winston
FAUCHEUX, Murray              Wooton
FLAVIN, Nevers                Wright
FRITH, Odinet

Total—104
NAYS

Total—0
ABSENT

KENNARD

Total—1

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

HOUSE BILL NO. 1037—
By Representative Pinac
AN ACT
To amend and reenact R.S. 6:101(A), relative to banking; to provide for the authority of the commissioner of financial institutions; to provide for the authority of the legislature; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 1037 by Representative Pinac

AMENDMENT NO. 1
On page 1, at the end of line 15, delete "the"

AMENDMENT NO. 2

On page 1, delete line 16 and insert the following:
"Louisiana state-chartered financial institutions and other financial entities regulated by the Office of Financial Institutions, and the state legislature"

AMENDMENT NO. 3
On page 2, line 2 after "of the" delete the remainder of the line and delete line 3 in its entirety and insert the following:
"same. The provisions of this Subsection are subject to and do not supersede the provisions of Part VI, Interstate Banking, of Chapter 6 of Title 6 of the Revised Statutes of 1950. The provisions of this Subsection shall not apply to any litigation pending on the effective date of this Act."

LEGISLATIVE BUREAU AMENDMENTS
Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1037 by Representative Pinac

AMENDMENT NO. 1
In Senate Committee Amendment No. 3 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs adopted by the Senate on June 5, 2003, on line 10, change "Part VI" to "Part IV"

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

ROLL CALL
The roll was called with the following result:

YEAS

Mr. Speaker            Futrell                  Pierre
Alario                 Gallot                    Pinac
Alexander              Glover                    Pitre
Ansardi                Green                     Powell
Arnold                 Guillory                  Quezaire
BALDONE, Hammett      Heathon                   Richmond
BAYLOR, Hebert         Romero                   Salter
BEARD, Hill            Scalise                   Schneider
BOWLER, Honey          Schwegmann               Shaw
BROOME, Hopkins        Stark                    Smith, G.—56th
Bruce                  Hudson                    Smith, J.D.—50th
BRUNEAU, Hutter        Smith, J.H.—8th         Smith, J.R.—30th
CARTER, K              Smith, L                   Smith, J.—8th
CARTER, R              Jackson                    Smith, R.—50th
CROWE, Johns           Stelly                    Strain
Curtis                 Stanny                    Swilling
DAMICO, Lancaster      Thompson                  Toomy
DAVIEZ, Landrieu       Tromp                    Toome
Devillier              Lucas                     Townsend
Diez                   Martini                   Trice
Doerge                 McDonal                  Tucker
Downer                 McVeA                      Waddell
DOWNS, Montgomery      Walker                    Walsworth
ERDEY, Morish          Welch                    Winston
Fannin                 Murray
The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1043**

**BY REPRESENTATIVE FAUCHEUX**

**AN ACT**

To enact Chapter 30 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1261 through 1264, and R.S. 36:209(T), relative to the Manchac Parkway; to create the Manchac Parkway and to designate the Manchac Parkway area; to create the Manchac Parkway Commission as a state agency in the Department of Culture, Recreation and Tourism; to provide for the purpose and jurisdiction and the composition, powers, duties, functions, and responsibilities of the commission; to provide for the development and implementation of certain plans; to provide for the powers and duties of the department relative to the commission; and to provide for related matters.

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Reengrossed House Bill No. 1043 by Representative Faucheux

**AMENDMENT NO. 1**

On page 5, line 5, after "compensation," delete the remainder of the line and delete line 6, and insert:

"Commission members shall not be reimbursed for expenses incurred in the performance of their duties."

**AMENDMENT NO. 2**

On page 9, line 12, after "meeting" insert:

"and receives funds for this purpose"

**AMENDMENT NO. 3**

On page 12, line 9, after "required," delete the remainder of the line and delete lines 10 and 11

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

**ROLL CALL**

The roll was called with the following result:

- YEAS
  - Farrar
  - Nevers
  - Wooton
  - Frith
  - Perkins
  - Fruge
  - Peychaud
  - Total—100

- NAYS
  - Faucheux
  - Odinet
  - Wright
  - Total—0

- ABSENT
  - Frith
  - Perkins
  - Fruge
  - Odinet
  - Total—4

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 1048**

**BY REPRESENTATIVE BROOME**

**AN ACT**

To amend and reenact R.S. 9:2800.2, relative to social workers; to provide for the limitation of liability of social workers; and to provide for related matters.

Read by title.

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

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Heitmeier to Engrossed House Bill No. 1048 by Representative Broome
AMENDMENT NO. 1

On page 1, line 2, after "workers" insert ", marriage and family therapists, and licensed professional counselors"

AMENDMENT NO. 2

On page 1, line 3, after "workers" insert ", marriage and family therapists, and licensed professional counselors"

AMENDMENT NO. 3

On page 1, line 8, after "psychiatrist," insert "marriage and family therapist, licensed professional counselor,"

AMENDMENT NO. 4

On page 1, line 12, after "psychiatrist, or" insert "marriage and family therapist, or licensed professional counselor, or"

AMENDMENT NO. 5

On page 2, line 5, after "psychiatrist's, or" insert "marriage and family therapist, or licensed professional counselor, or"

AMENDMENT NO. 6

On page 2, line 9, after "psychiatrist, or" insert "marriage and family therapist, or licensed professional counselor, or"

AMENDMENT NO. 7

On page 2, line 14, after "psychiatrist, or" insert "marriage and family therapist, or licensed professional counselor, or"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—97 NAYS

Total—0 ABSENT

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

HOUSE BILL NO. 1100—

BY REPRESENTATIVES THOMPSON, BRUCE, DOERGE, GLOVER, HAMMETT, HUNTER, KENNE, MCDONALD, MONTGOMERY, SALTER, TOWNSEND, AND WALSWORTH AND SENATORS ADLEY, BEAN, MALONE, AND TARVER

AN ACT

To amend and reenact R.S. 17:1519(5) and 3 215(6)(b), to enact R.S. 17:1518, and to repeal R.S. 17:1519.1(B)(4), relative to E.A. Conway Medical Center; to merge the E.A. Conway Medical Center, its funds, property, records, obligations, functions, and employees with the Louisiana State University Health Sciences Center at Shreveport; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator C. D. Jones to Reengrossed House Bill No. 1100 by Representative Thompson, et al

AMENDMENT NO. 1

On page 2, at the end of line 3 after the period insert:

""Medically indigent" means any person below two hundred percent of the Federal Poverty Level and uninsured."

AMENDMENT NO. 2

On page 3, line 5, after "made" insert a period and delete the remainder of the line and all of line 6.

AMENDMENT NO. 3

On page 3, line 14, after "F." change "The" to "Neither the" and change "shall not" to "nor the emergency room shall"

AMENDMENT NO. 4

On page 3, delete lines 17 through 19, and on line 20, delete "patients," and insert:
"manner that causes annual expenditures for the facility to be reduced on an annualized basis by greater than thirty-five percent of the previous year actual spending level. Funding may be provided by any local, regional, state, federal, or private sources to augment existing funding or to restore reduced funding."

AMENDMENT NO. 5

On page 3, line 26, after the word "support," delete the period and insert the following:

"as may be appropriated, within available resources.

H. The E. A. Conway Medical Center Advisory Council is hereby established. The council shall consist of fourteen members who shall serve without compensation. Each legislator representing the parishes of Caldwell, East Carroll, Franklin, Jackson, Lincoln, Madison, Morehouse, Ouachita, Richland, Tensas, Union, or West Carroll shall appoint one member to serve on the advisory council. One member shall be appointed by the hospital administrator. One member shall be appointed by the hospital employee union. Each member of the council shall hold office until the appointment and qualification of his successor. Members shall be appointed for a term of four years. Members may serve two successive terms only. The council shall meet at least once in each quarter of each calendar year or upon call of the secretary or chairman. Seven members shall constitute a quorum. The council shall elect from its members a chairman, a vice chairman, and secretary, and such committees as it deems necessary to carry out its duties, each for a term or one year. All meetings of the council shall be public, and except as otherwise provided by law, all records of the council shall be open to inspection. Within thirty days after their appointment, the members of the council shall take an oath, before any person authorized to administer oaths, to faithfully and impartially perform their duties. Such oaths shall be filed with the secretary of state.

AMENDMENT NO. 6

On page 4, line 1, change "H." to "I."

AMENDMENT NO. 7

On page 5, after line 13 insert the following:

"Section 3. If Senate Bill No. 867 is enacted into law and becomes effective, then to the extent that any provision of that Act is inconsistent with a provision of this Act; the provision of that Act which originated as Senate Bill No. 867 of the 2003 Regular Session of the Legislature shall prevail.

Section 4. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

ABSENT

Crowe Strain Walsworth
Hebert Tucker
Kennard Tucker Waddell
Total—7

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

HOUSE BILL NO. 1108—

BY REPRESENTATIVE MONTGOMERY

AN ACT

To amend and reenact R.S. 37:3372(3), (9), (10), and (11), 3375(B), 3376(G)(2), 3379(A)(6), and 3383 and to enact R.S. 37:3372(12) and 3376(G)(3), relative to mental health professionals; to revise the qualifications to become a compulsive gambling counselor; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.
Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 1108 by Representative Montgomery

AMENDMENT NO. 1

On page 4, between lines 17 and 18, insert the following:
"(c) Has passed a nationally recognized compulsive gambling counselor test approved by the state board."

AMENDMENT NO. 2

On page 5, delete line 4 and insert the following:
"(6) Provides dangerous drugs, controlled substances, or other restricted chemical substances to"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Frige
Alario Gallot
Alexander Glover
Ansardi Green
Arnold Guillory
Baldone Hammett
Baudoin Heaton
Baylor Hebert
Beard Hill
Bowler Honey
Broome Hopkins
Bruce Hudson
Bruneau Hunter
Capella Hutter
Carter, K Iles
Carter, R Jackson, L
Cazayoux Jackson, M
Crane Johns
Crowe Katz
Dumino Kenney
Daniel LaFleur
Dartez Lancaster
Devillier LeBlanc
Diez Lucas
Doerge Martiny
Downs McVea
Durand Montgomery
Erdey Morrell
Fannin Morrish
Farrar Murray
Fauchoux Nevers
Flavin Odenet
Frith Perkins

Total—97

NAYS

Total—0

ABSENT

Curtis Kennard
Downer Landrieu
Futrell McDonald

Total—8

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

HOUSE BILL NO. 1164—

by Representative Diez

AN ACT

To amend and reenact R.S. 48:261(A)(1), relative to maintenance work not performed by employees of the Department of Transportation and Development; to provide with respect to contracts for maintenance work to be let in accordance with the construction and maintenance bid procedures of the department; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 1164 by Representative Diez

AMENDMENT NO. 1

On page 2, line 7, after “with” insert “the public bid provisions of”

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Frith
Alario Frige
Alexander Futrell
Ansardi Gallot
Arnold Glover
Baldone Guillory
Baudoin Heaton
Baylor Hebert
Beard Hill
Bowler Honey
Broome Hopkins
Bruce Hudson
Bruneau Hunter
Capella Hutter
Carter, K Iles
Carter, R Jackson, L
Cazayoux Jackson, M
Crane Johns
Crowe Katz
Dumino Kenney
Daniel LaFleur
Dartez Lancaster
Devillier LeBlanc
Diez Lucas
Doerge Martiny
Downs McVea
Durand Montgomery
Erdey Morrell
Fannin Morrish
Farrar Murray
Fauchoux Nevers
Flavin Odenet
Frith Perkins

Total—97

NAYS

Total—0

ABSENT

Curtis Kennard
Downer Landrieu
Futrell McDonald

Total—8

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

HOUSE BILL NO. 1190—
BY REPRESENTATIVE PINAC

AN ACT
To amend and reenact R.S. 6:1083(6), 1087(B)(1), (10), and (C), 1088(F)(5), 1089(A)(1) and (B)(1) and (2), 1090(B)(2)(introductory paragraph) and (3), 1091(C)(1), 1096(G), 1097(B)(introductory paragraph), and 1099(B), to enact R.S. 6:1086(C), 1090(B)(4), 1092(J), 1094(G), and 1096(I), and to repeal R.S. 6:1087(D) and 1092(D), relative to residential mortgage lending activities; to expand the definition of originator; to provide for and eliminate licensing exemptions; to provide for licensing qualifications; to define acquisition or control of a licensee; to allow the commissioner to disseminate information; to provide for licensing of previously exempt person; to prohibit and punish certain practices; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 1190 by Representative Pinac

AMENDMENT NO. 1
On page 3, line 25 change “and their exclusive agent under written agreement” to “and their exclusive agent under written agreement”

LEGISLATIVE BUREAU AMENDMENTS
Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1190 by Representative Pinac

AMENDMENT NO. 1
On page 11, between lines 3 and 4, insert asterisks “* * *”

SENATE FLOOR AMENDMENTS
In Senate Committee Amendment No. 1 proposed by the Senate on Commerce, Consumer Protection and International Affairs adopted by the Senate on June 5, 2003, on line 3, change “agent” to “agents”

Amendments proposed by Senator Hollis to Reengrossed House Bill No. 1190 by Representative Pinac

AMENDMENT NO. 1
On page 1, line 6, after "R.S. 6:1087(D)" delete "and" and insert in lieu thereof ",";

AMENDMENT NO. 2
On page 1, line 6, after "1092(D)," insert "and 1094(B),"

AMENDMENT NO. 3
On page 11, line 4, after "R.S. 6:1087(D)" delete "and" and insert in lieu thereof "," and after "1092(D)" insert "and 1094(B)"

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

ROLL CALL
The roll was called with the following result:

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

Total—98
NAYS

Total—0
ABSENT

ABSENT
Baudoin Fruge Tucker
Diez Kennard Walsworth
Downer McDonald
The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1297—**
BY REPRESENTATIVE TRICHE
AN ACT
To amend and reenact R.S. 47:1577, relative to state tax obligations constituting a lien, privilege, and mortgage; to provide that state tax lien, privilege, and mortgage arise at the time the tax is assessed; to provide for an effective date; and to provide for related matters.

Read by title.

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

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Chaisson to Reengrossed House Bill No. 1297 by Representative Triche

**AMENDMENT NO. 1**
On page 2, line 15, after "B." delete "(1)"

**AMENDMENT NO. 2**
On page 2, at the end of line 17, delete "in" and delete lines 18 through 25, and on page 3, delete lines 1 and 2, and insert the following:

(1) Notices of liens, privileges, and mortgages upon immovable property shall be filed in the office of the parish recorder of mortgages of any parish wherein the secretary has reason to believe the tax debtor owns immovable property.

(2)(a) Notices affecting movable property, including titled motor vehicles subject to R.S. 32:701 et seq. not held as inventory for sale or lease, shall be filed with the clerk of court of any parish or in the case of Orleans Parish, with the recorder of mortgages thereof (the "filing officer"), for inclusion in the master index of information maintained by the secretary of state.

(b) The notice herein provided shall be on a form prescribed by the secretary and shall be accepted by all filing officers. Nonstandard form penalties shall not be applicable to such filings presented pursuant to this Section.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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<thead>
<tr>
<th>Mr. Speaker</th>
<th>Futtrell</th>
<th>Perkins</th>
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**NAYS**

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<th>Walsworth</th>
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<td>Downer</td>
<td>Tucker</td>
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<td>Total—7</td>
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The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1328—**
BY REPRESENTATIVES PINAC AND NEVERS
AN ACT
To enact Chapter 24-A of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:2181 through 2192, relative to licensing; to provide for licensing for persons who perform mold assessment and mold remediation services; to provide for a purpose and scope; to provide for definitions; to provide for the board's powers and duties; to provide for qualifications, applications, and fees; to provide for exceptions; to provide for written reports; to prohibit certain activities; to provide for license renewals; to provide for administrative actions and penalties; to provide for cease and desist orders and injunctive relief; and to provide for related matters.

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 1328 by Representative Pinac
Page 64 HOUSE
44th Day's Proceedings - June 18, 2003

AMENDMENT NO. 1
On page 1, line 4 after "perform" delete the remainder of the line.

AMENDMENT NO. 2
On page 2, line 1 after "MOLD" delete "ASSESSMENT AND"

AMENDMENT NO. 3
On page 2, line 5 after "remediation" delete "and mold assessment"

AMENDMENT NO. 4
On page 2, delete lines 19 through 25 in their entirety.

AMENDMENT NO. 5
On page 3, line 1 change "(5)" to "(4)"

AMENDMENT NO. 6
On page 3, line 15 after "practice of" delete "mold assessment and"

AMENDMENT NO. 7
On page 3, line 17 delete "assessment and mold"

AMENDMENT NO. 8
On page 3, line 22 after "conduct" delete "mold assessment and those licensed to conduct"

AMENDMENT NO. 9
On page 3, delete lines 25 and 26 in their entirety.

AMENDMENT NO. 10
On page 4, delete lines 1 through 3 in their entirety.

AMENDMENT NO. 11
On page 4, line 4 change "(2)" to "A."

AMENDMENT NO. 12
On page 4, line 11 after "performs" delete "mold assessment" and at the beginning of line 12 delete "or"

AMENDMENT NO. 13
On page 4, line 14 after "performs" delete "mold assessment or"

AMENDMENT NO. 14
On page 4, line 18 after "performs" delete "mold assessment or"

AMENDMENT NO. 15
On page 4, line 21 after "performing" delete "mold assessment or"

AMENDMENT NO. 16
On page 4, line 23 after "performs" delete "mold assessment" and on line 24 delete "or"

AMENDMENT NO. 17
On page 5, delete lines 1 through 3 in their entirety.

AMENDMENT NO. 18
On page 5, line 9 after "remediation" delete "or" and on line 10 delete "mold assessment"

AMENDMENT NO. 19
On page 5, line 15 after "(q)" delete the remainder of the line and insert "Twenty-four hours of training in mold remediation and basic mold assessment."

AMENDMENT NO. 20
On page 5, delete line 16 in its entirety.

AMENDMENT NO. 21
On page 5, line 17 change "(c)" to "(b)"

AMENDMENT NO. 22
On page 6, line 6 after "perform" delete "mold assessment or"

AMENDMENT NO. 23
On page 6, between lines 18 and 19 insert the following:

"(4) The fee provided for in this Subsection shall not be charged to a licensed residential building contractor who performs mold remediation services when acting within the scope of his license."

AMENDMENT NO. 24
On page 7, line 8 after "and any" delete "mold assessment or"

AMENDMENT NO. 25
On page 8, line 18 after "performs" delete "mold assessment or"

AMENDMENT NO. 26
On page 8 line 21 after "remediator," delete "licensed mold" and on line 22 delete "assessor."

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Michot to Reengrossed House Bill No. 1328 by Representative Pinac

AMENDMENT NO. 1
In the Senate Committee Amendments proposed by the Senate Committee on Commerce, Consumer Protection & International Affairs and adopted by the Senate on June 5, 2003, delete Amendment No. 17

AMENDMENT NO. 2
On page 5, line 2, after "services" insert "no more than twenty square feet."

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

ROLL CALL
The roll was called with the following result:

YEAS

Mr. Speaker FrUGE Odinet
Alario Futrell Perkins
Alexander Gallot Peychaud
Ansardi Glover Pierre
Arnold Green Pinac
Baldone Guilyor Pitre
Baudoin Hammett Powell
Baylor Heaton Quezaire
Beard Hebert Richmond
Bowler Hill Romero
Broome Honey Salter
Bruce Hopkins Scalice
Bruneau Hudson Schneider
Capella Hunter Schwegmann
Carter, K Hutter Shaw
Carter, R Iles Smith, G.—56th
Cazayoux Jackson, L Smith, J.D.—50th
Crane Jackson, M Smith, J.H.—8th
Crowe Johns Smith, J.R.—30th
Damico Katz Sneed
Daniel Kenney Stelly
Dartez LaFleur Strain
Devillier Lancaster Swilling
Diez Landrieu Thompson
Doerge LeBlanc Toomy
Downs Lucas Townsend
Durand Martin Triche
Erdey McVea Waddell
Fannin Montgomery Walker
Farrar Morrell Welch
Fauqueaux Morrison Winston
Flavin Murray Wooton
Frits Nevers Wright
Total—99

NAYS

Total—0

ABSENT

Curtis Kennard Tucker
Downer McDonald Walsworth
Total—6

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

HOUSE BILL NO. 1433—
BY REPRESENTATIVE L. JACKSON
AN ACT

To amend and reenact R.S. 37:913(3)(a)(vii) and (viii) and (b), (7), (8), and (9) and 930(B)(2), (D), and (E), to enact R.S. 37:918(18) and 930(F), and to repeal Part VI of Chapter 11 of Title 37 of the Louisiana Revised Statutes of 1950, comprised of R.S. 37:1031 through 1034, relative to registered nurses; to provide relative to prescriptive authority and medical diagnosis; to provide for promulgation of rules and regulations by the board; to abolish the prescriptive authority committee; and to provide for related matters.

Read by title.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1433 by Representative L. Jackson

AMENDMENT NO. 1

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Health and Welfare adopted by the Senate on June 5, 2003, on line 12, following "dentists" and before "insert" delete "delete the period "." and "and"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Schedler to Reengrossed House Bill No. 1433 by Representative L. Jackson

AMENDMENT NO. 1

On page 4, line 20 delete "Schedule II-V" and insert "certain"

AMENDMENT NO. 2

On page 4, between lines 20 and 21 insert:

"(19) Enforce the rules and regulations in place on the effective date of this Subsection until such time as the Board of Nursing promulgates rules and regulations in accordance with this Section."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Frith Perkins
Alario Fruge Pierre
Alexander Futrell Peychaud
Ansardi Glover Pinac
Arnold Green Pitre
Baldone Guilory Powell
Baylor Heaton Quezaire
Beard Hebert Richmond
Bowler Hill Romero
Broome Honey Salter
Bruce Hopkins Scalice
Bruneau Hudson Schneider
Capella Hunter Schwegmann
Cazayoux Jackson, L Smith, G.—56th
Carter, K Hutter Shaw
Carter, R Iles Smith, J.D.—50th
Crane Jackson, M Smith, J.H.—8th
Crowe Johns Smith, J.R.—30th
Damico Katz Sneed
Daniel Kenney Stelly
Dartez LaFleur Strain
Devillier Lancaster Swilling
Diez Landrieu Thompson
Doerge LeBlanc Toomy
Downs Lucas Townsend
Durand Martin Triche
Erdey McVea Waddell
Fannin Montgomery Walker
Farrar Morrell Welch
Fauqueaux Morrison Winston
Flavin Murray Wooton
Frits Nevers Wright
Total—99

Total—0

ABSENT

Curtis Kennard Tucker
Downer McDonald Walsworth
Total—6

The amendments proposed by the Senate were concurred in by the House.
HOUSE BILL NO. 1460—
BY REPRESENTATIVES TOOMY, CAPELLA, R. CARTER, DARTEZ, FAUCHEUX, GALLOT, HEATON, M. JACKSON, AND WELCH
AN ACT
To amend and reenact R.S. 26:932(5) and (7), 933(B)(introductory paragraph) and (C)(7), 934(5), 935(A), (B)(1)(a) and (2), and (C), and 939 and to enact R.S. 26:932(8) and (9), relative to the Responsible Vendor Program; to include the serving or selling of tobacco products in the program; to include holders of Retail Dealer Registration Certificates and Retail Dealer Permits in the program; to provide for definitions; to provide for suspension or revocation of a server's permit for selling or serving tobacco products to an underage person; to provide for exceptions to the suspension or revocation of a vendor's permit; and to provide for related matters.

Read by title.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1460 by Representative Toomy

AMENDMENT NO. 1
On page 1, lines 3 and 14, following "(B)(1)" and before "(a)" insert "(introductory paragraph) and"

AMENDMENT NO. 2
On page 2, line 20, following "percent" and before "of" insert "or more"

AMENDMENT NO. 3
On page 3, line 9, following "B." and before "program" change "By January 1, 1998, the" to "The"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Frith
Alario Fruge

PERKINS

FRYE

NAYS

Total—101

ABSENT

Total—0

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

HOUSE BILL NO. 1514—
BY REPRESENTATIVE POWELL
AN ACT
To enact R.S. 38:1483, relative to drainage channels or outfall canals in the parish of Tangipahoa; to provide for public status of certain channels or canals; to provide relative to the use of such channels or canals; to provide with respect to liability for acts causing damage or injury to such channels or canals; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 1514 by Representative Powell

AMENDMENT NO. 1
On page 1, line 2, after "enact" delete "R.S. 38:1483," and insert "Part I-A of Chapter 5 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:1491."

**AMENDMENT NO. 2**

On page 1, line 11, after "Section 1." delete "R.S. 38:1483" and insert "Part I-A of Chapter 5 of Title 38 of the Louisiana Revised Statutes of 1950, comprised of R.S. 38:1491."

**AMENDMENT NO. 3**

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

"PART I-A. MISCELLANEOUS PROVISIONS"

**AMENDMENT NO. 4**

On page 1, at the beginning of line 12, change "§1483." to "§1491."

**AMENDMENT NO. 5**

On page 1, line 14, after "created" change "by" to "pursuant to"

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

**ROLL CALL**

The roll was called with the following result:

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<tr>
<th>YEAS</th>
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<tbody>
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**NAYS**

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

**HOUSE BILL NO. 1548—**

**AN ACT**

To enact R.S. 36:109(B) and Part VI of Chapter 3 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:971 through 978, relative to economic development; to create the Louisiana Applied Polymer Technology Extension Consortium and its board of directors and advisory committee; to provide for the transfer of the consortium and the advisory committee; to provide for the membership and powers and duties of the board and advisory committee; to provide for the powers and duties of the consortium; to provide for a plan of operation; to provide for funding and audits; and to provide for related matters.

Read by title.

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

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator CFields to Engrossed House Bill No. 1548 by Representative Pinac

**AMENDMENT NO. 1**

On page 3, line 10, after "chancellor," and before "two" insert the following:

"two members from Southern University and Agricultural and Mechanical College at Baton Rouge, selected by the chancellor,"

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

**ROLL CALL**

The roll was called with the following result:

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

Total—104

NAYS

Total—0

ABSENT

Kennard

Total—1

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

HOUSE BILL NO. 1591—
BY REPRESENTATIVES MCDONALD AND THOMPSON
AN ACT
To enact R.S. 33:2740.55, to create the Bastrop Downtown Development District; to provide relative to the boundaries and purposes of the district; to provide relative to the governance of the district; to provide relative to district plans; to authorize the governing authority of the city of Bastrop to levy and collect taxes and issue bonds on behalf of the district, subject to approval of district voters; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 1591 by Representative McDonald

AMENDMENT NO. 1
On page 1, line 15, delete "(1)"

AMENDMENT NO. 2
On page 2, delete lines 5 through 7 in their entirety and insert the following:

"intersection of North Sassafras Street and Pine Street, then south on North Sassafras Street to East Jefferson Street, then west on East Jefferson Street to South Franklin Street, then south on South Franklin Street to School Street, then east on School Street, then south on School Street to Cahoon Street, then west on Cahoon Street to South Hickory Street, then north on South Vine Street to Pine Street, then north on South Vine Street to Pine Street, then east on Pine Street to North Washington Street, then north on North Washington Street to West Cypress Street, then east on West Cypress Street, to North Franklin Street, then south on North Franklin Street to Pine Street, the east on Pine Street to the point of beginning."

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

ROLL CALL
The roll was called with the following result:

YEAS

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

Total—104

NAYS

Total—0

ABSENT

Heaton  Kennard
Hunter  Richmond

Total—4

The amendments proposed by the Senate were concurred in by the House.
HOUSE BILL NO. 1598—
BY REPRESENTATIVE POWELL
AN ACT
To amend and reenact R.S. 34:1959 and 1961 and to enact R.S. 34:1959.1, relative to the South Tangipahoa Parish Port
Commission; to provide relative to the commission's authority; to prohibit the authority from levying and collecting ad valorem
and special taxes under certain circumstances; to require a special election for levy of ad valorem and special taxes in the
future; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Transportation,
Highways, and Public Works to Engrossed House Bill No. 1598 by
Representative Powell

AMENDMENT NO. 1
On page 1, line 2, delete “and 1961”

AMENDMENT NO. 2
On page 1, line 12, change “and 1961 are” to “is”

AMENDMENT NO. 3
On page 2, delete lines 23 through 26 and on page 3, delete lines 1
through 13

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker Mr. Speaker Futrell Peychaud
Alario Galot Pierre
Alexander Glover Pinac
Ansardi Green Pite
Arnold Guillory Powell
Baldone Hammett Quezaire
Baudoin Heaton Richmon
Baylor Hebert Romero
Beard Hill Salter
Bowler Honey Scalise
Broome Hopkins Schneider
Bruce Hudson Schwegmann
Bruneau Hunter Shaw
Capella Hutter Smith, G.—56th
Carter, K Iles Smith, J.D.—50th
Carter, R Jackson, L Smith, J.H.—8th
Cazayoux Jackson, M Smith, J.R.—30th
Crane Johns Smith, J.R.—30th
Crowe Katz Stelly
Curtis Kenney Strain
Damico LaFleur Swilling
Daniel Lancaster Tomiy
Darrier Landrieu Townsend
Devillier LeBlanc Vanoy

NAYS
Total—103

ABSENT
Total—0

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

HOUSE BILL NO. 1619—
BY REPRESENTATIVES MORRISH AND NEVERS
AN ACT
To enact Chapter 20-B-5 of Title 17 of the Louisiana Revised
Statutes of 1950, to be comprised of R.S. 17:3042.48 through
3042.53, relative to a guaranteed loan program for certain
nursing students; to authorize the Louisiana Student Financial
Assistance Commission to make loans to certain students
enrolled in certain nursing programs; to provide for legislative
findings and purpose, eligibility requirements, commission rules
and regulations, loan amounts, loan forgiveness, contract
requirements, and funding; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Theunissen to Engrossed House
Bill No. 1619 by Representative Morrish

AMENDMENT NO. 1
On page 2, line 26, after “of the” delete the remainder of the line and
insert “requirements in Paragraph (1) of this Subsection and any one
of the requirements in Paragraph (2) of this Subsection;”

AMENDMENT NO. 2
On page 3, line 1, after “(1)” and before “(a)” insert “(a)”

AMENDMENT NO. 3
On page 3, delete lines 4 through 10 in their entirety

AMENDMENT NO. 4
On page 3, line 11, change “(4)” to “(b)”

AMENDMENT NO. 5
On page 3, between lines 12 and 13, insert the following:
Rep. Morrish moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Fruge
Alario Futrell
Alexander Gallot
Ansardi Glover
Arnold Green
Baldone Guillory
Baudoin Hammett
Baylor Heaton
Beard Hebert
Bowler Hill
Broome Honey
Bruce Hopkins
Capella Hudson
Carter, K Hunter
Carter, R Hutter
Cazayoux Iles
Crane Jackson, L
Crowe Jackson, M
Curtis Johns
Damico Katz
Daniel Kenney
Dartez LaFleur
Devillier Lancaster
Diez Landrieu
Doerge LeBlanc
Downer Lucas
Downs Martiny
Durand McDonald
Erdey McVea
Fannin Montgomery
Farrar Morrell
Faucheux Morrish
Flavin Murray
Frith Nevers

Total—102

NAYS

Total—0

ABSENT

Bruneau Kennard

Total—3

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

HOUSE BILL NO. 1718—
BY REPRESENTATIVES ANSARDI, TOOMY, AND TUCKER
AN ACT
To amend and reenact R.S. 34:2021(D), 2022(A), (C)(2)(introductory paragraph), and (I), 2024, 2027, and 2028 and to enact R.S. 34:2022(K) and 2033 through 2037, relative to the Jefferson Parish Economic Development and Port District; to provide for rights and powers; to provide for sale of bonds; to provide for right of expropriation; to provide for general compliances; to create and provide for additional economic development; to create and provide for additional powers; to create and provide for revenue bonds; to create and provide for exemption from ad valorem taxes; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 1718 by Representative Ansardi

AMENDMENT NO. 1
On page 1, line 4, change "2037" to "2036"

AMENDMENT NO. 2
On page 1, line 9, after "bonds" delete the remainder of the line

AMENDMENT NO. 3
On page 1, line 10, delete "exemption from ad valorem taxes"

AMENDMENT NO. 4
On page 1, line 17, change "2037" to "2036"

AMENDMENT NO. 5
On page 2, line 14, after "Parish" insert "except the town of Grand Isle as the boundaries and limits of said town are presently or hereafter fixed by law and all of Ward 11 of Jefferson Parish"

AMENDMENT NO. 6
On page 19, delete lines 11 through 24 in their entirety

AMENDMENT NO. 7
On page 20, line 1, change "$2037" to "$2036"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hainkel to Reengrossed House Bill No. 1718 by Representative Ansardi

AMENDMENT NO. 1
On page 1, line 3 change "and 2028" to ", 2028 and R.S. 41:1217(2)(a) and (b)"

AMENDMENT NO. 2
On page 1, line 4 after "relative to" delete the remainder of the line and on line 5 delete "Development and Port District;" and insert "port authorities;"

AMENDMENT NO. 3

On page 1, line 9, after "bonds;" insert "to provide for thirty-year lease extensions for persons making certain improvements on lease public land; to provide extension for persons prepaying certain rental payments;"

AMENDMENT NO. 4

On page 20, after line 12 insert the following:

"Section 2. R.S. 41:1217 (A)(2)(a) and (b) is hereby amended and reenacted to read as follows:

§1217. Term and rental; port authorities excepted

* * *

A. All leases executed under the provisions of this Part shall be for a period not exceeding ten years and shall provide for consideration to be paid as a cash rental of not less than one dollar per acre, which shall be payable in cash annually and in advance, or if the land is leased for agricultural purposes of planting, growing, cultivating, and harvesting any agricultural crop, the consideration shall be so paid in cash or on a share basis at the option of the lessor. Leases granted under this Section may be extended as follows:

* * *

(2) Any person who leases such land and who within the original or any additional term of the lease.

(a) Adds or contracts permanent improvements to be constructed, placed, or made upon the land in the amount of ten thousand dollars or more, upon written notification to the lessor and upon a proper showing that such improvements have in fact been made or contracted for, may, at the discretion of the lessor, lease such land for an additional ten-year period or any part thereof for each ten thousand dollars worth of improvements or additions made or contracted onto the land not to exceed a maximum term of twenty additional years from the end of the then current lease period.

(b) When the value of the improvements to be constructed, placed or made upon the land exceeds one hundred fifty thousand dollars, or where the lessee agrees to pre-pay the last two annual rental payments of the lease plus a cash bonus in an amount equal to the current year's lease rental or the sum of fifty thousand dollars, whichever be the greater, the lease may be extended for thirty additional years from the end of the then current lease period.

* * *

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Fruge Perkins
Alario Futrell Peychaud
Alexander Gallot Pierre

NAYS

ABSENT

Downer Hunter Kennard

Total—3

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

HOUSE BILL NO. 1795—
BY REPRESENTATIVE FUTURELL
AN ACT

To amend and reenact R.S. 51:122, relative to monopolies; to provide relative to the capacity of parent entities and wholly owned subsidiaries to conspire; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Smith to Engrossed House Bill No.1795 by Representative Futrerell

AMENDMENT NO. 1

On page 1, line 2 after "51:122" insert "and to enact R.S. 51:1421" and after "monopolies" insert "and other business practices"

AMENDMENT NO. 2
On page 1, line 4 after "conspire;" insert “to provide for requirements of franchise agreements;”

**AMENDMENT NO. 3**

On page 1, line 6 after "reenacted" insert "and R.S. 51:1421 is hereby enacted"

**AMENDMENT NO. 4**

On page 2, below line 2, insert the following:

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§1421. Deceptive trade practices; franchise agreements

A. A business franchise agreement, including any written modifications, amendment, or addendum to the original business franchise agreement, shall not require franchises located within ten miles of each other to honor or accept reciprocal agreements.

B. Any violation of this Section shall be a deceptive and unfair trade practice and shall subject the violator to any and all penalties provided for in this Chapter.

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

**ROLL CALL**

The roll was called with the following result:

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Total—101  NAYS
Total—0  ABSENT

Doerge        Kennard
Downer         Wooton

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

**HOUSE BILL NO. 1800 (Substitute for House Bill No. 1076 by Representative Powell)—**

**By Representative Powell**

AN ACT

To amend and reenact R.S. 34:1951 and 1952 and to repeal R.S. 34:1952.1, relative to the South Tangipahoa Parish Port Commission; to provide that the governing authority of Tangipahoa Parish shall serve as the port commission; to delete provisions relative to the appointment, compensation, and vacancies, relative to commission members; to delete certain provisions relative to commission meetings; to provide relative to the powers of the governing authority; to authorize the governing authority to hire a port director; to provide relative to the port director's powers and duties; and to provide for related matters.

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 1800 by Representative Powell

**AMENDMENT NO. 1**

On page 1, line 2, after “1951” delete the remainder of the line and insert “(A) and (B).”

**AMENDMENT NO. 2**

On page 1, delete lines 4 through 9, and on line 10, delete “director’s powers and duties” and insert “for membership of the South Tangipahoa Parish Port Commission”

**AMENDMENT NO. 3**

On page 1, line 15, change “and 1952 are” to “(A) and (B) is”

**AMENDMENT NO. 4**

On page 2, delete lines 1 through 26, and insert the following:

§1951. Creation of South Tangipahoa Parish Port Commission

A. There is hereby created a commission to be known as the South Tangipahoa Parish Port Commission which shall be composed of seven members from the parish of Tangipahoa who shall be appointed directly by the governor for terms of six years as provided in Subsection (B) of this Section. Each member shall receive compensation in the amount of seventy-five dollars per meeting, which shall be payable exclusively from self-generated revenues. The
members of the board of commissioners shall serve without compensation. The commission shall hold a regular meeting once each calendar month with a maximum of six additional special meetings annually. No more than three meetings may be held in any one calendar month.

B. The members of the South Tangipahoa Parish Port Commission in office prior to the effective date of this Section shall cease to be members on the effective date hereof. On the effective date of this Section, the governor shall appoint seven members in accordance with the provisions of Subsection A of this Section to serve initial terms as follows: one member to serve for a term of two years; one member to serve for a term of three years; one member to serve for a term of four years; two members each to serve for a term of five years; and two members each to serve for a term of six years. Thereafter, the successors to each of the commissioners shall be appointed to serve for terms of six years in the manner provided in Subsection A of this Section:

(1) The term of each member serving on July 1, 2003, shall expire as follows:

(a) The term of any member whose term prior to July 1, 2003, would have expired on October 1, 2003, shall expire on July 1, 2003;

(b) The term of any member whose term prior to July 1, 2003, would have expired on October 1, 2004, shall expire on July 1, 2003;

(c) The term of any member whose term prior to July 1, 2003, would have expired on October 1, 2005, shall expire on July 1, 2004;

(d) The term of any member whose term prior to July 1, 2003, would have expired on October 1, 2006, shall expire on July 1, 2005;

(e) The term of any member whose term prior to July 1, 2003, would have expired on October 1, 2008, shall expire on July 1, 2007;

(f) The term of any member whose term prior to July 1, 2003, would have expired on October 1, 2009, shall expire on July 1, 2008;

(2) Upon the expiration of the term of each member whose term expires as provided in Paragraph (1) of this Subsection or the creation of a vacancy in the seat of any such member, whichever occurs first, the governor shall appoint the successor to such member, subject to Senate confirmation, as follows and in the following order:

(a) First, one member from a list of three nominees submitted by the senator representing Senate District Six

(b) Second, one member from a list of three nominees submitted by the representative representing House of Representatives District Seventy-three

(c) Third, one member from a list of three nominees submitted by the senator representing Senate District Eleven

(d) Fourth, one member from a list of three nominees submitted by the Pontchartrain Chamber of Commerce

(e) Fifth, one member from a list of three nominees submitted by the Hammond Chamber of Commerce

(f) Sixth, one member from a list of three nominees submitted by the Tangipahoa Economic Development Foundation

(g) Seventh, one member from a list of three nominees submitted by the senator representing Senate District Six, the representative representing House of Representatives District Seventy-three, and the senator representing Senate District Eleven.

(3) Notwithstanding the provisions of Paragraph (2) of this Subsection, if on July 1, 2003, there are any vacancies, such vacancies shall be considered as the first seats to be filled in the manner provided in Paragraph (2).

(4) Notwithstanding the provisions of R.S. 42:2, the expiration of the term of a member shall result in a vacancy until a person is appointed and qualified to serve for the succeeding term.

AMENDMENT NO. 5

On page 3, delete lines 1 through 26, and on page 4, delete lines 1 through 8, and insert:

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1800 by Representative Powell

AMENDMENT NO. 1

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Transportation, Highways, and Public Works and adopted by the Senate on June 10, 2003, on page 2, line 5, change "(g)" to "(f)"

AMENDMENT NO. 2

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Transportation, Highways, and Public Works and adopted by the Senate on June 10, 2003, on page 2, line 26, following "and" and before "senator' change "the the" to "the"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Futtrell 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 Salters
Broome Hopkins Scalise
Bruce Hudson Schneider
Bruneau Hunter Schwegmann
Capella Hutter Shaw
Carter, K Iles Smith, G.—56th
Carter, R Jackson, L Smith, J.D.—50th
Cazayoux
Crane
Crowe
Curtis
Damicco
Daniel
Dartez
Devillier
Diez
Doerge
Downs
Durand
Durand
Fannin
Farrar
Faucheux
Flavin
Frith

Jackson, M
Joins
Katz
Kenney
LaFleur
Lancaster
Landrieu
LeBlanc
Lucas
Martiny
McDonald
McVea
Montgomery
Morrell
Morrish
Murray
Nevers
Odinet

Smith, J.H.—8th
Smith, J.R.—30th
Sneed
Stelly
Strain
Swilling
Thompson
Toomy
Townsend
Triche
Walker
Walsworth
Welch
Winston
Wooton
Wright

AMENDMENT NO. 4
On page 1, line 6, between “Tourism” and “to make” insert the following:

“‚ in consultation with the board of commissioners of the Poverty Point Reservoir District,”

AMENDMENT NO. 5
On page 1, line 8, delete “to provide for penalties;”

AMENDMENT NO. 6
On page 1, delete lines 10 through 15 and on page 2, delete lines 1 through 3 in their entirety.

AMENDMENT NO. 7
On page 2, line 4, change “Section 2.” to “Section 1.”

AMENDMENT NO. 8
On page 2, line 10, between “(11)” and “alter,” delete “Make,” and insert the following:

“In consultation with the board of commissioners of the Poverty Point Reservoir District, make,”

AMENDMENT NO. 9
On page 2, line 16, change “Section 3.” to “Section 2.”

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

ROLL CALL
The roll was called with the following result:

YEAS

Mr. Speaker
Alario
Alexander
Ansardi
Arnold
Baldone
Baudoin
Baylor
Bromeme
Bruce
Bruneau
Carter, K
Carter, R
Cazayoux
Crane
Crowe
Curtis
Damicco
Daniel
Dartez
Devillier
Diez
Doerge
Downs
Durand

Futrell
Gallot
Glover
Green
Guillory
Hammett
Heaton
Hebert
Hill
Honey
Hopkins
Hudson
Hunter
Hutter
Iles
Jackson, L
Jackson, M
Johns
Katz
Kenney
LaFleur
Lancaster
Landrieu
LeBlanc
Lucas
Landrieu
LeBlanc
Lucas

Odinet
Perkins
Peychaud
Pierre
Pinac
Pitre
Quezaire
Richmond
Romero
Salter
Scalise
Schneider
Schwegmann
Smith, J.D.—50th
Smith, J.H.—8th
Smith, J.R.—30th
Sneed
Stelly
Strain
Swilling
Toomy
Townsend
Triche
Tucker

ABSENT

Downer
Fruge
Kennard
Total—3
HOUSE BILL NO. 1864—
BY REPRESENTATIVE FRITH
AN ACT
To amend and reenact R.S. 9:3578.6(A)(2), relative to deferred presentment and small loan lenders; to prohibit certain activities; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, the Lafayette Metropolitan Expressway Commission; to create Consumer Protection and International Affairs to Engrossed House Bill No. 1864 by Representative Frith

AMENDMENT NO. 1

On page 2, line 1, after "services and" insert "telephone-related"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Frith Perkins
Alario Fruge Peychaud
Alexander Futrell Pierre
Ansardi Gallot Pitre
Arnold Glover Powell
Baldone Green Quezaire
Baudoin Guillory Rich mond
Baylor Hammett Romero
Beard Heaton Salter
Bowler Hebert Scalise
Broome Hopkins Schneider
Bruce Bruneau Schwegmann
Capella Hunter Shaw
Carter, K. Hutter Smith, G.—56th
Carter, K. Iles Smith, J.D.—50th
Cazayoux Jackson, L. Smith, J.H.—8th
Crape Jackson, M. Smith, J.R.—30th
Curtis Johns Sneed
Damico Kenney Strain
Daniel LaFleur Swilling
Dartez Lancaster Thompson
Devilleier Landrieu Toomy
Diez LeBlanc Townsend
Doerge Lucas Triche
Downs Martiny Tucker
Durand McDonald Waddell
Erdey McVe a Walker
Fannin Morrell Walsworth
Farrar Morrish Welch
Faucheux Murray Winston
Flavin Odinet Wright

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

HOUSE BILL NO. 1943—
BY REPRESENTATIVE LEBLANC
AN ACT
To enact Chapter 31 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:2091 through 2102, relative to the purpose, powers, jurisdiction, and duties of the commission; to establish a board of directors; to provide relative to bonds, tolls, and other revenue; to provide relative to certain projects, acquisition of land, and utilities; to provide relative to public records; to provide for the cessation of tolls; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 1943 by Representative LeBlanc

AMENDMENT NO. 1

On page 12, line 6, after "property" delete the period "." and insert:

"provided that, notwithstanding any other provision of law to the contrary, whenever any surplus property is acquired by the commission by eminent domain proceedings, the commission first shall offer to sell whatever rights it acquired back to the original owner or his successors in title, at the fair market value or at the original price paid, whichever is less."
SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Michot to Engrossed House Bill No. 1943 by Representative LeBlanc

AMENDMENT NO. 1

On page 3, line 5, change "authority" to "commission"

AMENDMENT NO. 2

On page 16, delete lines 4 through 7 in their entirety and insert the following:

"prescribed, the authority to issue bonds and provide for the payment thereof, the legality thereof and of all of the provisions of the resolution or other proceedings authorizing the issuance of the bonds shall be conclusively presumed, and no court shall have authority to inquire into such matters. Any notice of intent"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—104

NAYS

ABSSENT

Kennard
Total—1

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

HOUSE BILL NO. 1966—

BY REPRESENTATIVES HEBERT, ALARIO, ARNOLD, BAUDOIN, BROOME, BRUCE, CAPELLA, K. CARTER, CRANE, CURTIS, DAMICO, DANIEL, DARTEZ, DIEZ, DOWNER, DOWNS, FANNIN, FARRAR, FRITH, FRUGE, FUTRELL, GALLOT, GLOVER, GUILORY, HAMMETT, HEATON, HONEY, HUDSON, HUNTER, HUTTER, ILES, L. JACKSON, M. JACKSON, JOHNS, KATZ, KENNARD, LAFLER, LANCASTER, LANDRIEU, LEBLANC, LUCAS, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MURRAY, NEVERS, ODINET, PEYCHAUD, PIERRE, PITRE, POWELL, QUEZAIRE, RICHMOND, ROMERO, SCHRUGMANN, SHAW, JACK SMITH, JANE SMITH, SNEED, STRAIN, SWILLING, TOWNSEND, WALKER, WINSTON, WOOTON, AND WRIGHT

AN ACT

To enact Part VI-E of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:250.41 through 250.47, and to repeal R.S. 22:230.3, relative to health insurance coverage; to provide with respect to billing of enrollees and insureds by contracted health care providers and certain noncontracted facility-based health care providers; to provide for notice and disclosure to enrollees and insureds by health insurance issuers and health care facilities relative to identification of noncontracted providers and contract relationships which could result in billing of insureds or enrollees; to provide for penalties and enforcement; to provide with respect to the authority of the commissioner of insurance and the attorney general; and to provide for related matters.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Schedler to Reengrossed House Bill No. 1966 by Representative Hebert, et al

AMENDMENT NO. 1

On page 5, line 19, after "Title," delete "and"

AMENDMENT NO. 2

On page 5, line 20, after "Chapter" delete "including" and insert "and"

AMENDMENT NO. 3

On page 15, between lines 20 and 21, insert the following:

"C. The commissioner shall not be authorized to issue a cease and desist order or to levy a fine against the Office of Group Benefits. If the commissioner concludes, based on the information submitted, that the Office of Group Benefits has violated this Section, the commissioner shall, within sixty days of receipt of such information, notify the commissioner of administration in writing."

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

ROLL CALL

The roll was called with the following result:
Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Reengrossed House Bill No. 1979 by Representative Frith

**AMENDMENT NO. 1**

On page 1, line 2, change “To enact” to “To amend and reenact R.S. 47:516(B) and to enact”

**AMENDMENT NO. 2**

On page 1, line 6, after “liability;” insert “to provide for vehicle licensing;”

**AMENDMENT NO. 3**

On page 1, line 9, after “Section 1.” insert “R.S. 47:516(B) is hereby amended and reenacted and”

**AMENDMENT NO. 4**

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

§516. Vehicles improperly licensed; weighing, inspections and investigations; purchase of proper license required; penalty

B. If upon weighing the vehicle it is found that it is improperly licensed, or if it is found that the certificate of registration issued for the vehicle is otherwise unlawful, the inspector or enforcement officer may impound the vehicle and may require the operator of the vehicle to purchase forthwith the proper license for and to properly register the vehicle. Twenty-five per centum of the annual price of the license or registration shall be added to the cost of purchasing the same as a penalty, which shall be in lieu of the penalties directed to be imposed by R.S. 47:508. There shall be credited against the price of this license or registration, the price of the license or registration on the vehicle at the time of its unlawful operation. However, in lieu of impoundment and immediate purchase of license and registration, a Department of Transportation and Development stationary weights and standards enforcement officer may issue a violation ticket in the amount of seventy-five dollars, in addition to any overweight penalties due as provided by R.S. 32:388, to any operator possessed of an improper Louisiana license and registration. The violation ticket shall notify the owner and operator in writing to appear within five days to purchase the proper license for and to properly register said vehicle or combination of vehicles, and to pay any penalty due. This violation ticket shall be considered as a temporary license plate for a period not to exceed five days. In addition to any overweight penalties due as provided by R.S. 32:388, if the weight of the vehicle exceeds the manufacturer’s gross vehicle weight rating or the manufacturer’s gross combined vehicle weight rating, a fine of one hundred dollars shall be paid in addition to the seventy-five dollar penalty, in lieu of registering the vehicle at the higher weight. Payments for penalties shall be remitted to the Transportation Trust Fund.

Rep. Frith moved that the amendments proposed by the Senate be concurred in.
ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Flavin Odinet
Alario Frith Peychaud
Alexander Fruge Pierre
Ansardi Futrell Pitre
Arnold Gallot Powell
Baldone Glover Quezaire
Baudoin Green Richmond
Beard Guilyory Scalise
Bowler Hammett Schneider
Bruce Hebert Schwengmann
Bruneau Hill Shaw
Capella Honey Smith, G.—56th
Carter, K Hopkins Smith, J.D.—50th
Carter, R Hudson Smith, J.H.—8th
Caazyoux Hutter Smith, J.R.—30th
Crane Iles Sneed
Crouse Jackson, L Stelly
Curtis Johns Strain
Damico Kenney Swilling
Daniel LaFleur Thompson
Dartez Lancaster Townsend
Devillier Landrieu Triche
Diez LeBlanc Tucker
Doerge Lucas Waddell
Downer Martiny Walker
Downs McDonald Walsworth
Durand McVea Welch
Erdey Montgomery Winston
Fannin Morrell Wooton
Farrar Murray Wright
Faucheux Nevers

Total—92

NAYS

Jackson, M Perkins Toomy

Total—3

ABSENT

Baylor Katz Romero
Broome Kennard Salter
Heaton Morrish
Hunter Pinac

Total—10

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

SENATE FLOOR AMENDMENTS

Conforming Amendments proposed by Senator Adley to Reengrossed House Bill No. 1944 by Representative Montgomery (Duplicate of Senate Bill No. 1051)

AMENDMENT NO. 1


AMENDMENT NO. 2

On page 1, line 3, between “(introductory paragraph)” and “and (e)” insert the following:

“(7)(a), (b), (c), (d),”

AMENDMENT NO. 3

On page 1, line 3, between “(8),” and “to enact” insert “and 93(B)”

AMENDMENT NO. 4

On page 1, line 3, change “27:93(A)(9),” to “27:93(A)(7)(f) and (9),”

AMENDMENT NO. 5


AMENDMENT NO. 6

On page 1, line 14, between “(introductory paragraph)” and “and (e)” insert the following:

“(7)(a), (b), (c), (d),”

AMENDMENT NO. 7

On page 1, line 14, change “and (8)” to “(8), and 93(B)”

AMENDMENT NO. 8

On page 1, line 15, change “27:93(A)(9) is” to “27:93(A)(7)(f) and (9) are”

AMENDMENT NO. 9

On page 1, delete lines 18 and 19 in their entirety and on page 2, delete lines 1 through 6 in their entirety and insert in lieu thereof the following:

“A.(1) Except as otherwise provided herein, The the local governing authority of the parish or municipality in which the licensed berth of a riverboat is located may levy an admission fee of up to two and one-half dollars for each passenger boarding or embarking upon a riverboat; provided that in Bossier Parish and Caddo Parish an admission fee of up to three dollars may be levied; and provided that for riverboats located outside the city limits of Bossier City, Bossier Parish, an assessment shall be levied by the city of Bossier City in the amount of four and seven tenths percent of the net monthly gaming revenues as defined in R.S. 27:44(15) as the admission fee; and provided that for riverboats located outside the city limits of Bossier

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

HOUSE BILL NO. 1944—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 27:93(A)(2)(introductory paragraph) and (a), (7)(introductory paragraph) and (e), and (8), to enact R.S. 27:93(A)(9), and to repeal R.S. 27:93(A)(2)(e), (f), and (i), relative to admission fees for riverboats; to provide for the levying of boarding fees on certain riverboats in Bossier Parish; to provide for the levying of boarding fees in Bossier Parish in certain cases; and to provide for related matters.

Called from the calendar.

Read by title.
City, but located either partially or entirely in the Parish of Bossier, regardless of the location of the licensed berth, the Bossier Parish Police Jury shall levy an assessment in the amount of one and seventh tenths percent of the net monthly gaming revenues as defined in R.S. 27:44(15), as an admission fee. For purposes of this Section, “licensed berth” shall mean the berth, dock, facility, or boarding area from which a riverboat excursion is authorized to originate by the commission or from which a riverboat is authorized by the commission to operate.

(2) Except as otherwise provided herein, Funds funds derived from the admission fee or the assessment of a percentage of net monthly gaming revenues which the local governing authority of the parishes of Caddo and Bossier or the municipalities of Shreveport and Bossier City may levy for each passenger or assess as a percentage of net monthly gaming revenue as an admission fee, in accordance with Paragraph (1) of this Subsection, when the riverboat is licensed to operate within their jurisdiction, shall be allocated as follows:

AMENDMENT NO. 10
On page 2, delete lines 12 through 26 in their entirety and on page 3, delete lines 1 through 10 in their entirety and insert in lieu thereof the following:

“(7) The admission fee which the governing authority of Bossier City may levy for all riverboats within the city of Bossier City, located in Bossier Parish, shall be four and seventh tenths percent of the monthly net gaming revenues from each riverboat as authorized by Paragraph (1) of this Subsection. In Bossier Parish, if the local governing authority levies an additional admission fee, or the equivalent, as authorized by Paragraph (1) of this Subsection on riverboats initially licensed for operation after January 1, 1997, the equivalent assessment of a percentage of the net monthly gaming revenues shall be allocated as follows:

(a) Two dollars Three percent of the monthly net gaming revenues to the city of Bossier City.

(b) Fifty cents Sixty-six hundredths percent of the monthly net gaming revenues to the parish road fund for four-laning Airline Drive, and after this project has been completed the funds derived from this fee shall be used for general use by the parish road fund.

(c) Twenty-five cents Fifty-nine hundredths percent of the monthly net gaming revenues to the Bossier Educational Excellence Fund, as provided for in R.S. 17:408.2.

(d) Twenty cents Twenty-five hundredths percent of the monthly net gaming revenues to the Bossier Parish sheriff’s office.

(e) Five cents Five hundredths percent of the monthly net gaming revenues to the Johnny Gray Jones Youth Shelter and Bossier Parish Juvenile Detention Center operations. R.S. 27:93(A)(7)(f) is all proposed new law.

(f) Fifteen-hundredths percent of the monthly net gaming revenues to the Greater Bossier Economic Development Foundation.

AMENDMENT NO. 11
On page 3, line 11, change “(9)” to “(8)”

AMENDMENT NO. 12
On page 3, between lines 18 and 19, insert the following:

“B. Other than to levy the admission fee or assess a percentage of net monthly gaming revenues as authorized by Subsection A of this Section, no local governing authority may license or regulate the operation of riverboats and the gaming operations conducted thereon.

* * *”

AMENDMENT NO. 13
On page 3, line 23, between “contract” and “which” insert the following:

“(previously executed by the city of Bossier City and/or the Bossier Police Jury)”

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Bill No. 1944 by Representative Montgomery

AMENDMENT NO. 1
In Senate Floor Amendment No. 2 proposed by Senator Adley and adopted by the Senate on May 21, 2003, delete lines 5, 6, and 7 and insert “On page 1, delete line 3 and insert "(7), (8), and (B).”

AMENDMENT NO. 2
Delete Senate Floor Amendment Nos. 3 and 4 proposed by Senator Adley and adopted by the Senate on May 21, 2003

AMENDMENT NO. 3
In Senate Floor Amendment No. 6 proposed by Senator Adley and adopted by the Senate on May 21, 2003, delete lines 16, 17, and 18, and insert “On page 1, line 14, delete "(introductory paragraph) and (e)"

AMENDMENT NO. 4
In Senate Floor Amendment No. 7 proposed by Senator Adley and adopted by the Senate on May 21, 2003, on line 20 change “93(B)” to "'(B)"

AMENDMENT NO. 5
In Senate Floor Amendment No. 8 proposed by Senator Adley and adopted by the Senate on May 21, 2003, on line 22, following "line 15,” delete the remainder of the line and insert “delete "and R.S. 27:93(A)(9) is hereby enacted"”

AMENDMENT NO. 6
In Senate Floor Amendment No. 9 proposed by Senator Adley and adopted by the Senate on May 21, 2003, on page 2, line 4, change "seventh" to "seven"

AMENDMENT NO. 7
In Senate Floor Amendment No. 10 proposed by Senator Adley and adopted by the Senate on May 21, 2003, on page 2, line 23, change "seventh" to “seven”

AMENDMENT NO. 8
In Senate Floor Amendment No. 12 proposed by Senator Adley and adopted by the Senate on May 21, 2003, on line 7 delete the asterisks ** ** **
SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Adley to Reengrossed House Bill No. 1944 by Representative Montgomery

AMENDMENT NO. 1
Delete Senate Floor Amendment Nos. 1 through 13 proposed by Senator Adley and adopted by the Senate on May 21, 2003.

AMENDMENT NO. 2
Delete Senate Floor Amendment Nos. 1 through 8 proposed by the Legislative Bureau and adopted by the Senate on May 22, 2003.

AMENDMENT NO. 3
On page 1, line 2, after "To" delete the remainder of the line, delete lines 3 and 4, and insert the following:

"amend and reenact R.S. 27:93(A)(1), (2)(introductory paragraph), (a), and (i) and (7) and (B), relative to admission fees"

AMENDMENT NO. 4
On page 1, line 13, after "Section 1." delete the remainder of the line, delete lines 14 and 15, and insert "R.S. 27:93(A)(1), (2)(introductory paragraph), (a), and (i) and (7) and (B) are hereby amended and reenacted to read as follows:"

AMENDMENT NO. 5
On page 1, delete lines 18 and 19, and insert the following:

"A.(1) The local governing authority of the parish or municipality in which the licensed berth of a riverboat is located may levy an admission fee of up to two and one-half dollars for each passenger boarding or embarking upon a riverboat; provided that in Bossier Parish, other than in Bossier City, and Caddo Parish an admission fee of up to three dollars may be levied. The governing authority of Bossier City, for each riverboat located in Bossier City in Bossier Parish, shall levy an assessment in the amount of four and seven-tenths percent of the monthly net gaming proceeds as defined in R.S. 27:44(15) as the admission fee. For purposes of this Section, "licensed berth" shall mean the berth, dock, facility, or boarding area from which a riverboat excursion is authorized to originate by the commission or from which a riverboat is authorized by the commission to operate."

AMENDMENT NO. 6
On page 2, line 2, change "Caddo Parish" to "the parishes of Caddo and Bossier"

AMENDMENT NO. 7
On page 2, line 7, after "(a)", insert the following:

"Eighty percent of the revenues collected within the parish of Bossier, other than Bossier City, to the governing authority where the boat is located; sixty-nine"

AMENDMENT NO. 8
On page 2, line 9, delete "Sixty-nine"

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

"(i) In Bossier Parish, other than Bossier City, if the local governing authority levies an additional fifty-cent admission fee as authorized by Paragraph (1) of this Subsection, the funds derived from this additional fee shall be used in their entirety for the parish road fund and shall be used to provide that Airline Drive from I-220 to the Linton Road Cutoff be made into a four-lane highway. After this project has been completed, the funds derived from this additional fee shall be used for general use in the parish road fund.

* * *"

On page 2, line 12, after "(7)" delete the remainder of the line, delete lines 13 through 16, and insert the following:

"The admission fee which the governing authority of Bossier City shall levy for any riverboat located within Bossier City in Bossier Parish shall be four and seven-tenths percent of the monthly net gaming proceeds from each riverboat. The funds derived from the assessment of the monthly net gaming proceeds"

AMENDMENT NO. 9
On page 2, delete lines 18 through 26, on page 3, delete lines 1 through 18, and insert the following:

"(a) Two dollars Three percent of the monthly net gaming proceeds to the city of Bossier City.

(b) Fifty cents Sixty-six hundredths percent of the monthly net gaming proceeds to the parish road fund for four-laning Airline Drive; and after this project has been completed the funds derived from this fee shall be used for general use by the parish road fund.

(c) Twenty-five cents Fifty-nine hundredths percent of the monthly net gaming proceeds to the Bossier Educational Excellence Fund, as provided for in R.S. 17:408.2.

(d) Twenty cents Twenty-five hundredths percent of the monthly net gaming proceeds to the Bossier Parish sheriff's office.

(e) Five cents Twenty-five hundredths percent of the monthly net gaming proceeds to the Greater Bossier Economic Development Foundation.

(f) Fifteen-hundredths percent of the monthly net gaming proceeds to the Johnny Gray Jones Youth Shelter and Bossier Parish Juvenile Detention Center operation.

AMENDMENT NO. 10
On page 2, delete lines 18 and 21.

AMENDMENT NO. 11
On page 3, between lines 19 and 20, insert the following:

"B. Other than to levy the admission fee, or the assessment of the monthly net gaming proceeds by the governing authority of Bossier City in Bossier Parish, authorized by Subsection A of this Section, no local governing authority may license or regulate the operation of riverboats and the gaming operations conducted thereon."

* * *"

AMENDMENT NO. 12
On page 3, delete lines 20 and 21.

AMENDMENT NO. 13
On page 3, line 22, change "Section 3." to "Section 2."
AMENDMENT NO. 14

On page 3, line 23, between “contract” and “which” insert the following:

“previously executed by the city of Bossier City and/or the Bossier Police Jury”

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Fruege Perkins
Alario Futrell Peychaud
Alexander Gallot Pierre
Ansardi Glover Pinac
Arnold Green Pitre
Baldone Guillory Powell
Baudoin Hummett Quezaire
Baylor Heaton Rich mond
Beard Hebert Romero
Bowler Hill Salter
Broome Honey Scalise
Bruce Hopkins Schneider
Bruneau Hudson Schwegmann
Capella Hunter Shaw
Carter, K Hutter Smith, G.—56th
Carter, R Iles Smith, J.D.—50th
Cazayoux Jackson, L Smith, J.H.—8th
Crane Jackson, M Smith, J.R.—30th
Crowe Johns Sneed
Curtis Katz Stelly
Damico Kenney Smith, G.—36th
Daniel LaFleur Strain
Dartez Lancaster Taylor
DeVillier Landrieu Thompson
Diez LeBlanc Townsend
Doerge Lucas Triche
Downer Martiny Tucker
Downs McDonald Waddell
Durand McVea Walker
Erdey Montgomery Walsworth
Fannin Morrell Wel ch
Farrar Morrish Winston
Faucet M urray Wooton
Flavin Nevers Wright
Frith Odinet
Total—104

NAYS

Total—0

ABSENT

Kennard Total—1

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 409—

BY REPRESENTATIVE MARTINY

AN ACT

To enact R.S. 27:25.1, relative to the Video Draw Poker Devices Control Law; to prohibit the assessment of costs on the prevailing party in an administrative proceeding or an appeal; and to provide for related matters.

Called from the calendar.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Engrossed House Bill No. 409 by Representative Martiny

AMENDMENT NO. 1

On page 1, line 11, after "costs" and before "associated" insert ",excluding attorney's fees."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Fruege Perkins
Alario Futrell Peychaud
Alexander Gallot Pierre
Ansardi Glover Pinac
Arnold Green Pitre
Baldone Guillory Powell
Baudoin Hummett Quezaire
Baylor Heaton Richmond
Beard Hebert Romero
Bowler Hill Salter
Broome Honey Scalise
Bruce Hopkins Schneider
Bruneau Hudson Schwegmann
Capella Hunter Shaw
Carter, K Hutter Smith, G.—56th
Carter, R Iles Smith, J.D.—50th
Cazayoux Jackson, L Smith, J.H.—8th
Crane Jackson, M Smith, J.R.—30th
Crowe Johns Sneed
Curtis Katz Stelly
Damico Kenney Smith, G.—36th
Daniel LaFleur Strain
Dartez Lancaster Taylor
DeVillier Landrieu Thompson
Diez LeBlanc Townsend
Doerge Lucas Triche
Downer Martiny Tucker
Downs McDonald Waddell
Durand McVea Walker
Erdey Montgomery Walsworth
Fannin Morrell Wheel
Farrar Morrish Winston
Faucet Murray Wooton
Flavin Nevers Wright
Frith Odinet
Total—104

NAYS

Total—0

ABSENT

Kennard Total—1

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.
The roll was called with the following result:

YEAS

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

Total—95

NAYS

Total—0

ABSENT

Ansardi Kennard Walsworth
Doerge Lucas Wooton
Downs Martiny
Johns Morrish

Total—10

The Chair declared the above bill was finally passed.

Rep. Heaton 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. 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 certain cases; and to provide for related matters.

Read by title.

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

<table>
<thead>
<tr>
<th>YEAS</th>
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<tbody>
<tr>
<td>Mr. Speaker</td>
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<tr>
<td>Alario</td>
</tr>
<tr>
<td>Alexander</td>
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<td>Arnold</td>
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<td>Bruce</td>
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<td>Bruneau</td>
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<td>Carter, K</td>
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<td>Carter, R</td>
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<td>Flavin</td>
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<td>Frith</td>
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<td>Total—93</td>
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<table>
<thead>
<tr>
<th>NAYS</th>
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<tbody>
<tr>
<td>Bowler</td>
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<tr>
<td>Peychaud</td>
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<th>ABSENT</th>
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<tbody>
<tr>
<td>Ansardi</td>
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<tr>
<td>Beard</td>
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<tr>
<td>Capella</td>
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<tr>
<td>Total—8</td>
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</table>

The Chair declared the above bill was finally passed.

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.

**SENIOR BILL NO. 840—**

BY SENATOR JOHNSON

AN ACT

To enact R.S. 9:1123.115.1, relative to condominiums; to provide for the collection of utilities by local governmental entities; to authorize certain sales involving abandoned units; to authorize certain donations of abandoned or blighted property units by municipalities or parishes; and to provide for related matters.

Read by title.

Rep. Richmond moved the final passage of the bill.

**SENIOR 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.

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

**YEAS**

<table>
<thead>
<tr>
<th>Representive</th>
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<tbody>
<tr>
<td>Mr. Speaker</td>
<td>Fruge</td>
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<tr>
<td>Alario</td>
<td>Futrell</td>
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<td>Bruce</td>
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<td>Cazayoux</td>
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<tr>
<td>Frith</td>
<td>Perkins</td>
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**NAYS**

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**ABSENT**

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<tr>
<td>Kennard</td>
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<tr>
<td>Morrish</td>
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<td>Total—2</td>
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The Chair declared the above bill was finally passed.

Rep. Bruneau 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. 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 the 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.

Motion

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

**SENATE BILL NO. 983—**

**BY SENATOR DARDENNE**

**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.

Rep. Devillier moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

<table>
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<tr>
<td>Mr. Speaker</td>
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**NAYS**

<table>
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<td>Total—0</td>
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**ABSENT**

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<td>Hunter</td>
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<td>Kennard</td>
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<tr>
<td>Morrish</td>
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<td>Total—8</td>
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</tbody>
</table>

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

Motion

On motion of Rep. Bruneau, the bill was returned to the 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 contracts; to provide for review, approval, and oversight of such contracts; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative LeBlanc to Reengrossed Senate Bill No. 1011 by Senator Michot

AMENDMENT NO. 1

In Amendment No. 2 proposed by the House Committee on Appropriations and adopted by the House on June 10, 2003, on page 1, line 17 of the amendment, after the period "," delete the remainder of the line and delete lines 18 and 19 in their entirety and insert the following:

"The commissioner of administration shall submit the proposed rules and regulations to the Joint Legislative Committee on the Budget thirty days prior to the review and approval of such rules and regulations by the committee."

AMENDMENT NO. 2

In Amendment No. 6 proposed by the House Committee on Appropriations and adopted by the House on June 10, 2003, on page 2, at the beginning of line 5 of the amendment, delete "such proposals" and insert "each such proposal."

AMENDMENT NO. 3

In Amendment No. 6 proposed by the House Committee on Appropriations and adopted by the House on June 10, 2003, on page 2, line 39, change "review" to "evaluations, review."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Fruge
Alario Futrell Perkins
Alexander Gallot Peychaud
Ansardi Glover Pierre
Arnold Green Pinac
Baldone Guillory Pitre
Baudoin Hammett Powell
Baylor Heaton Quezare
Beard Hebert Richmond
Bowler Hill Romero
Broome Honey Salter
Bruce Hopkins Scalise
Bruneau Hudson Schneider
Capella Hunter Schwenneman
Carter, K Ies Shaw
Carter, R Jackson, L Smith, J.D.—50th
Cazayoux Jackson, M Smith, J.H.—8th
Crowe Johns Stelly
Curtis Katz Strain
Damico Kenney Swilling
Daniel LaFleur Thompson
Devillier Landrieu Toomy
Diez LeBlanc Townsend
Downer Lucas Triche
Durand Martiny Tucker
Erdey McDonald Waddell
Fannin McVea Walker
Farrar Montgomery Walsworth
Feuchaux Morrell Winston
Flavin Murray Wooton
Frith Nevers Wright
Total—96

NAYS

Total—0

ABSENT

Crane Hutter Smith, G.—56th
Doerge Kennard Smith, J.R.—30th
Downs Morrish Welch
Total—9

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 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.


ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Crane Downs Powell
Devillier Farrar Smith, J.R.—30th
Diez Kennard Tucker
Total—9

The Chair declared the above bill was finally passed.

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 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.

Rep. Bowler moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Downs Kennard Toomy
Jackson, M Smith, J.R.—30th
Total—5

The Chair declared the above bill was finally passed.

Rep. Bowler 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. 1099—
BY SENATOR DARDENNE
AN ACT
To enact R.S. 49:321.1, relative to state funds; to provide with respect to the authority of the treasurer to manage state funds; to authorize the reinvestment of cash collateral; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Hopkins to Engrossed Senate Bill No. 1111 by Senator Schedler

AMENDMENT NO. 1
On page 1, line 2, after "To" delete "enact R.S. 38:2251(L) and R.S. 39:1595(K)," and insert "To repeal R.S. 38:2251 and R.S. 39:1595, 1595.3, 1595.4, and 1595.5,"

AMENDMENT NO. 2
On page 1, delete line 3 in its entirety and insert "repeal certain preferences; and"

AMENDMENT NO. 3
On page 1, line 6, after "Section 1." delete the remainder of the line and delete lines 7 through 15 in their entirety and delete page 2, and insert the following:

"R.S. 38:2251 and R.S. 39:1595, 1595.3, 1595.4, and 1595.5 are hereby repealed in their entirety."

Rep. Hopkins moved the adoption of the amendments.


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

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

ROLL CALL
The roll was called with the following result:

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

NAYS
Crowe
Total—1

ABSENT
Hutter
Johns Smith, J.R.—30th
Total—4

The Chair declared the above bill was finally passed.

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 BILL NO. 1115—
BY SENATOR ELLINGTON
AN ACT
To amend and reenact R.S. 47:1856(E) and (F)(1)(a)(i) and 1857(B)(2) 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.
Rep. Alario moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

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Read by title.

Rep. Hammett 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     Richmond
Baylor          Heaton       Romer
Beard           Hebert       Salters
Bowler          Hill         Scalise
Broome          Honey        Schneider
Bruce           Hopkins      Schwegmann
Bruneau         Hudson       Shaw
Capella         Hunter       Smith, G.—56th
Carter, K       Iles         Smith, J.D.—50th
Carter, R       Jackson, L   Smith, J.H.—8th
Cazayoux       Jackson, M   Snead
Crane           Johns        Stelly
Crowe           Katz         Strain
Curis           Kenney       SWilling
Damico          LaFleur      Thompson
Daniel          Lancaster    Toomy
Dartez          Landrieu     Townsend
Devillier       LeBlanc      Triche
Diez            Lucas        Tucker
Doerge          McDonald     Waddell
Downer          McVea        Walker
Durand          Montgomery   Walsworth
Erdey           Morrell      Welch
Fannin          Morrise      Winston
Farrar          Murray       Wooton
Faucheux        Nevers       Wright
Flavin          Odinet       Perkins
Frith           Perkins

Total—100

NAYS

Total—0

ABSENT

Downs           Kennard      Smith, J.R.—30th
Hutter          Martiny     

Total—5

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 72—

AN ACT

To amend and reenact R.S. 15:307(B), relative to ignition interlock devices; to provide relative to the installation of ignition interlock devices as a requirement of probation for operating a vehicle while intoxicated; to prohibit the mail order purchase of such a device; to provide for definitions; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 77—

AN ACT

To amend and reenact R.S. 26:81(C), and (D) and 281(C), (D) and (F) and to enact R.S. 17:405(A)(1)(h) and (i), and (4), relative to the status and location of licensed day care centers; to provide relative to the proximity of licensed day care centers to alcohol service providers; to place such day care centers within drug free zones; 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. 77 by Senator Mount

AMENDMENT NO. 1

Delete Committee Amendment Nos. 1 through 4 proposed by the Administration of Criminal Justice Committee and adopted by the House on June 16, 2003.

AMENDMENT NO. 2

On page 1, line 2, after "reenact" delete the remainder of the line and insert "R.S. 40:981.3(A)(3)(a) and (b) and (D) and to"

AMENDMENT NO. 3

On page 1, line 3, after ",(i)," delete the remainder of the line, and insert ",(i) and (4) and R.S. 40:981.3(C)(6), relative to"

AMENDMENT NO. 4

On page 1, delete lines 4 through 6 in their entirety, and insert "day care centers; to provide that full-time day care centers and areas within one thousand feet of any property used for a full-time day care center shall be included in the definition of a "drug free zone"; to define "full-time day care center" and "property used for a full-time day care center"; to provide that violations of the Uniform Controlled Dangerous Substances Law which occur on or near any properly posted property used for a full-time day care center are subject to increased penalties; to provide for exceptions; and to provide for"

AMENDMENT NO. 5

On page 2, line 2, after "for" delete "the purposes of"

AMENDMENT NO. 6

On page 2, delete lines 4 through 6 in their entirety, and delete page 3 in its entirety, and on page 4, delete lines 1 through 21 in their entirety and insert in lieu thereof the following:
"Section 2. R.S. 40:981.3(A)(3)(a) and (b) and (D) are hereby amended and reenacted and R.S. 40:981.3(C)(6) is hereby enacted all to read as follows:
§981.3. Violation of Uniform Controlled Dangerous Substances Law

A.

* * *

(3)(a) Any person who violates a felony provision of R.S. 40:966 through R.S. 40:970 of the Uniform Controlled Dangerous Substances Law while on any religious building property, public housing authority property, property used for a full-time day care center, or within one thousand feet of any such property, if the area is posted as a drug-free zone, shall, upon conviction, be punished in accordance with Subsection E of this Section.

(b) In order for the provisions of this Section to apply to religious buildings or to public housing authority property, or to property used for a full-time day care center the building must be posted as a drug-free zone as provided herein. The design and posting of the signs shall be at the discretion of the entity that owns or has authority over the religious building or public housing authority property. In order to post the area as a drug-free zone, the signs shall be located in a visible manner on or near each religious building or public housing authority property indicating that such area is a drug-free zone, that such zone extends for a distance of one thousand feet, and that a felony violation of the Uniform Controlled Dangerous Substances Law will subject the offender to severe penalties under law.

* * *

C. For purposes of this Section:

* * *

(6)"Full-time day care center" or "property used for a full-time day care center" means any place or facility operated by any institution, society, agency, corporation, person or persons, or any other group pursuant to a license issued by the state for the primary purpose of providing care, supervision, and guidance of seven or more children, not including those related to the care giver, unaccompanied by parent or guardian, on a regular basis for at least twelve and one-half hours in a continuous seven-day week.

D. A violation of this Section within one thousand feet of school property, a drug treatment facility, religious building property, or public housing authority property, or property used for a full-time day care center, shall not include an act which occurs entirely within a private residence wherein no person seventeen years of age or under was present.

* * *

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total—100

NAYS

Total—0

**ABSENT**

Beard  Durand  Kennard
Carter, R  Heaton

Total—5

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 98—**

BY SENATOR LENTINI

**AN ACT**

To amend and reenact R.S. 14:63 and to repeal R.S. 14:63.1, 63.2, 63.5, 63.6, 63.7, 63.8, 63.9, 63.10, and 63.12, relative to criminal trespass; to provide for the crime of unauthorized entry; to provide for penalties; to provide exemptions; to provide for the limitation of liability of owners, lessees, and custodians; to delete certain specific types of crimes of trespass; and to provide for related matters.

Read by title.

**Motion**

On motion of Rep. Thompson, the bill was returned to the calendar.
SENATE BILL NO. 202—
BY SENATOR BOISSIERE
AN ACT
To repeal Act No. 293 of the 1976 Regular Session, relative to the ownership of building property by certain retirement systems; to provide with respect to the ownership of building property of the Teachers' Retirement System of Louisiana, the Louisiana State Employees' Retirement System and the School Employees' Retirement System of Louisiana; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Schneider moved the final passage of the bill.

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker Fruge Perkins
Alario Futrell Peychaud
Alexander Gallot Pierre
Ansardi Glover Pinac
Arnold Green Pitre
Baldone Guillory Powell
Baudoin Hammett Quezaire
Baylor Heaton Rich mond
Beard Hebert Romero
Bowler Hill Salter
Broome Hunter Scalice
Bruce Hopkins Schneider
Bruneau Hudson Schwegmann
Capella Hunter Shaw
Carter, K Hutter Smith, G.—56th
Carter, R Illes Smith, J.D.—50th
Cazayoux Jackson, L Smith, J.H.—8th
Crowe Jackson, M Smith, J.R.—30th
Curtis Johns Sneed
Damic o Katz Stelly
Daniel Kenney Strain
Dartez Lancaster Thompson
Devillier Landri eu Toomy
Dier LeBlanc Townsend
Doeger Lucas Triche
Downer Martiny
Downs McDonald Tucker
Durand McVea Waddell
Erdey Montgomery Walker
Fannin Morrell Welch
Farrar Morrish
Fau chex Murray Wooton
Flavin Nevers
Frith Odinet Wright
Total—102

NAYS
Total—0

ABSENT
Crane Kennard LaFleur
Total—3

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. 207—
BY SENATOR BOISSIERE
AN ACT
To amend and reenact R.S. 14:27(D)(1) and to enact R.S. 14:27(E), relative to attempted crimes; to provide relative to attempts of certain crimes; to increase penalties for such attempts when the victim is a peace officer; to define peace officer; and to provide for related matters.

Read by title.

Rep. Murray moved the final passage of the bill.

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker Fruge Perkins
Alario Futrell Pierre
Alexander Gallot Pinac
Arnold Glover Pitre
Baldone Guillory Quezaire
Baudoin Hammett Rich mond
Baylor Heaton Romero
Beard Hebert Salter
Broome Hunter Scalice
Bruce Hopkins Schneider
Bruneau Hudson Schwegmann
Capella Hunter Shaw
Carter, K Hutter Smith, G.—56th
Carter, R Illes Smith, J.D.—50th
Cazayoux Jackson, L Smith, J.H.—8th
Crowe Jackson, M Smith, J.R.—30th
Crand e Johns Sneed
Curtis Katz Stelly
Damic o Kenney Strain
Daniel Lancaster Thompson
Dartez Landrieu Toomy
Devillier Landrieu Townsend
Doeger LeBlanc Triche
Downer Lucas Waddell
Downs McDonald Walker
Durand McVea Wals worth
Erdey Montgomery Welch
Fannin Morrish Win ston
Farrar Murray Wooton
Fau chex Nevers Wright
Flavin Odinet
Frith Perkins
Total—97

NAYS
Total—0

ABSENT
Crane Kennard
Total—8

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

**SENATE BILL NO. 235—**

*SENATE BILL NO. 281—*

BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 17:1186(B), relative to leaves of absence for teachers; to increase the maximum duration of leave without pay to be granted to certain employees; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 281—**

BY SENATOR BOISSIERE

AN ACT

To enact R.S. 11:1307(A)(3), relative to the State Police Pension and Retirement System; to provide with respect to member benefits; to provide with respect to a retirement benefit longevity increase for members who participated in the Deferred Retirement Option Plan on or before June 30, 2003, and who continued in employment after participation in the Deferred Retirement Option Plan without a break in service and who remained in such continuous employment on July 1, 2003; to provide for an effective date; and to provide for related matters.

Read by title.

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.

The Chair declared the above bill was finally passed.
Honey Martiny Honey Morrell Wright
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. 295—
BY SENATOR DARDENNE
AN ACT
To amend and reenact Code of Criminal Procedure Art. 571.1 and 572 and to enact Code of Criminal Procedure Art. 572.1, relative to time limitations of prosecution; to repeal such limitations on certain offenses under certain conditions; to provide for definitions; to provide for retroactive application of provisions; and to provide for related matters.

Read by title.

Rep. Devillier moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Frith Perkins
Alario Fruge Peychaud
Alexander Futrell Pierre
Ansardi Gallot Pinac
Arnold Glover Pire
Baldone Green Powell
Baudoin Guillory Quezaire
Bayou Hammet Richmon
Beard Heaton Romero
Bowler Hebert Saltier
Broome Hill Scalise
Bruce Hopkins Schneider
Bruneau Hudson Schwemmann
Capella Hunter Shaw
Carter, K Hutter Smith, G.—56th
Carter, R Iles Smith, J.D.—50th
Cazayoux Jackson, L Smith, J.H.—8th
Crane Jackson, M Smith, J.R.—30th
Crowe Johns Sneed
Curtis Katz Stelly
Dumitro Kenney Strain
Daniel LaFleur Thompson
Dartez Lancaster Toomy
Devillier Landrieu Townsend
Diez LeBlanc Triche
Doerge Lucas Tucker
Downer Martyne Waddell
Downs McDonald Walker
Durand McVea Walsworth
Erdey Montgomery Welch
Fannin Morrish Winston
Farrar Murray Wooton
Faucheux Nevers
Flavin Odinet
Total—100

NAYS

Total—0

ABSENT

Honey Kennard Swilling Wright
Total—5

The Chair declared the above bill was finally passed.

Rep. Devillier 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. 303—
BY SENATORS MOUNT AND SCHEDLER
AN ACT
To amend and reenact Title V of the Children's Code, to be comprised of Articles 501 and 502, 507 through 514, 521 through 526, and 531 through 533; and to repeal Children's Code Article 503, relative to services to families; to provide for the use of multidisciplinary investigative teams as a response to the investigation and disposition of cases of child abuse within each judicial district; to provide for definitions; to provide for the membership of each team; to provide for the development and content of interagency protocols for each team for the investigation of allegations of child abuse; to provide for the qualifications of a forensic interviewer of children; to provide for the adoption of a confidentiality policy for a multidisciplinary team; to provide for immunity from civil or criminal liability for a team member; to provide for the establishment of child advocacy centers to encourage agency cooperation and to expedite the resolution of abuse allegations; to establish the responsibilities, confidentiality policy and immunity from civil or criminal liability for the child advocacy centers; to provide related statutory provisions regarding the Children's Advocacy Clearinghouse; and to provide for related matters.

Read by title.

Rep. Durand moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Fruge Peychaud
Alario Futrell Pierre
Alexander Gallot Pinac
Ansardi Glover Pire
Arnold Green Powell
Baldone Guillory Quezaire
Baudoin Hammet Richmon
Bayou Heaton Romero
Bowler Hbert Saltier
Broome Hill Scalise
Bruce Hopkins Schneider
Bruneau Hudson Schwemmann
Capella Hunter Shaw
Carter, K Hutter Smith, G.—56th
Carter, R Iles Smith, J.D.—50th
Cazayoux Jackson, L Smith, J.H.—8th
Crane Jackson, M Smith, J.R.—30th
Crowe Johns Sneed
Curtis Katz Stelly
Dumitro Kenney Strain
Daniel LaFleur Thompson
Dartez Lancaster Toomy
Devillier Landrieu Townsend
Diez LeBlanc Triche
Doerge Lucas Tucker
Downer Martyne Waddell
Downs McDonald Walker
Durand McVea Walsworth
Erdey Montgomery Welch
Fannin Morrish Winston
Farrar Murray Wooton
Faucheux Nevers
Flavin Odinet
Total—100

NAYS

Total—0

ABSENT

Dartez LeBlanc Thompson
Erdey Montgomery Welch
Fannin Morrish Winston
Farrar Murray Wooton
Faucheux Nevers
Flavin Odinet
Total—100

NAYS

Total—0

ABSENT

Cazayoux Jackson, M Smith, J.R.—30th
Crate, K Hutter Sneed
Carter, K Jackson, L Smith, J.D.—50th
Carter, R Jackson, M Smith, J.H.—8th
Cazayoux Johns Smith, J.H.—8th
Crane Jackson, M Smith, J.R.—30th
Crowe Johns Sneed
Curtis Katz Stelly
Dumitro Kenney Strain
Daniel LaFleur Thompson
Dartez Lancaster Toomy
Devillier Landrieu Townsend
Diez LeBlanc Triche
Doerge Lucas Tucker
Downer Martyne Waddell
Downs McDonald Walker
Durand McVea Walsworth
Erdey Montgomery Welch
Fannin Morrish Winston
Farrar Murray Wooton
Faucheux Nevers
Flavin Odinet
Total—100

NAYS

Total—0

ABSENT

Carter, K Jackson, L Smith, J.D.—50th
Carter, R Jackson, M Smith, J.H.—8th
Cazayoux Johns Smith, J.H.—8th
Crane Jackson, M Smith, J.R.—30th
Crowe Johns Sneed
Curtis Katz Stelly
Dumitro Kenney Strain
Daniel LaFleur Thompson
Dartez Lancaster Toomy
Devillier Landrieu Townsend
Diez LeBlanc Triche
Doerge Lucas Tucker
Downer Martyne Waddell
Downs McDonald Walker
Durand McVea Walsworth
Erdey Montgomery Welch
Fannin Morrish Winston
Farrar Murray Wooton
Faucheux Nevers
Flavin Odinet
Total—100

NAYS

Total—0

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

SENATE BILL NO. 304—
BY SENATOR DARRENNIE

To amend and reenact Code of Civil Procedure Arts. 3603.1(A), 3604(C), 3607.1(A) and (B), and 3610, Code of Criminal Procedure Arts. 29(B), 30, 327.1, 335.1(A), 871.1 and 895(L)(1), R.S. 9:366 and 372(A), R.S. 13:4243(B) and 4248(A) and (C), R.S. 14:79(A)(1) and (2) and (E), R.S. 46:2135(A)(2), 2136(A)(2), 2136.2(A), (B) and (F), the introductory paragraph of 2140, 2140(1) and (2) and to enact R.S. 9:372.1, R.S. 46:1842(9)(d) and 2151(C), all relative to domestic violence; to provide for payment of costs for a peace bond and security for a temporary restraining order or preliminary injunction by a victim of domestic violence; to provide for filing and transmittal of Uniform Abuse Prevention Orders; to provide for the definition of dating violence; to provide for protective order relief relative to possession of the family home; to provide for the duties of law enforcement officers relative to domestic abuse; to provide for injunctions against harassment; to delete certain notice requirements in protective order proceedings; to provide relative to the violation and enforcement of foreign protective orders; and to provide for related matters.

Read by title.

Rep. Baldone moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Alario
Alexander
Ansardi
Arnold
Baldoine
Baudoin
Baylor
Beard
Bruce
Bruneau
Carter, R
Cazayoux
Crawe
Curtis
Damico
Daniel
Dartez
Davenport
Downs
Downer
Durand
Erdey
Espeut
Fannin
Faucoue
Flavin
Frisch
Frith
Baylor
Beard
Bruce
Bruneau
Carter, R
Cazayoux
Crawe
Curtis
Damico
Daniel
Dartez
Davenport
Downs
Downer
Durand
Erdey
Espeut
Fannin
Faucoue
Flavin
Frisch
Frith

NAYS

Total—0

ABSENT

Faucheux
Honey
Faucoue
Honey
Total—5

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 398—
BY SENATORS FONTENOT, IRONS, MOUNT, BAJOIE AND HINES

To enact R.S. 17:17, relative to the State Department of Education; to require the employment of a physical education coordinator; to provide for recommendations regarding such coordinator; to require the posting of a state physical activity plan to the department website; and to provide for related matters.

Read by title.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Alario
Alexander
Ansardi
Arnold
Baldoine
Baudoin
Baylor
Beard
Bruce
Bruneau
Carter, R
Cazayoux
Crawe
Curtis
Damico
Daniel
Dartez
Davenport
Downs
Downer
Durand
Erdey
Espeut
Fannin
Faucoue
Flavin
Frisch
Frith
Baylor
Beard
Bruce
Bruneau
Carter, R
Cazayoux
Crawe
Curtis
Damico
Daniel
Dartez
Davenport
Downs
Downer
Durand
Erdey
Espeut
Fannin
Faucoue
Flavin
Frisch
Frith

NAYS

Total—0

ABSENT

Capella
Futrell
Total—6

The Chair declared the above bill was finally passed.
A video draw poker device shall accept coins in the amount of the minimum wager offered by that device. That video draw poker device shall provide one game for each coin of that denomination deposited in that machine. Video draw poker devices may accept coins or currency of denominations of multiples of the minimum wager, but shall provide one game for each amount of the minimum wager deposited in that video draw poker device. The provisions of this Subsection shall not be construed to affect the limitations on the amount of money played and the limitation on the value of prizes established in R.S. 27:304.

On motion of Rep. Bruneau, 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

Alario

Ansardi

Arnold

Baldone

Bowlar

Bruce

Bruneau

Capella

Carter, K

Carter, R

Cazayoux

Crawe

Curtis

Damico

Daniel

Dartez

Devillier

Diez

Doerge

Downer

Downs

Durand

Erdex

Fannin

Farrar

Faucheux

Flavin

Fruith

The Chair declared the above bill was finally passed.

NAYS

Mr. Speaker

Alario

Ansardi

Arnold

Baldone

Bowlar

Bruce

Bruneau

Capella

Carter, K

Carter, R

Cazayoux

Crawe

Curtis

Damico

Daniel

Dartez

Devillier

Diez

Doerge

Downer

Downs

Durand

Erdex

Fannin

Farrar

Faucheux

Flavin

Fruith

Peychaud

Total—68

NAYS

Alexander

Baudoin

Baylor

Broome

Cran

Crowe

Diez

Downer

Fannin

Total—32

ABSENT

Downs

Hunter

Total—5

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. 425—
BY SENATOR BOISSIERE
AN ACT
To amend and reenact R.S. 11:447, 448, 449, 450 and 451, and to enact R.S. 11:451.1, 451.2, 451.3 and 451.4, relative to the Louisiana State Employees' Retirement System; to provide for self-directed investment funds in the Deferred Retirement Option Plan and to alter other provisions of the plan to be compatible with the changes in the plan; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Schneider moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Alario
Alexander
Ansardi
Arnold
Baldoine
Baudoin
Bayor
Beard
Beaver
Bowler
Bruce
Bruneau
Capella
Carter, K
Carter, R
Cazayoux
Crane
Crowe
Curtis
Damico
Daniel
Dartez
Devillier
Diez
Doerge
Downer
Downs
Durand
Erdey
Fannin
Farrar
Flavin
Frisch
Total—98

NAYS

Total—0

ABSENT

Broome
Fauches
Hunter
Total—7

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. 426—
BY SENATOR BOISSIERE
AN ACT
To amend and reenact R.S. 11:1902(11), 1903(H), 1928(B)(1), 1932(A) and (B), and 1976, relative to the Parochial Employees' Retirement System of Louisiana; to provide with respect to the method used to calculate overtime; to provide with respect to plans for extending member benefits; to provide with respect to retirees in elected positions; to provide with respect to the mode of payment options; to provide with respect to employee contribution rate; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Schneider moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Alario
Alexander
Ansardi
Arnold
Baldoine
Baudoin
Bayor
Beard
Beaver
Bowler
Bruce
Bruneau
Capella
Carter, K
Carter, R
Cazayoux
Crane
Crowe
Curtis
Damico
Daniel
Dartez
Devillier
Diez
Doerge
Downer
Downs
Durand
Erdey
Fannin
Farrar
Flavin
Frisch
Total—98

NAYS

Total—0

ABSENT

Broome
Fauches
Hunter
Total—7
ABSENT

Kennard Tucker
Landrieu Walsworth
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. 427—
BY SENATOR BOISSIERE

AN ACT
To amend and reenact R.S. 11:822(E), relative to Teachers’ Retirement System of Louisiana; to provide with respect to election procedures; to provide an effective date; and to provide for related matters.

Read by title.

Rep. Schneider moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Futrell Peychaud
Alario Gallot Pierre
Ansardi Glover Pinac
Arnold Green Pitre
Baldone Guillory Powell
Baudoin Hammett Quezaire
Baylor Heaton Richmond
Beard Hebert Romero
Bowler Hill Salter
Broome Honey Scalise
Bruce Hopkins Schneider
Bruneau Hudson Schwegmann
Capella Hunter Shaw
Carter, K Hutter Smith, G.—56th
Carter, R Iles Smith, J.D.—50th
Cayzayoux Jackson, L Smith, J.H.—8th
Crane Jackson, M Smith, J.R.—30th
Crowe Johns Sneed
Curtis Katz Stelly
Damico Kenney Strain
Daniel LaFleur Swilling
Dartez Lancaster Swilling
Devillier Landrieu Toomy
Diez LeBlanc Townsend
Doerge Lucas Triche
Downer Martiny Tucker
Downs McDonald Waddell
Durand McVea Walker
Erdey Montgomery Walsworth
Fannin Morrell Welch
Farrar Morrish Winston
Faucheux Murray Wooton
Flavin Nevers Wright
Frith Odinet
Fruge Perkins
Total—103

NAYS

Alexander Kennard
Total—2

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. 477—
BY SENATOR CHAISSON

AN ACT
To enact R.S. 27:301(B)(16) and 302(A)(5)(p), relative to the Video Draw Poker Devices Control Law; to provide with respect to video draw poker; to provide for definitions; to provide for description and specifications; and to provide for related matters.

Read by title.

Rep. Martiny moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Guillory Pierre
Alario Hammett Pinac
Ansardi Heaton Pitre
Arnold Hebert Quezaire
Baldone Honey Richmond
Baylor Hopkins Romero
Bowler Hudson Schwegmann
Bruneau Hunter Smith, J.D.—50th
Capella Hutter Smith, J.H.—8th
Carter, K Jackson, L Smith, J.R.—30th
Cayzayoux Jackson, M Sneed
Curtis Johns Stelly
Damico LaFleur Swilling
Daniel Lancaster Toomy
Dartez Landrieu Townsend
Devillier Lucas Triche
Doerge Martiny Tucker
Durand McDonald Waddell
Flavin Montgomery Walker
Frith Morrell Welch
Fruge Morris Winston
Gallot Murray Wooton
Glover Odinet
Green Peychaud
Total—70

NAYS

Alexander Farrar Saltier
Baudoin Futrell Scalise
Beard Hill Schneider
Broome Iles Smith, G.—66th
Crane Kenney Strain
Crowe LeBlanc Thompson
Diez McVea Walsworth
Downer Nevers Wright
Erdey Perkins
Rep. Jack Smith sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Jack Smith to Reengrossed Senate Bill No. 98 by Senator Lentini

AMENDMENT NO. 1
On page 6, between lines 11 and 12, add the following:

“(7) The owner or occupant of a watercraft or vessel traveling in salt water engaged in any lawful purpose for the purpose of retrieval of his property or for obtaining assistance in an emergency situation.”

On motion of Rep. Jack Smith, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Farrar to Reengrossed Senate Bill No. 98 by Senator Lentini

AMENDMENT NO. 1
Delete House Committee Amendments Nos. 1 through 3 proposed by the House Committee on Administration of Criminal Justice and adopted by the House of Representatives on June 16, 2003.

AMENDMENT NO. 2
On page 6, line 10, after “weapon” and before “on” delete “in his possession or”

AMENDMENT NO. 3
On page 8, line 1, after “acts” and before “of” insert “or gross negligence”

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

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker Frith Odinet
Alario Fruge Perkins
Alexander Futch Pierre
Ansardi Gallot Pinac
Arnold Glover Pitre
Baldone Green Powell
Baudoin Guillory Quezaire
Baylor Hammett Richmond
Beard Heaton Romero
Bowler Hebert Salter
Brouneau Hill Scalise
Bruce Honey Schneider
Capella Hopkins Schwegmann
Carroll Hunter Smith, G.—56th
Cazayoux Hutter Smith, J.D.—50th

ABSENT
Bruce Faucheux Shaw
Carter, R Katz
Downs Kennard
Crane      Iles            Smith, J.H.—8th
Crowe      Jackson, L       Sneed
Curtis     Jackson, M       Stelly
Damico     Johns           Strain
Daniel     Katz            Swilling
Dartez     Kenney          Thompson
Devillier  LaFleur         Toomy
Doerge     Lancaster       Townsend
Downer     Landrieu        Triche
Downs      LeBlanc         Tucker
Durand     Martiny         Waddell
Erdey      McDonald        Walker
Fannin     McVea           Walsworth
Farrar     Montgomery       Winston
Faucheux   Morrish         Wooton
Flavin     Nevers          Wright
Total—96

NAYS
Carter, K  Murray          Welch
Lucas      Peychaud
Morrell    Smith, J.R.—30th
Total—7

ABSENT
Diez       Kennard
Total—2

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 72—
BY SENATOR DUPRE

AN ACT
To amend and reenact R.S. 15:307(B), relative to ignition interlock
devices; to provide relative to the installation of ignition
interlock devices as a requirement of probation for operating a
vehicle while intoxicated; to prohibit the mail order purchase of
such a device; to provide for definitions; and to provide for
related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Faucheux to Engrossed
Senate Bill No. 72 by Senator Dupre

AMENDMENT NO. 1
On page 2, line 4 after "(2)", delete the remainder of the line and
delete lines 5 and 6 and on line 7 delete "obtain such device through
mail order purchase."

AMENDMENT NO. 2
On page 2, delete line 9

AMENDMENT NO. 3
On page 2, line 10 after "technicians" and before "shall" insert "who"

AMENDMENT NO. 4
On page 2, delete lines 12 through 19

Amendments proposed by Representative Faucheux to Engrossed
Senate Bill No. 72 by Senator Dupre

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

HOUSE FLOOR AMENDMENTS

The roll was called with the following result:

YEAS
Mr. Speaker  Frith  Perkins
Alario       Frue  Peychaud
Alexander    Futrell  Pierre
Ansardi      Gallot  Pinac
Arnold       Green  Pire
Baldone      Hammet  Quezair
Baudoin      Guillory  Powell
Baylor       Hebert  Richmond
Beard        Hill  Romero
Bowler       Honey  Salier
Broome       Hopkins  Scalise
Bruce        Hudson  Schneider
Bruneau      Hunter  Schwegmann
Capella      Hutter  Shaw
Carter, K    Iles  Smith, G.—56th
Carter, R    Jackson, L Smith, J.D.—50th
Cazayoux     Jackson, M Smith, J.H.—8th
Crane        Johns  Smith, J.R.—30th
Crowe        Katz  Sneed
Curtis       Kenney  Stelly
Damico       LaFleur  Strain
Daniel       Lancaster  Swilling
Dartez       Landrieu  Thompson
Devillier    LeBlanc  Toomy
Diez         Lucas  Townsend
Doerge       Martiny  Triche
Downer       McDonald  Tucker
Downs        McVea  Waddell
Durand       Montgomery  Walker
Erdey        Morell  Walsworth
Fannin       Morrish  Welch
Farrar       Murray  Winston

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

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

ROLL CALL

The roll was called with the following result:

YEAS
Mr. Speaker  Frith  Perkins
Alario       Frue  Peychaud
Alexander    Futrell  Pierre
Ansardi      Gallot  Pinac
Arnold       Green  Pire
Baldone      Hammet  Quezair
Baudoin      Guillory  Powell
Baylor       Hebert  Richmond
Beard        Hill  Romero
Bowler       Honey  Salier
Broome       Hopkins  Scalise
Bruce        Hudson  Schneider
Bruneau      Hunter  Schwegmann
Capella      Hutter  Shaw
Carter, K    Iles  Smith, G.—56th
Carter, R    Jackson, L Smith, J.D.—50th
Cazayoux     Jackson, M Smith, J.H.—8th
Crane        Johns  Smith, J.R.—30th
Crowe        Katz  Sneed
Curtis       Kenney  Stelly
Damico       LaFleur  Strain
Daniel       Lancaster  Swilling
Dartez       Landrieu  Thompson
Devillier    LeBlanc  Toomy
Diez         Lucas  Townsend
Doerge       Martiny  Triche
Downer       McDonald  Tucker
Downs        McVea  Waddell
Durand       Montgomery  Walker
Erdey        Morell  Walsworth
Fannin       Morrish  Welch
Farrar       Murray  Winston
The Chair declared the above bill was finally passed.

Rep. Perkins 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. 480—**
BY SENATOR CHAISSON

To amend and reenact R.S. 15:542.1(H)(1) and 572(B), relative to Draw Poker Devices Control Law; to provide with respect to the sex offenses; to provide relative to required registration of sex offenders; to limit certain exemptions from such registration to a pardon by the governor; and to provide for related matters.

The roll was called with the following result:

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<td>Mr. Speaker</td>
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<td>Downer</td>
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<td>Downs</td>
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<td>total</td>
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The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 481—**
BY SENATOR CHAISSON

To amend and reenact R.S. 27:302 (A)(5)(i), relative to the Video Draw Poker Devices Control Law; to provide with respect to the denomination of bills a video draw poker device accepts; and to provide for related matters.

The roll was called with the following result:

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<tbody>
<tr>
<td>Mr. Speaker</td>
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<td>Alario</td>
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<td>Daniel</td>
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<td>Dartez</td>
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<tr>
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|total | 0 |

|total | 0 |

|total | 0 |

|total | 0 |
Erdey McDonald Winston Erdey Morrell Welch
Fannin McVea Wright Fannin Morrish Winston
Farrar Nevers Farrar Murray Wooton
Total—35 Faucheux Nevers Wright

ABSENT Flavin Odinet
Downs Kennard Total—103
Fruge Tucker NAYS
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.

Suspension of the Rules

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

SENATE BILL NO. 502—
BY SENATOR DARDENNE
AN ACT
To amend and reenact R.S. 14:43(A)(1), relative to the crime of simple rape; to revise one of a set of circumstances that makes an act of sexual intercourse deemed to be without lawful consent; and to provide for related matters.

Read by title.

Rep. Devillier 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 Green Pitre
Arnold Guillory Powell
Baldone Hammet Quezaire
Baudoin Heaton Richmond
Baylor Hebert Romero
Beard Hill Salter
Bowler Honey Scalice
Broome Hopkins Schneider
Bruce Hudson Schwegmann
Bruneau Hunter Shaw
Capella Hutter Smith, G.—56th
Carter, K Iles Smith, J.D.—50th
Carter, R Jackson, L Smith, J.R.—8th
Cazayoux Jackson, M Smith, J.R.—30th
Crane Johns Sneed
Crowe Katz Stelly
Curtis Kenney Strain
Damicco LaFleur Swilling
Daniel Lancaster Thompson
Dartez Landrieu Toomy
Deviiller LeBlanc Townsend
Diez Lucas Triche
Doerge Martiny Tucker
Downer McDonald Waddell
Downs McVea Walker
Durand Montgomery Walsworth

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 her own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 508—
BY SENATORS C. JONES AND CRAVINS
AN ACT
To enact R.S. 15:574.22(G)(4), relative to parole; to provide relative to the Louisiana Risk Review Panel; to provide relative to offenders serving a sentence of life imprisonment; to authorize application of such offenders to the risk review panel under certain conditions; to provide for exceptions; 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. 508 by Senator C.D. Jones

AMENDMENT NO. 1

Delete Amendment Nos. 1 through 4 proposed by the House Committee on Administration of Criminal Justice and adopted by the House of Representatives on June 16, 2003.

AMENDMENT NO. 2

On page 1, line 2, after "enact" and before "relative" delete "R.S. 15:574.22(G)(4)," and insert "R.S. 15:574.22(G)(2)(d),"

AMENDMENT NO. 3

On page 1, line 3, after "Panel;" delete the remainder of the line and delete lines 4 and 5 in their entirety and insert "to provide that persons sentenced to life imprisonment for violations of the uniform controlled dangerous substances law may be evaluated by the risk review panel after serving a number of years in custody; to provide"

AMENDMENT NO. 4

On page 1, line 8, after "Section 1.\text{"}" and before "is" delete "R.S. 15:574.22(G)(4)\text{)}" and insert "R.S. 15:574.22(G)(2)(d)\text{)}"
On page 2, delete lines 3 through 16 in their entirety and insert in lieu thereof the following:

"(2) A person convicted of a violation of the Uniform Controlled Dangerous Substances Law except for any of the following:

(d) A person sentenced to a term of life imprisonment for a violation of the Uniform Controlled Dangerous Substances Law who has served at least twenty years of the term of imprisonment in actual custody. However, the provisions of this Subparagraph shall not apply to any person who has been convicted of a sex offense as provided for in Paragraph (1) of this Subsection or to any person who has been sentenced as a habitual offender under R.S. 15:529.1 where one or more of the crimes for which the person was convicted and sentenced under R.S. 15:529.1 is a crime of violence defined or enumerated in R.S. 14:2(13) as provided for in Paragraph (3) of this Subsection."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

<table>
<thead>
<tr>
<th>Mr. Speaker</th>
<th>Durand</th>
<th>Jackson, M</th>
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<tbody>
<tr>
<td>Alario</td>
<td>Erdey</td>
<td>Johns</td>
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<td>Ansardi</td>
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<td>Total—42</td>
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**NAYS**

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<td>Cazayoux</td>
<td>LaFleur</td>
<td>Smith, J.D.—50th</td>
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<td>Crane</td>
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<td>Hopkins</td>
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<td>Wright</td>
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<td>Total—54</td>
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</table>

**ABSENT**

| Alexander         | Heaton | Richmond   |
| Bruce             | Kennard| Smith, J.R.—30th |
| Carter, R         | Lucas  | Walker     |
| Total—9          |        |            |

The Chair declared the above bill failed to pass.

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

**SENATE BILL NO. 511—**

**BY SENATOR C. JONES**

AN ACT

To amend and reenact R.S. 40:961(8) and 967(F)(3), relative to controlled dangerous substances; to provide relative to the penalties for possession of GHB (gamma hydroxybutyric acid) and analogues of GHB to eliminate inaccurate references to Schedule II(D)(2); to provide relative to the definition of a controlled substance analogue; and to provide for related matters.

Read by title.

Rep. Devillier moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

<table>
<thead>
<tr>
<th>Mr. Speaker</th>
<th>Fruge</th>
<th>Odinet</th>
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</thead>
<tbody>
<tr>
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</tbody>
</table>

**NAYS**

| Baldone           | Hutter | Scalice    |
| Beard             | Iles   | Schneider  |
| Bruneau           | Katz   | Schwegmann |
| Capella           | Kenney | Shaw       |
| Cazayoux          | LaFleur| Smith, J.D.—50th |
| Crane             | Lancaster| Smith, J.H.—8th |
| Crowe             | LeBlanc| Sneed      |
| Damisco           | Martiny| Strain     |
| Devillier         | McDonald| Thompson  |
| Downer            | McVea  | Toomy      |
| Downs             | Morrish| Townsend   |
| Fannin            | Nevers | Triche     |
| Farrar            | Odiert | Tucker     |
| Fruge             | Perkins| Waddell    |
| Futrell           | Pinac  | Walsworth  |
| Hebert            | Pitre  | Winston    |
| Hill              | Powell | Wooton     |
| Hopkins           | Salter | Wright     |
| Total—54         |        |            |
The Chair declared the above bill was finally passed.

Rep. Devillier 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. 522—
BY SENATOR C. JONES

AN ACT
To amend and reenact Code of Criminal Procedure Art. 926.1 (A)(1), (H)(3), and (K) and R.S. 15:151.2(G) and to enact Code of Criminal Procedure Art. 926.1(A)(3) and 930.7(D), relative to post conviction relief; to provide relative to DNA testing; to extend the period of time in which an application for post conviction relief through DNA testing can be made; to require appointment of counsel for an indigent petitioner for such relief; to create the Court Appointed Counsel for Post-Conviction Relief for Indigents in Non-Capital Cases Fund; to place such fund under the authority of the Indigent Defense Assistance Board; 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
Alario Gallot
Ansardi Glover
Arnold Green
Baldone Guillory
Baudoin Hammett
Beard Heaton
Bowler Hebert
Broome Hill
Bruce Honey
Bruneau Hopkins
Capella Hudson
Carter, K Hunter
Carter, R Hutter
Cazayoux Iles
Crane Jackson, L
Curtis Jackson, M
Damico Johns
Daniel Katz
Dartez Kenney
Devillier LaFleur
Diez Lancaster
Doerge Landrieu
Downer LeBlanc
Downs Lucas
Durand Martiny
Erdey McDonald
Fannin McVea
Farrar Montgomery
Faucheux Morrell

Flavin Morrish
Fruge Murray
Frith Nevers
Frugue Winston

Total—99

NAYS

Scalise

Total—1

ABSENT

Total—5

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. 552—
BY SENATOR C. JONES

AN ACT
To amend and reenact Children's Code Art. 903(A), relative to delinquency; to provide with respect to disposition hearings; to provide that judges shall not base any judgment of disposition of a juvenile on certain factors; 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 Fruge
Alario Gallot
Ansardi Glover
Arnold Green
Baldone Guillory
Baudoin Hammett
Beard Heaton
Bowler Hebert
Broome Hill
Bruce Honey
Bruneau Hopkins
Capella Hudson
Carter, K Hunter
Carter, R Hutter
Cazayoux Iles
Crane Jackson, L
Curtis Jackson, M
Damico Johns
Daniel Katz
Dartez Kenney
Devillier LaFleur
Diez Lancaster
Doerge Landrieu
Downer LeBlanc
Downs Lucas
Durand Martiny
Erdey McDonald
Fannin McVea
Farrar Montgomery
Faucheux Morrell

Total—99

NAYS

Scalise

Total—1

ABSENT

Total—5

The Chair declared the above bill was finally passed.
Fannin Montgomery Walsworth Farrar Morrell Winston Faucheux Morrish Wooton Frith Nevers Wright
Total—102 NAYS

Total—0 NAYS

Total—0 ABSENT

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. 602—
BY SENATOR BOISSIERE
AN ACT
To enact R.S. 11:1139, relative to the Louisiana School Employees' Retirement System; to provide for purchase of service credit for service as "employee" with an out-of-state school board; and to provide for related matters.

Read by title.

Rep. Schneider moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Farrar Morrell Winston Faucheux Morrish Wooton Frith Nevers Wright
Total—101 NAYS

Total—0 ABSENT

Alexander Strain
Kennard Welch
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. 603—
BY SENATOR BOISSIERE
AN ACT
To amend and reenact R.S. 11:1137, relative to the Louisiana School Employees' Retirement System; to provide with respect to the purchase of service by any active, contributing member of the retirement system; to establish the procedure for such purchases; to provide an effective date; and to provide for related matters.

Read by title.

Rep. Schneider moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Fruge Perkins
Alario Futrell Perkins
Ansardi Gallot Peychaud
Arnold Glover Pierre
Baldone Green Pinac
Baudoin Guillory Pire
Baylor Hammett Powell
Beard Heathon Quezaire
Bowler Hebert Richmond
Broome Hill Romero
Bruce Honey Salter
Bruneau Hopkins Scalis
Capella Hudson Schneider
Carter, K Hunter Schwegmann
Carter, R Hutter Shaw
Cazayoux Iles Smith, G.—56th
Crane Jackson, L Smith, J.D.—50th
Crowe Jackson, M Smith, J.H.—8th
Curtis Johns Smith, J.R.—30th
Damico Katz Sneed
Daniel Kenney Stelly
Dartez LaFleur Swilling
Devillier Lancaster Thompson
Diez Landrieu Toomy
Doerge LeBlanc Townsend
Downer Lucas Triche
Downs Martiny Tucker
Durand McDonald Waddell
Erdey McVea Walker
Fannin Montgomery Walsworth
SENATE BILL NO. 627—
BY SENATOR IRONS
AN ACT
To amend and reenact R.S. 14:102.1(A)(1)(c) and (B)(1), relative to offenses affecting the public sensibility; to provide relative to cruelty to animals; to provide relative to the care of animals; to provide relative to the killing of animals; and to provide for related matters.

SENATE BILL NO. 636—
BY SENATOR HEITMEIER
AN ACT
To amend and reenact R.S. 11:153(A), relative to the Louisiana State Employees' Retirement System; to authorize the receipt of service credit for any legislator serving on January 1, 1997, who is a military retiree and a member of the system; to provide for an effective date; and to provide for related matters.
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. 660—
BY SENATOR HEITMEIER

To amend and reenact R.S. 14:95(G)(3)(a), relative to offenses affecting the public safety; to provide with respect to the illegal carrying of weapons; to provide for certain exemptions from the prohibition of carrying concealed weapons for active and retired reserve or auxiliary law enforcement officers who are qualified annually by the Council on Peace Officer Standards and Training; and to provide for related matters.

Read by title.

Rep. Martiny moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAHS</th>
<th>NAYS</th>
<th>ABSENT</th>
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<tbody>
<tr>
<td>Mr. Speaker</td>
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<td>Darter</td>
<td>Lancaster</td>
<td>Shaw</td>
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<td>Diez</td>
<td>Landrieu</td>
<td>Smith, J.D.—50th</td>
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<td>Doerge</td>
<td>LeBlanc</td>
<td>Smith, J.H.—8th</td>
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<tr>
<td>Downer</td>
<td>Lucas</td>
<td>Smith, J.R.—30th</td>
</tr>
<tr>
<td>Downs</td>
<td>Martiny</td>
<td>Smith, L.—56th</td>
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<tr>
<td>Durand</td>
<td>McDonald</td>
<td>Smith, M.—50th</td>
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<td>Erdey</td>
<td>McVea</td>
<td>Smith, N.—56th</td>
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<td>Fannin</td>
<td>Montgomery</td>
<td>Smith, N.—56th</td>
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<td>Farrar</td>
<td>Morrell</td>
<td>Smith, R.—30th</td>
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<td>Faucheux</td>
<td>Morrish</td>
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<td>Frith</td>
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<td>Smith, R.—50th</td>
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<tr>
<td>Gallot</td>
<td>Perkins</td>
<td>Smith, R.—50th</td>
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Total—96

Total—0

ABSENT

Alexander | Hudson | Schneider |
Cazayoux | Kennard | Toomy |
Devillier | LaFleur | Wright |

Total—9

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. 706—
BY SENATOR IRONS

To enact R.S. 17:406.6, relative to parental involvement in schools; to provide for the establishment of a demonstration program in certain school systems; to provide for the selection of participating schools; to provide for the definition, qualification, selection and duties of an independent parent review board; to provide relative to the evaluation of parental involvement programs; to require a report of findings to the State Board of Elementary and Secondary Education; and to provide for related matters.

Read by title.
Rep. Peychaud sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Peychaud to Engrossed Senate Bill No. 706 by Senator Irons

**AMENDMENT NO. 1**

On page 2, line 21, after "or" and before "less" delete "not"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Martiny to Engrossed Senate Bill No. 706 by Senator Irons, et al.

**AMENDMENT NO. 1**

On page 1, line 2, after "R.S. 17:406.6" and before "relative" delete the comma "," and add "and 4011."

**AMENDMENT NO. 2**

On page 1, line 4, after "systems" and before "provide for" delete the semicolon ";" and add "and in certain other state-approved schools;"

**AMENDMENT NO. 3**

On page 1, line 8, after "Education;" and before "and" insert the following:

"to provide, as part of the demonstration program, a component that furthers parental choice in the selection of schools to provide a student's early childhood and primary grade education, including provisions for paying the cost, within certain limitations, of nonpublic school tuition for four-year old early childhood education and kindergarten through third grade education for eligible students, establishing student and school eligibility, making certain enrollment estimates for purposes of funding adjustments; and implementing and administering this parental choice option;"

**AMENDMENT NO. 4**

On page 1, line 11, change "is" to "and 4011 are"

**AMENDMENT NO. 5**

On page 5, between lines 8 and 9, insert the following:

"* * *

§4011. Louisiana Parental Choice in Primary Education Demonstration Program

A. The Louisiana Parental Choice in Primary Education Demonstration Program is hereby established.

B. In furtherance of the demonstration program and beginning with the 2003-2004 school year, the state, on behalf of a parent or legal guardian, shall pay an eligible student's nonpublic school tuition for four-year old early childhood education and for kindergarten through third grade education in amounts provided for by this Section. The parent or legal guardian shall be a citizen of the United States and a resident of Louisiana as defined by the administering agency and shall have the legal authority to make educational decisions for the student.

C. (1) To participate in the state demonstration program provided by this Section a student shall meet each of the following conditions and all other applicable provisions of this Section:

(a) Reside full-time with a parent or legal guardian in a parish within the demonstration program area which shall be the parishes of Caddo, East Baton Rouge, Jefferson, Lafayette, Ouachita, and Orleans.

(b) Be eligible to participate in the federal free or reduced cost school lunch program.

(c) Be enrolled in a four-year old early childhood program at an eligible school pursuant to a program funded through legislative appropriation of federal Temporary Assistance to Needy Families Program monies or be enrolled in kindergarten through third grade at an eligible school and have been previously enrolled at such school in a four-year old early childhood program pursuant to a program funded through legislative appropriation of federal Temporary Assistance to Needy Families Program monies.

(2) To participate in the state demonstration program provided by this Section a school shall meet each of the following conditions and all other applicable provisions of this Section:

(a) Be approved by the State Board of Elementary and Secondary Education pursuant to the provisions of R.S. 17:11 relative to nonpublic schools and comply with the provisions of Brumfield v. Dodd, 425 F. Supp. 528.

(b) Have provided early childhood education classes funded for eligible students through legislative appropriation of federal Temporary Assistance to Needy Families Program monies.

(c) Provide documentation of student eligibility.

D. (1) The amount of state payment on behalf of a parent or legal guardian for an eligible student’s tuition for four-year old early childhood education shall be equal to the actual cost of such tuition at the eligible school attended or the amount provided for by the early childhood education program funded for eligible students through legislative appropriation of federal Temporary Assistance to Needy Families Program monies, whichever is less.

(2) The amount of state payment on behalf of a parent or legal guardian for an eligible student’s tuition for kindergarten through third grade education shall be equal to the actual cost of such tuition at the eligible school attended or the average per pupil allocation of state funds pursuant to the minimum foundation program formula for that particular school year to the city, parish, or other local public school system in which the student would otherwise attend school if attending public school, whichever is less.

E. Beginning with the 2003-2004 student enrollment forecast adopted by the Education Estimating Conference, the conference annually shall determine any per pupil funding allocation adjustment as may be necessary to be made pursuant to the minimum foundation program formula as a result of the implementation of the program. Such forecast determination shall be based upon the projected number of eligible students participating in the program for each given year and shall be made a part of the annual student enrollment forecast submitted by the conference pursuant to law.
F. The State Board of Elementary and Secondary Education, in consultation with the board’s Nonpublic School Commission, shall adopt rules necessary to implement the provisions of this Section and provide for program administration by the state Department of Education.

Point of Order

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

Ruling of the Chair

The Chair ruled that the above amendments were not germane to the subject matter contained in the bill as introduced.

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Glover
Alario
Arnold
Baldone
Baylors
Broome
Bruce
Bruno
Carter, K
Cazayoux
Crane
Curtis
Damico
Daniel
Dartez
Doerge
Downer
Downs
Durand
Farrar
Faucaux
Flavin
Frith
Fruge
Gallot

Glover
Green
Guillory
Hammett
Heaton
Hebert
Hill
Honey
Hudson
Hunter
Hutter
Jackson, L
Jackson, M
Johns
LaFleur
Lancaster
Landrieu
LeBlanc
Lucas
McDonald
Moncgomery
Morrell
Murray
Nevers
Odinet

Peychaud
Pierre
Pinac
Powell
Quezaire
Richmond
Romero
Salter
Scalise
Schneider
Schwegmann
Smith, G—56th
Smith, J.D.—50th
Smith, J.H.—8th
Smith, J.R.—30th
Stelly
Strain
Swilling
Townsend
Triche
Welch
Winston
Wooton

Total—73

NAYS

Baudoin
Bowler
Capella
Carter, R
Crowe
Devillier
Erdey
Fannin
Futrell

Hopkins
Iles
Katz
Kenney
Martiny
McVea
Morris
Perkins
Pitre

Shaw
Sneed
Thompson
Toomy
Tucker
Waddell
Walker
Walsworth
Wright

Total—27

ABSENT

Alexander
Beard

Total—5

The Chair declared the above bill was finally passed.

Rep. Peychaud 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.

Motion

On motion of Rep. Schneider, the motion to reconsider the vote by which Senate Bill No. 202 finally passed was called from the table.

Suspension of the Rules

On motion of Rep. Schneider, the rules were suspended to reconsider the vote by which Senate Bill No. 202 finally passed on the same legislative day.

Reconsideration

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

SENATE BILL NO. 202—
BY SENATOR BOISSIERE
AN ACT
To repeal Act No. 293 of the 1976 Regular Session, relative to the ownership of building property by certain retirement systems; to provide with respect to the ownership of building property of the Teachers' Retirement System of Louisiana, the Louisiana State Employees’ Retirement System and the School Employees’ Retirement System of Louisiana; to provide for an effective date; and to provide for related matters.

Read by title.

On motion of Rep. Schneider, the vote by which the above Senate Bill finally passed was reconsidered.

Returned to the calendar under the rules.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 927: Reps. Guillory, Durand, and Hunter.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1468: Reps. Schwegmann, Pierre, and Doerge.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1331: Reps. Winston, Johns, and Downer.

Conference Committee Appointment
The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1009: Reps. Schwegmann, Martiny, and Hebert.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 876: Reps. Johns, Bowler, and Walker.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 905: Reps. Schneider, Daniel, and Bruneau.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 623: Reps. Thompson, Hill, and Kenney.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 201: Reps. Walker, Broome, Walsworth.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 219: Reps. Montgomery, Schneider, and Gallot.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 995: Reps. LaFleur, Schneider, and Murray.

**Conference Committee Reports Received**

Conference Committee Reports were received for the following legislative instruments:

**HOUSE BILL NO. 174—**

*BY REPRESENTATIVE DOERGE*

**AN ACT**

To enact Part XXVI of Chapter 13 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:3087.191 through 3087.203, to create and provide for the Webster Parish Watershed District; to provide for the boundaries and purposes of the district; to create and provide for a board of commissioners of the district; to provide for the powers and duties of the board; to authorize the board to promulgate rules and regulations and to provide for the enforcement thereof; to provide for violations and penalties; to provide relative to the powers and duties of the Department of Transportation and Development with respect to the district; to provide for the regulation of commercial establishments and to provide relative to licensing of such establishments and fees to be imposed thereon; to provide for creation and construction of playgrounds and recreational facilities; to provide relative to mineral leases; and to provide for related matters.

**HOUSE BILL NO. 1448—**

*BY REPRESENTATIVES HEBERT, ERDEY, BOWLER, CAPELLA, MORRISH, GARY SMITH, BALDONE, GLOVER, SCALISE, AND WALSWORTH*

**AN ACT**

To enact Part XXXI-A of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1481 through 1494, relative to the use of credit information for personal insurance; to provide for requirements and restrictions; to provide for corrections; to provide for notification; to provide for filings; to provide for indemnification; to provide for applicability; and to provide for related matters.

**SENATE BILL NO. 296—**

*BY SENATOR DARDENNE*

**AN ACT**

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

**SENATE BILL NO. 1039—**

*BY SENATOR LENTINI*

**AN ACT**

To amend and reenact R.S. 26:2(7), 71(A)(introductory paragraph), 80(C)(2), 85, 271(A)(introductory paragraph), 273(A)(2) through (5) and (B), and to enact R.S. 26:2(20), 71(D), and 271(Ć), relative to alcoholic beverages; to provide definitions; to require certain out of state manufacturers and suppliers to obtain a permit to deal in alcoholic beverages; to provide definitions; to require certain out of state manufacturers and suppliers to obtain a permit to deal in alcoholic beverages; to provide for requirements; to provide exemptions; and to provide for related matters.

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

**Suspension of the Rules**

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

**Petitions, Memorials and Communications**

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

**Message from the Senate**

**HOUSE CONCURRENT RESOLUTIONS**

June 18, 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:
Message from the Senate

HOUSE BILLS

June 18, 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. 128 - Returned with amendments.
- House Bill No. 236 - Returned with amendments.
- House Bill No. 370 - Returned with amendments.
- House Bill No. 398 - Returned with amendments.
- House Bill No. 417 - Returned with amendments.
- House Bill No. 425 - Returned without amendments.
- House Bill No. 429 - Returned without amendments.
- House Bill No. 591 - Returned without amendments.
- House Bill No. 604 - Returned with amendments.
- House Bill No. 696 - Returned with amendments.
- House Bill No. 784 - Returned with amendments.
- House Bill No. 795 - Returned with amendments.
- House Bill No. 812 - Returned with amendments.
- House Bill No. 853 - Returned with amendments.
- House Bill No. 1046 - Returned with amendments.
- House Bill No. 1284 - Returned without amendments.
- House Bill No. 1327 - Returned without amendments.
- House Bill No. 1406 - Returned with amendments.
- House Bill No. 1536 - Returned with amendments.
- House Bill No. 1567 - Returned with amendments.
- House Bill No. 1656 - Returned without amendments.
- House Bill No. 1786 - Returned with amendments.
- House Bill No. 1788 - Returned with amendments.
- House Bill No. 1850 - Returned with amendments.
- House Bill No. 1863 - Returned with amendments.
- House Bill No. 1874 - Returned without amendments.
- House Bill No. 1877 - Returned without amendments.
- House Bill No. 1935 - Returned with amendments.
- House Bill No. 1940 - Returned with amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

ADOPTION OF CONFERENCE COMMITTEE REPORT

June 18, 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 the report of the Conference Committee on the disagreement to House Bill No. 1968.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Introduction of Resolutions,
House and House Concurrent

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

**HOUSE RESOLUTION NO. 139—**

**BY REPRESENTATIVE K. CARTER**

A RESOLUTION

To commend Charles J. Hatfield of New Orleans posthumously and to recognize his outstanding achievements.

Read by title.

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

**HOUSE RESOLUTION NO. 140—**

**BY REPRESENTATIVE ERDEY**

A RESOLUTION

To urge and request the newly elected governor taking office in January 2004 to honor a commitment on the part of the state to certain local school systems and include in the executive budget proposal for FY 04-05 funding in the amount of three million seven hundred thousand dollars for the third and final payment by the state to such school systems to restore a one-time only reduction in funding for the pay raise for certificated personnel provided for in the minimum foundation program formula adopted by the State Board of Elementary and Secondary Education and approved by legislature for the 2001-2002 school year.

Read by title.

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

**HOUSE RESOLUTION NO. 141—**

**BY REPRESENTATIVE LANDRIEU**

A RESOLUTION

To commend M.H. Phillips upon celebrating his twenty-fifth year of coaching and for his commitment to the young people of the state of Louisiana.

Read by title.

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

**HOUSE RESOLUTION NO. 142—**

**BY REPRESENTATIVE FAUCHEUX**

A RESOLUTION

To declare June 22, 2003, as Ed Aycock Day in Lutcher, St. John the Baptist Parish, St. James Parish, and Ascension Parish.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 259—**

**BY REPRESENTATIVE K. CARTER**

A CONCURRENT RESOLUTION

To request the State Board of Elementary and Secondary Education to study the issue of requiring teachers to complete a minimum number of hours of continuing teacher education each year in order to maintain certification.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 260—**

**BY REPRESENTATIVES DOERGE, ALARIO, HAMMETT, AND MCDONALD**

A CONCURRENT RESOLUTION

To urge and request the Louisiana Tax Commission to adopt rules and regulations to be followed by the state's assessors to delay the implementation of changes regarding the homestead exemption in response to findings by the Louisiana Legislative Auditor until after the 2004 Regular Session of the Legislature.

Read by title.

On motion of Rep. Doerge, the rules were suspended in order to consider the adoption of the resolution.

Rep. Doerge moved the adoption of the resolution.

The resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 261—**

**BY REPRESENTATIVES GALLOW, DOWNS AND SENATOR B. JONES**

A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana upon the death of Louise Benson Page Faulk of Ruston.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 262—**

**BY REPRESENTATIVE FLAVIN, GUILORY, JOHNS, MORRISH, STELLY AND SENATORS MOUNT AND THEUNISSEN**

A CONCURRENT RESOLUTION

To commend CEO Bill Willis, and the physicians, nurses, administrative personnel and staff of the Women and Children's Hospital in Lake Charles upon being named "Hospital of the Year" by Triad Hospitals, Inc.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 263—**

**BY REPRESENTATIVE SCHWEGMANN AND SENATOR IRONS**

A CONCURRENT RESOLUTION

To urge and request the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to have the University of New Orleans develop a plan to establish and operate a university laboratory middle school, known as the New Millennium Laboratory School, and to report its plans and recommendations to the House Committee on Education and the Senate Committee on Education by not later than March 1, 2004.

Read by title.
On motion of Rep. Schwegmann, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 264—
BY REPRESENTATIVE SCALISE AND SENATOR HOLLIS
A CONCURRENT RESOLUTION
To urge and request the Joint Legislative Committee on the Budget to form a Subcommittee on Science and Technology to study science and technology issues, to seek ways to increase research and development and the availability of seed capital, to develop incentives to encourage investment, and to facilitate interactions among interested persons.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 265—
BY REPRESENTATIVE DEVILLIER
A CONCURRENT RESOLUTION
To urge and request the Department of Environmental Quality, the office of conservation within the Department of Natural Resources, and the oil spill coordinator's office within the office of the governor to test, analyze, and evaluate the use of innovative products manufactured in Louisiana to remediate oil spills, and to urge and request the Department of Economic Development to review and recommend available funding sources, such as loans and grants, which would assist such Louisiana manufacturers of such products in establishing their businesses.

Read by title.

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

Ordered to the Senate.

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

Report of the Committee on Civil Law and Procedure
June 18, 2003
To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on June 17, 2003, I am directed by your Committee on Civil Law and Procedure to submit the following report:

Senate Bill No. 177, by Heitmeier (Joint Resolution)
Reported without amendments. (6-0) (Regular)

Senate Bill No. 213, by Dardenne (Joint Resolution)
Reported without amendments. (6-0) (Regular)

RONNIE JOHNS
Chairman

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

Privileged Report of the Legislative Bureau
June 18, 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. 177
Reported with amendments.

Senate Bill No. 213
Reported without amendments.

Senate Bill No. 476
Reported without amendments.

Senate Bill No. 792
Reported without amendments.

Senate Bill No. 942
Reported without amendments.

Senate Bill No. 1032
Reported without amendments.

Senate Bill No. 1117
Reported without amendments.

Respectfully submitted,
JOE SALTER
Chairman

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

SENATE BILL NO. 177—
BY SENATOR HEITMEIER
A JOINT RESOLUTION
Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, relative to public funds; to authorize public funds to be loaned or pledged by a state infrastructure bank to fund eligible infrastructure projects; 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.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS
Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 177 by Senator Heitmeier

AMENDMENT NO. 1
Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 792 by Senator Barham

**AMENDMENT NO. 1**

On page 1, at the beginning of line 3, after "(d)" delete the comma "," and insert "and (D)."

**AMENDMENT NO. 2**

On page 1, line 5, after "confidential;" and before "and to" insert "to authorize the department to restrict access to certain sensitive and personal identification information; to provide for certain penalties;"

**AMENDMENT NO. 3**

On page 1, line 9, after "(d)" and insert "and (D)"

**AMENDMENT NO. 4**

On page 1, line 10, after "confidential;" and before "and to" insert "to authorize the department to restrict access to certain sensitive and personal identification information; to provide for certain penalties;"

**AMENDMENT NO. 5**

On page 2, line 14, change "adopt" to "specify"

**AMENDMENT NO. 6**

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

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*          *          *
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**AMENDMENT NO. 7**

On page 2, line 25, after "department" delete the period "." and insert "provided that such agency shall be required to maintain the confidentiality of the information classified as confidential."

**AMENDMENT NO. 8**

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

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D. (1) The department may restrict access to certain sensitive and personal identification information for the purpose of preventing the distribution or dissemination of such information via the Internet by the department or its employees. Any information to which access is restricted shall not be distributed or disseminated via the Internet by the department or its employees; however any person of the age of majority may appear in person at the main office of the department and review, examine, and copy such record in accordance with R.S. 44:1 et seq. The department shall adopt such rules and regulations, in accordance with the Administrative Procedure Act, as necessary to fully describe the information to which access is restricted and to effectively implement this Subsection.

(2) Any employee of the department or any former employee of the department or any authorized contractor acting as a representative of the secretary or the department who is convicted of the intentional distribution or dissemination of any information via the Internet to which access has been restricted pursuant to the provisions of this Subsection is guilty of a misdemeanor and upon conviction shall be punished by a fine of not more than one thousand dollars, imprisonment for up to one year, or both.
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Reported without amendments by the Legislative Bureau.
On motion of Rep. Lancaster, the amendments were adopted.

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

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 942—
BY SENATOR THOMAS
AN ACT
To authorize the secretary for the Department of Health and Hospitals and the commissioner of administration, for and on behalf of the state, to enter into an agreement with respect to the exchange of certain properties in Washington Parish; to authorize and provide for the transfer or lease of certain state property in a parish with a population between eighteen thousand five hundred and nineteen thousand according to the latest federal decennial census from the Department of Health and Hospitals to a fire protection district within such parish, through the governing authority of the district; to authorize the Secretary of the Department of Social Services and the commissioner of administration to enter into a cooperative agreement with the parish governing authority of Tangipahoa Parish for the purpose of utilization of certain real property for the operation of a 911 system; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Natural Resources to Reengrossed Senate Bill No. 942 by Senator Thomas

AMENDMENT NO. 1
On page 1, line 14, delete "for the operation of a 911 system"

AMENDMENT NO. 2
On page 4, line 2, after "title to" delete the remainder of the line and insert in lieu thereof "a portion not to exceed one acre"

AMENDMENT NO. 3
On page 6, line 5, after "rights, to" insert "a reasonable portion and delete lines 12 through 15 and delete page 2 and insert the necessary to conduct the volunteer fire department's activities of"

AMENDMENT NO. 4
On page 6, line 6, after "herein," insert "not to exceed one acre,"

AMENDMENT NO. 5
On page 6, line 12, change "all or" to "a"

AMENDMENT NO. 6
On page 6, line 16, delete "the parish of"

AMENDMENT NO. 7
On page 6, delete line 19 and insert in lieu thereof "improvements thereon. The"

Reported with amendments by the Legislative Bureau.

Reported without amendments by the Committee on House and Natural Resources.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 1032 by Senator Marionneaux

AMENDMENT NO. 1
On page 1, at the beginning of line 2, after "To" delete the remainder of the line and delete lines 3 through 8, and insert the following: "amend and reenact R.S. 42:1113(A), relative to certain prohibited transactions; to allow certain municipal and parochial elected officials and certain related persons and legal entities to enter into certain transactions regarding certain property; to require certain written notice of such transactions; to require recusal"

AMENDMENT NO. 2
On page 1, line 11, after "Section 1." delete the remainder of the line and delete lines 12 through 15 and delete page 2 and insert the following: "R.S. 42:1113(A) is hereby amended and reenacted to read as follows: §1113. Prohibited contractual arrangements

A(1) No public servant, excluding any legislator and any appointed member of any board or commission and any member of a governing authority of a parish with a population of ten thousand or less, or member of such a public servant's immediate family, or legal entity in which he has a controlling interest shall bid on or enter into any contract, subcontract, or other transaction that is under the supervision or jurisdiction of the agency of such public servant.

(2) The provisions of Paragraph A(1) of this Subsection shall not preclude a mayor, parish president, or a member of a municipal or parish governing authority or a member of such elected official's
immediate family or a legal entity in which he has a controlling interest from making application for the approval of the subdivision or resubdivision of property and for the zoning of such property or for a building permit and any inspections performed pursuant thereto, provided that (a) the zoning of such subdivided property shall not be less restrictive than the zoning of the original parcel, (b) no variance from any planning or zoning regulation or requirement or any building code or permit shall be requested or granted, (c) the elected official shall file written notice with his governing authority and with the Board of Ethics no later than ten days prior to any hearing pertaining to any such application, and (d) any such member of a governing authority shall recuse himself from any vote related to such application. The provisions of this Paragraph shall not apply to any elected official in a parish which has a population in excess of four hundred seventy thousand according to the latest federal decennial census, or any member of such elected official’s immediate family, or a legal entity in which he has a controlling interest.

Report of the Committee on Agriculture, Forestry, Aquaculture, and Rural Development

June 18, 2003

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Agriculture, Forestry, Aquaculture, and Rural Development to submit the following report:

House Concurrent Resolution No. 239, by Thompson
Reported with amendments. (10-0)

Senate Concurrent Resolution No. 128, by Smith
Reported favorably. (10-0)

FRANCIS THOMPSON
Chairman

House Concurrent Resolution No. 239, by Thompson
Reported with amendments. (10-0)

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

Under the rules, placed on the regular calendar.

Report of the Committee on Civil Law and Procedure

June 18, 2003

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Civil Law and Procedure to submit the following report:

Senate Bill No. 931, by Ellington
Reported favorably. (6-0) (Regular)

RONNIE JOHNS
Chairman

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

Report of the Committee on Judiciary

June 18, 2003

To the Speaker and Members of the House of Representatives:

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

Senate Bill No. 217, by Marionneaux (Joint Resolution)
Reported with amendments. (9-0-1)

Senate Bill No. 908, by Hainkel
Reported with amendments. (8-0-1) (Regular)

Senate Bill No. 1064, by Marionneaux
Reported with amendments. (8-0-1) (Regular)

JOSEPH F. TOOMY
Chairman

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

Suspension of the Rules
On motion of Rep. Johns, 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. 217—**

**BY SENATOR MARIONNEAUX AND REPRESENTATIVE MURRAY**

A JOINT RESOLUTION

Proposing to amend Article V, Section 23(B) of the Constitution of Louisiana, relative to the judicial branch; to provide with respect to mandatory retirement; to provide that a judge shall not remain in office beyond his seventy-sixth birthday; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Engrossed Senate Bill No. 217 by Senator Marionneaux

**AMENDMENT NO. 1**

On page 1, line 4, after "retirement;" delete the remainder of the line and insert "to authorize a judge who reaches the mandatory retirement age of seventy prior to finishing his term of office, to complete that current term;"

**AMENDMENT NO. 2**

On page 1, at the beginning of line 5, delete "seventy-sixth birthday;"

**AMENDMENT NO. 3**

On page 2, at the beginning of line 2, change "seventy-sixth" to "seventieth"

**AMENDMENT NO. 4**

On page 2, at the end of line 2, after "birthday," insert "A judge who attains seventy years of age while serving a term of office shall be allowed to complete that term of office;"

**AMENDMENT NO. 5**

On page 2, delete lines 10 and 11 in their entirety and insert in lieu thereof the following:

"To permit a judge who attains the mandatory retirement age of seventy years while serving a term of office to complete that term of office. (Effective January 1, 2004)(Amends Article V, Section 232(B))"

Section 4. Be if further resolved that the provisions of this amendment shall become effective of January 1, 2004."

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

Under the rules, the bill, as amended, was recommitted to the Committee on Civil Law and Procedure.

**Privileged Report of the Legislative Bureau**

June 18, 2003

To the Speaker and Members of the House of Representatives:

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

<table>
<thead>
<tr>
<th>Senate Bill</th>
<th>Status</th>
</tr>
</thead>
<tbody>
<tr>
<td>No. 908</td>
<td>Reported without amendments.</td>
</tr>
<tr>
<td>No. 931</td>
<td>Reported without amendments.</td>
</tr>
<tr>
<td>No. 1064</td>
<td>Reported without amendments.</td>
</tr>
</tbody>
</table>

Respectfully submitted,

JOE SALTER
Chairman

**Senate Instruments on Second Reading Returned from the Legislative Bureau**

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

**SENATE BILL NO. 908—**

**BY SENATOR HAINKEL**

AN ACT

To enact Chapter 9 of Title 29 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 29:760 through 772, relative to emergency health powers; to provide for a plan dealing with a health emergency; to provide who can declare such an emergency, for what length of time and who can end such an emergency; to provide for isolation and quarantine of infected citizens; to provide for an organizational and operational structure that is compatible with the Louisiana Emergency Assistance and Disaster Act of 1993; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Reengrossed Senate Bill No. 908 by Senator Hainkel

**AMENDMENT NO. 1**

On page 6, line 15, after "means" and before "the" delete "a representative of"
On page 11, line 25, after "made" and before "electronically" insert "immediately by telephone to the office of public health, infectious disease epidemiology section, as required by the Louisiana State Sanitary Code, and then"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 931—
BY SENATOR ELLINGTON
AN ACT
To amend and reenact Children's Code Art. 1263, relative to the action to annul a final decree of adoption; to provide for the peremptive period in all cases; 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. 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.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Reengrossed Senate Bill No. 1064 by Senator Marionneaux

AMENDMENT NO. 1

On page 1, line 2, after "enact" and before the comma "delete "R.S. 13:2488.62(E)" and insert in lieu thereof "R.S. 13:1000.6 and 2488.62(E)"

AMENDMENT NO. 2

On page 1, line 2, after "the" and before "City" insert "drug division of the Nineteenth Judicial District Court and the"

AMENDMENT NO. 3

On page 1, line 2, after "Plaquemine;" and before "to" insert "to authorize the assessment of an additional fee for convictions in the drug division of the Nineteenth Judicial District Court; to provide that the additional fee shall be used for the cost of treatment programs; to provide for auditing of the fees;"

AMENDMENT NO. 4

On page 1, line 3, after "the" and before "to" delete "court" and insert in lieu thereof "City Court of Plaquemine"

AMENDMENT NO. 5

On page 1, line 7, after "Section 1." and before "hereby delete "R.S. 13:2488.62(E) is" and insert in lieu thereof "R.S. 13:1000.6 and 2488.62(E) are"

AMENDMENT NO. 6

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

"R.S. 13:1000.6 is all proposed new law.

"§1000.6. Nineteenth Judicial District Court, drug division; additional fees for treatment programs

A. In all criminal cases of which the drug division of the Nineteenth Judicial District Court has jurisdiction, there may be assessed as an additional fee against every defendant who is convicted after trial or who pleads guilty or forfeits bond a sum in an amount not to exceed what is necessary to pay for the cost of or part of the cost of the defendant's participation in a treatment program as defined in R.S. 13:5303(9).

B. A judge of the drug division shall cause to be conducted annually an audit of the account and the books and accounts relating thereto and shall file the audit with the office of the legislative auditor where it shall be available for public inspection.

* * *

§2488.62. Compensation of judge, marshal, clerk, and deputy clerk; collection and disposition of fines, forfeitures, and costs

* * *

AMENDMENT NO. 7

On page 1, line 9, change "violations," to "convictions;"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

Privileged Report of the Committee on Enrollment

June 18, 2003

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

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

The following House Resolutions have been properly enrolled:
HOUSE RESOLUTION NO. 127—
BY REPRESENTATIVE DANIEL
A RESOLUTION
To urge and request the House Committee on Municipal, Parochial and Cultural Affairs to study the feasibility of creating a tax increment financing district within the parish of East Baton Rouge.

HOUSE RESOLUTION NO. 128—
BY REPRESENTATIVE LUCAS
A RESOLUTION
To urge and request the New Orleans Regional Transit Authority to cease and desist all activities related to changing the Barracks bus line until full opportunity for community discussion and recommendations has been provided.

HOUSE RESOLUTION NO. 131—
BY REPRESENTATIVE ALARIO
A RESOLUTION
To commend Restaurant August of New Orleans upon receiving The Times-Picayune’s Five Bean Award.

HOUSE RESOLUTION NO. 132—
BY REPRESENTATIVE BALDONE
A RESOLUTION
To commend Mr. Andrew Dunckelman on being named Louisiana high school Student-of-the-Year.

HOUSE RESOLUTION NO. 134—
BY REPRESENTATIVE GALLOW
A RESOLUTION
To recognize Mrs. Pinkie Ann Lewis of Arcadia upon her one hundredth birthday.

HOUSE RESOLUTION NO. 135—
BY REPRESENTATIVES DURAND, LEBLANC, AND MONTGOMERY
A RESOLUTION
To express the condolences and the heartfelt sorrow of the House of Representatives of the Legislature of Louisiana upon the death of Chester Lee Simon of Breaux Bridge and to recognize and record the contributions of this proud Louisianian to his town, parish, and state.

HOUSE RESOLUTION NO. 136—
BY REPRESENTATIVE JOHNS
A RESOLUTION
To express the condolences of the House of Representatives upon the death of Dwayne A. Dupre of Vinton.

HOUSE RESOLUTION NO. 137—
BY REPRESENTATIVE NEVERS
A RESOLUTION
To urge and request the Board of Regents, in collaboration with the boards of supervisors of the Louisiana State University System, the Southern University System, and the University of Louisiana System, to study the feasibility of requiring students who pursue a degree in political science to participate in the electoral process as poll commissioners as part of the degree requirements.

HOUSE RESOLUTION NO. 138—
BY REPRESENTATIVES L. JACKSON, GLOVER, BAYLOR, WADDELL, JANE SMITH, SHAW, MONTGOMERY, BRUCE, AND HOPKINS
A RESOLUTION
To commend Ms. Ollie Tyler upon her selection as Caddo Parish school superintendent.

Respectfully submitted,
DONALD RAY KENNARD

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

Privileged Report of the Committee on Enrollment
June 18, 2003

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

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

The following House Bills have been properly enrolled:

HOUSE BILL NO. 38—
BY REPRESENTATIVES FAUCHEUX AND QUEZAIRE
AN ACT
To enact R.S. 33:447.6, relative to the mayor's court of the town of Lutcher; to authorize an increase in court costs for violations of municipal ordinances; to require the local governing authority to authorize the increase in court costs by adoption of an ordinance; and to provide for related matters.

HOUSE BILL NO. 39—
BY REPRESENTATIVE FAUCHEUX
AN ACT
To enact R.S. 33:447.6, relative to the mayor's court of the town of Gramercy; to authorize an increase in court costs for violations of municipal ordinances; to require the local governing authority to authorize the increase in court costs by adoption of an ordinance; and to provide for related matters.

HOUSE BILL NO. 173—
BY REPRESENTATIVE PINAC
AN ACT
To enact R.S. 45:170.8, relative to state symbols; to provide that the Natchitoches Meat Pie is the official state meat pie of Louisiana; and to provide for related matters.

HOUSE BILL NO. 231—
BY REPRESENTATIVE TOWNSEND
AN ACT
To enact R.S. 49:170.8, relative to state symbols; to provide that the Natchitoches Meat Pie is the official state meat pie of Louisiana; and to provide for related matters.

HOUSE BILL NO. 234—
BY REPRESENTATIVE KENNARD
AN ACT
To amend and reenact R.S. 14:95(H), relative to illegal carrying of weapons; to include coroners in the list of officials who may carry a concealed handgun when certified by the Council on Peace Officer Standards and Training; and to provide for related matters.
HOUSE BILL NO. 247—
BY REPRESENTATIVE MONTGOMERY
AN ACT
To amend and reenact R.S. 11:2223(E), relative to the Municipal Police Employees' Retirement System; to provide with respect to disabilities received in the performance of official duties; to include blindness and loss of the total use of a limb as service-related disabilities for which a benefit equal to a member's final average compensation is payable; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 251—
BY REPRESENTATIVES GUILLORY, BALDONE, AND KATZ AND SENATOR FIELDS
AN ACT
To amend and reenact R.S. 32:863(A)(3)(a), relative to license plates; to provide for a maximum reinstatement fee for certain persons; and to provide for related matters.

HOUSE BILL NO. 264—
BY REPRESENTATIVES BALDONE AND DOWNER
AN ACT
To enact R.S. 13:1904(C), (D), and (E), relative to the destruction of certain records in the City Court of Houma; to authorize the clerk of court to destroy certain civil and criminal records; to provide for time limitations in the destructions of records; to provide for requirements prior to destruction; and to provide for related matters.

HOUSE BILL NO. 303—
BY REPRESENTATIVE BOWLER
AN ACT
To enact R.S. 9:315.20(Obligation Worksheet B), relative to the shared custodial worksheet; to clarify language used in calculating payments to third parties; and to provide for related matters.

HOUSE BILL NO. 323—
BY REPRESENTATIVE JOHNS
AN ACT
To amend and reenact R.S. 46:236.8(G)(2), relative to medical support orders; to provide for enrollment in a health plan or program; and to provide for related matters.

HOUSE BILL NO. 340—
BY REPRESENTATIVE BALDONE
AN ACT
To amend and reenact R.S. 13:3204(A) and 3205, relative to personal jurisdiction over nonresidents; to provide for service of process in summary proceedings; to provide for the rendering of judgments; and to provide for related matters.

HOUSE BILL NO. 353—
BY REPRESENTATIVE TOWNSEND
AN ACT
To enact R.S. 11:103(D), relative to the Firefighters' Retirement System of Louisiana; to provide for the determination of the employer contribution rate; to provide with respect to valuation of certain outstanding amortization bases; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 354—
BY REPRESENTATIVE TOWNSEND
AN ACT
To amend and reenact R.S. 11:2260(A)(2)(introductory paragraph) and (a)(introductory paragraph), (c), (d), (e), and (f) and (6) and to enact R.S. 11:2260(A)(2)(g), relative to the Firefighters' Retirement System of Louisiana; to provide for the membership of the board of trustees; to provide for quorum requirements; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 365—
BY REPRESENTATIVE GARY SMITH
AN ACT
To enact R.S. 13:1904.1(A), (B)(1)(introductory paragraph) and (a) and (b), (E), and (F), relative to the Louisiana Commission on HIV and AIDS; to change the name of the commission to the Louisiana Commission on HIV, AIDS and Hepatitis C; to add hepatitis C to the responsibilities of the commission; to provide for membership on the commission; and to provide for related matters.

HOUSE BILL NO. 406—
BY REPRESENTATIVE L. JACKSON
AN ACT
To amend and reenact R.S. 11:1541, relative to the Clerks of Court Retirement and Relief Fund; to provide with respect to the membership of the board of trustees; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 411—
BY REPRESENTATIVE MCVEA
AN ACT
To amend and reenact R.S. 11:1549(A), relative to the Clerks' of Court Retirement and Relief Fund; to provide with respect to cost-of-living adjustments; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 412—
BY REPRESENTATIVE MCVEA
AN ACT
To amend and reenact R.S. 13:1222, relative to the clerk of the Orleans Parish Civil District Court; to authorize the clerk to purchase or lease two motor vehicles for the use of the office for certain purposes and to pay the premiums on the insurance for those motor vehicles; and to provide for related matters.

HOUSE BILL NO. 420—
BY REPRESENTATIVES MURRAY AND HEATON
AN ACT
To enact R.S. 13:1222, relative to the clerk of the Orleans Parish Civil District Court; to authorize the clerk to purchase or lease two motor vehicles for the use of the office for certain purposes and to pay the premiums on the insurance for those motor vehicles; and to provide for related matters.

HOUSE BILL NO. 482—
BY REPRESENTATIVE PERKINS
AN ACT
To enact R.S. 46:236.1(B)(4), relative to family and child support programs; to authorize the implementation of an access and visitation program; to provide for certain activities; and to provide for related matters.

HOUSE BILL NO. 565—
BY REPRESENTATIVES CRANE AND THOMPSON AND SENATOR THEUNISSEN
AN ACT
To amend and reenact R.S. 11:162(C), relative to the Teachers' Retirement System of Louisiana; to provide for membership therein; to provide for classes of employees not eligible for membership; to provide for the promulgation of rules; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 717—
BY REPRESENTATIVE FLAVIN
AN ACT
To amend and reenact R.S. 33:4768(A)(1), relative to condemned structures; to provide that the city of Lake Charles, as an alternative to demolition or removal, may make repairs
necessary to correct defects in condemned structures within its jurisdiction; and to provide for related matters.

HOUSE BILL NO. 737—
BY REPRESENTATIVE BALDONE
AN ACT
To amend and reenact R.S. 35:1.1(A), 191(C)(3), and 391(6), relative to notaries; to provide for an increase in the amount of the required bond for non-attorney and ex officio notaries; and to provide for related matters.

HOUSE BILL NO. 758—
BY REPRESENTATIVE DANIEL
AN ACT
To enact Chapter 49 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3025 through 3027, relative to to authorize the use of net energy metering in Louisiana; to enact the Louisiana Renewable Energy Development Act; to authorize the assistant secretary of the office of the Governor to bring a proceeding at law to prevent any act that is in violation of the provisions of the Act; and to provide for related matters.

HOUSE BILL NO. 766—
BY REPRESENTATIVES PITRE, JOHNS, WALSWORTH, AND SCALISE
AN ACT
To amend and reenact R.S. 49:214.5, relative to coastal restoration; to provide that state and political subdivisions shall be held harmless; to provide for applicability to certain claims; and to provide for related matters.

HOUSE BILL NO. 789—
BY REPRESENTATIVE FAUCHEUX
AN ACT
To enact Chapter 49 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3025 through 3027, relative to to authorize the use of net energy metering in Louisiana; to enact the Louisiana Renewable Energy Development Act; to authorize the assistant secretary of the office of the Governor to bring a proceeding at law to prevent any act that is in violation of the provisions of the Act; and to provide for related matters.

HOUSE BILL NO. 814—
BY REPRESENTATIVES BRUNEAU, LANCASTER, JOHN SMITH, AND MONTGOMERY
AN ACT
To amend and reenact R.S. 18:55(A)(2) and (4)(a) and 59(B)(2) and (4)(a) and (C)(2) and (4)(a), relative to registrars of voters; to provide for a salary increase for registrars of voters, chief deputy registrars, and confidential assistants to registrars of voters; and to provide for related matters.

HOUSE BILL NO. 885—
BY REPRESENTATIVES SCHNEIDER
AN ACT
To amend and reenact R.S. 11:1516, relative to the Clerks of Court Retirement and Relief Fund; to provide with respect to the repayment of withdrawn accumulated employee contributions; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 911—
BY REPRESENTATIVES SCHNEIDER AND MCVEA
AN ACT
To amend and reenact R.S. 11:822(E), relative to the Teachers' Retirement System of Louisiana; to provide with respect to election procedures for members of the board of trustees; to provide for dissemination of election information to system members; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 915—
BY REPRESENTATIVE SCHNEIDER
AN ACT
To amend and reenact R.S. 11:1516, relative to the Clerks of Court Retirement and Relief Fund; to provide with respect to the repayment of withdrawn accumulated employee contributions; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 916—
BY REPRESENTATIVE SCHNEIDER AND SENATOR BOISSIERE
AN ACT
To amend and reenact R.S. 11:779(B), relative to the Teachers' Retirement System of Louisiana; to provide with respect to deceased disability retirees; to provide for benefits for surviving minor children; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 985—
BY REPRESENTATIVE DANIEL
AN ACT
To enact Chapter 49 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3025 through 3027, relative to to authorize the use of net energy metering in Louisiana; to enact the Louisiana Renewable Energy Development Act; to authorize the assistant secretary of the office of the Governor to bring a proceeding at law to prevent any act that is in violation of the provisions of the Act; and to provide for related matters.

HOUSE BILL NO. 1074—
BY REPRESENTATIVE FAUCHEUX
AN ACT
To amend and reenact R.S. 48:346, relative to duties and functions of certain employees of the Department of Transportation and Development; to authorize the assistant secretary of the office of the Governor to bring a proceeding at law to prevent any act that is in violation of the provisions of the Act; and to provide for related matters.

HOUSE BILL NO. 1271—
BY REPRESENTATIVE SCHNEIDER
AN ACT
To amend and reenact R.S. 33:2495(B)(3), relative to fire and police civil service; to provide relative to formal training required of each person selected for appointment to the entry level position of Fire Communications Officer (I) in the city of Shreveport; to provide for commencement of the working test period after successful completion of formal training; and to provide for related matters.

HOUSE BILL NO. 1294—
BY REPRESENTATIVE BOWLER
AN ACT
To amend and reenact R.S. 23:1310.5(B), relative to disputed workers' compensation claims; to provide for appellate procedures of disputed claims; to permit the appeals to be taken within certain time periods; and to provide for related matters.
HOUSE BILL NO. 1312—
BY REPRESENTATIVES GLOVER, BAYLOR, JANE SMITH, BRUCE, AND L. JACKSON
AN ACT
To enact R.S. 33:1976, relative to naming certain fire department facilities; to authorize the municipal governing authority in certain municipalities to name the central fire station and related facilities in honor of a former fire chief; to provide for related matters.

HOUSE BILL NO. 1323—
BY REPRESENTATIVE PIERRE
AN ACT
To amend and reenact R.S. 30:706 and 707, relative to fees paid for the hazardous liquid pipeline program; to provide relative to the collection and amounts of such fees; and to provide for related matters.

HOUSE BILL NO. 1339—
BY REPRESENTATIVE GLOVER AND SENATORS MALONE AND ROMERO
AN ACT
To rename a portion of Louisiana Highway 3132 between Interstate 20 and Interstate 49, located in Caddo Parish, the Terry Bradshaw Passway; and to provide for related matters.

HOUSE BILL NO. 1452—
BY REPRESENTATIVE HOPKINS
AN ACT
To enact R.S. 33:221.3, relative to municipal annexations; to provide relative to annexation of territory included within fire protection districts in Caddo Parish; to provide relative to the procedures governing such annexations; and to provide for related matters.

HOUSE BILL NO. 1494—
BY REPRESENTATIVE TUCKER
AN ACT
To enact Part VI-A of Chapter 20 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:1742, relative to direct billing of anatomical pathology services; to provide for rules and regulations relative to billing for such services; to provide for penalties for violations; and to provide for related matters.

HOUSE BILL NO. 1541—
BY REPRESENTATIVE SCALISE
AN ACT
To enact R.S. 14:1871(Q), relative to educational, licensing, and employment data and reports; to provide for data sharing among certain state agencies, education programs, and licensing boards for the purposes of health occupational forecasting and reporting; and to provide for related matters.

HOUSE BILL NO. 1587—
BY REPRESENTATIVES WALSWORTH AND THOMPSON AND SENATOR ELLINGTON
AN ACT
To enact R.S. 36:509(S) and Part XXVI of Chapter 13 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:3087.191 through 3087.205, to create the West Ouachita Reservoir Commission as a political subdivision and state agency; to provide for a board of commissioners to manage the reservoir district; to provide for the powers and duties of the district including the power to levy taxes and issue bonds; to prohibit certain actions and to provide for penalties for certain actions; to provide relative to the district’s coordination of certain efforts with the Department of Transportation and Development and the Louisiana Wildlife and Fisheries Commission; and to provide for related matters.

HOUSE BILL NO. 1613—
BY REPRESENTATIVES WINSTON, R. CARTER, DOERGE, DURAND, GLOVER, GUILLORY, ILES, L. JACKSON, M. JACKSON, KATZ, MCDONALD, PERKINS, SCHWEGMANN, SHAW, STRAIN, WALKER, AND WELCH
AN ACT
To enact R.S. 46:52.1, relative to public welfare and assistance; to establish the intent of the legislature in the delivery of social services through a “no wrong door” concept; to define “integrated case management” and “service integration”; to require the secretary of the Department of Social Services to develop an integrated case management model which includes multidisciplinary teams; to require the participation of multiple departments in the development of an integrated case management model; and to provide for related matters.

HOUSE BILL NO. 1642—
BY REPRESENTATIVE GUILORY
AN ACT
To enact R.S. 23:897(M), relative to employment; to provide that an employer may withhold employee’s wages to cover cost of medical and drug testing under certain circumstances; to provide that the employee must sign a contract for such withholding; and to provide for related matters.

HOUSE BILL NO. 1686—
BY REPRESENTATIVES DEWITT, CRANE, FUTRELL, KATZ, PITRE, SHAW, TUCKER, DOWNER, AND MCDONALD AND SENATOR SCHEDLER
AN ACT
To enact R.S. 17:416.1(D) and R.S. 32:407(E) and 431, relative to drivers' licenses and learners' licenses; to provide for issuance and immediate suspension of a license for one year to a student who is expelled or suspended from school for ten or more consecutive school days for committing certain infractions or who withdraws from school under certain circumstances; to require notification to the office of motor vehicles when a student is expelled or suspended from school or withdraws from school under certain circumstances; to provide for suspension of a driver's license; to require notification of such suspension; to allow reinstatement of driving privileges under certain circumstances; to provide for an appeal process; to provide for hardship; to prohibit an increase in insurance rates due to such license suspension; to provide for the promulgation of rules; and to provide for related matters.

HOUSE BILL NO. 1712—
BY REPRESENTATIVE SCALISE
AN ACT
To amend and reenact R.S. 23:1031.1(E), relative to workers' compensation; to repeal provisions allowing notice to constitute a claim for disability; and to provide for related matters.

HOUSE BILL NO. 1756—
BY REPRESENTATIVES PEYCHAUD, L. JACKSON, CURTIS, HONEY, MURRAY, RICHMOND, JACK SMITH, SWILLING, WALKER, WELCH, WINSTON, BROOME, K. CARTER, M. JACKSON, AND MORRELL AND SENATORS IRONS, BIAJO, BOSIERE, DUPRE, AND FONTENOT
AN ACT
To enact R.S. 40:600.6(A)(4)(b)(vi) and (25) and Chapter 3-B of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:600.26, and Subpart X of Part I of Chapter I of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.64, relative to the Louisiana Housing Finance Agency; to create the Louisiana Housing Trust Fund; to provide for use of the trust fund to assist low-income individuals and families by providing for development, rehabilitation, and preservation of affordable housing; to provide for deposit of certain monies into the trust fund; to provide for authority to administer the trust fund; to exempt the trust fund from the Administrative Procedure Act; to
provide for a refund checkoff on individual state income tax
returns for the trust fund; and to provide for related matters.

HOUSE BILL NO. 1898—
BY REPRESENTATIVE PITRE
AN ACT
To amend and reenact R.S. 23:1226(B)(3), relative to workers' compensation; to provide for the filing of claims involving vocational counselors; to provide for an employee's right of action; to provide for an expeditious procedure to compel an employee's cooperation; and to provide for related matters.

HOUSE BILL NO. 1928—
BY REPRESENTATIVES DOWNER, NEVERS, AND SCHNEIDER AND SENATOR SCHEDLER
AN ACT
To amend and reenact R.S. 48:229, relative to the state highway system; to provide relative to priority reports on construction projects; to provide relative to the factors the Department of Transportation and Development shall consider when deciding the order of priorities; to require the department to consider certain factors when determining the order of priority projects; and to provide for related matters.

HOUSE BILL NO. 1968—
BY REPRESENTATIVE LEBLANC
AN ACT
To appropriate funds from certain sources to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations for the funding of said agencies and purposes for the 2002-2003 Fiscal Year; 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. Hebert, the rules were suspended to permit the Committee on Insurance to meet upon adjournment on Wednesday, June 18, 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:

Senate Concurrent Resolution No. 102

Suspension of the Rules

On motion of Rep. Johns, the rules were suspended to permit the Committee on Civil Law and Procedure to meet on Thursday, June 19, 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:

Senate Bill No. 217

Leave of Absence

Rep. Kennard- 1 day

Adjournment

On motion of Rep. Kennard, at 6:15 P.M., the House agreed to adjourn until Thursday, June 19, 2003, at 9:00 A.M.

The Speaker of the House declared the House adjourned until 9:00 A.M., Thursday, June 19, 2003.

ALFRED W. SPEER
Clerk of the House

Committee Meeting Notices

Committee on Civil Law and Procedure
Will meet at:  8:55 A.M.  Date:  June 19, 2003
Location:  House Chamber
SB 217 MARIONNEAUX (TBA) – JUDGES:
Constitutional amendment to provide that a judge shall not remain in office beyond his seventy-sixth birthday.  (Technical Review Only) (Subject to Rule Suspension)
RONNIE JOHNS
Chairman

Committee on Insurance
Will meet at:  UPON ADJOURNMENT  Date:  June 18, 2003
Location:  House Floor
SCR 102 THOMAS (TBA) – HEALTH/ACC INSURANCE:
Creates a special task force to recommend implementation methods to create a database of public data concerning health insurance coverage for the uninsured.  (Subject to Rules Suspension)
TROY HEBERT
Chairman