

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

**EIGHTH DAY'S PROCEEDINGS**

Thirty-second Extraordinary Session of the Legislature  
Under the Adoption of the  
Constitution of 1974

House of Representatives  
State Capitol  
Baton Rouge, Louisiana

Wednesday, March 17, 2004

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

**Morning Hour**

**ROLL CALL**

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

PRESENT

Mr. Speaker	Flavin	Odinot
Alario	Frith	Pierre
Alexander	Futrell	Pinac
Ansardi	Gallot	Pitre
Arnold	Geymann	Powell, M.
Badon	Glover	Powell, T.
Baldone	Gray	Quezaire
Baudoin	Guillory, E.	Richmond
Baylor	Guillory, M.	Ritchie
Beard	Hammett	Romero
Bowler	Heaton	Scalise
Broome	Hebert	Schneider
Bruce	Hill	Shepherd
Bruneau	Honey	Smiley
Burns	Hopkins	Smith, G.—56th
Burrell	Hudson	Smith, J.D.—50th
Carter, K.	Hunter	Smith, J.H.—8th
Carter, R.	Hutter	Smith, J.R.—30th
Cazayoux	Jackson	St. Germain
Crane	Jefferson	Strain
Crowe	Johns	Thompson
Curtis	Katz	Toomy
Damico	Kenney	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	Lambert	Tucker
Doerge	Lancaster	Waddell
Dorsey	Marchand	Walker
Dove	Martiny	Walsworth

Downs	McDonald	White
Durand	McVea	Winston
Erdey	Montgomery	Wooton
Fannin	Morrell	Wright
Farrar	Morrish	
Faucheux	Murray	
Total—103		

ABSENT

Kennard  
Total—1

The Speaker announced that there were 103 members present and a quorum.

**Prayer**

Prayer was offered by Rep. Downs.

**Pledge of Allegiance**

Rep. Shepherd 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. Trahan, the reading of the Journal was dispensed with.

On motion of Rep. Smiley, the Journal of March 16, 2004, was adopted.

**Petitions, Memorials and Communications**

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

**Message from the Senate**

**HOUSE CONCURRENT RESOLUTIONS**

March 16, 2004

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

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

House Concurrent Resolution No. 7  
Returned without amendments.

House Concurrent Resolution No. 16  
Returned without amendments.

House Concurrent Resolution No. 17  
Returned without amendments.

Respectfully submitted,

GLENN A. KOEPP  
Acting Secretary of the Senate

**Message from the Senate**

**ASKING CONCURRENCE IN  
SENATE CONCURRENT RESOLUTIONS**

March 16, 2004

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

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

Senate Concurrent Resolution Nos. 10 and 11

Respectfully submitted,  
GLENN A. KOEPP  
Acting Secretary of the Senate

**Message from the Senate**

**HOUSE BILLS**

March 17, 2004

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. 8  
Returned without amendments.

House Bill No. 15  
Returned without amendments.

House Bill No. 23  
Returned without amendments.

House Bill No. 35  
Returned without amendments.

Respectfully submitted,  
GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**HOUSE CONCURRENT RESOLUTIONS**

March 17, 2004

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

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

House Concurrent Resolution No. 9  
Returned without amendments.

House Concurrent Resolution No. 18  
Returned without amendments.

Respectfully submitted,  
GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**SENATE BILLS**

March 17, 2004

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

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

Senate Bill Nos. 5 and 23

Respectfully submitted,  
GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**ASKING CONCURRENCE IN  
SENATE CONCURRENT RESOLUTIONS**

March 17, 2004

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

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

Senate Concurrent Resolution No. 12

Respectfully submitted,  
GLENN A. KOEPP  
Secretary of the Senate

**Suspension of the Rules**

On motion of Rep. Baldone, the rules were suspended in order to take up and consider Senate Concurrent Resolutions at this time.

**Senate Concurrent Resolutions**

The following Senate Concurrent Resolutions contained in the messages were taken up and acted upon as follows:

**SENATE CONCURRENT RESOLUTION NO. 10—  
BY SENATOR DUPRE  
A CONCURRENT RESOLUTION**

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Robert "Bob" Sperry Jones.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 12—  
BY SENATORS HAINKEL AND HEITMEIER  
A CONCURRENT RESOLUTION**

To recognize and commend Dr. Kam Movassaghi for distinguished and dedicated service to the Department of Transportation and Development and to the constituency of the state of Louisiana.

Read by title.

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

**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. 8—**  
BY REPRESENTATIVE ARNOLD  
A RESOLUTION

To commend Mrs. Erma Henderson Gibbs upon the celebration of her one hundredth birthday.

Read by title.

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

**HOUSE RESOLUTION NO. 9—**  
BY REPRESENTATIVE SHEPHERD  
A RESOLUTION

To commend Willie Moore, Sr. upon the seventh anniversary of his pastorship at True Vine Baptist Church.

Read by title.

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

**HOUSE RESOLUTION NO. 10—**  
BY REPRESENTATIVE GALLOT  
A RESOLUTION

To commend the Trojans of Pineview High School upon winning the Class C state basketball championship.

Read by title.

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

**HOUSE RESOLUTION NO. 11—**  
BY REPRESENTATIVE BEARD  
A RESOLUTION

To commend Sir Sean Connery and invite him and his wife to enjoy Louisiana hospitality and discover the many fine prospects of the state's film industry.

Read by title.

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

**HOUSE RESOLUTION NO. 12—**  
BY REPRESENTATIVE GALLOT  
A RESOLUTION

To commend the Trojans of Athens High School as the runners-up in the Class C state basketball championship.

Read by title.

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

**Suspension of the Rules**

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

**House Concurrent Resolutions Returned from the Senate with Amendments**

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

**HOUSE CONCURRENT RESOLUTION NO. 11—**  
BY REPRESENTATIVES ALARIO AND HAMMETT  
A CONCURRENT RESOLUTION

To approve maximum salaries for certain department officers in accordance with the provisions of the Executive Reorganization Act.

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Finance to Engrossed House Concurrent Resolution No. 11 by Representative Alario

AMENDMENT NO. 1

On page 1, line 17, change "\$200,000" to "\$250,000"

AMENDMENT NO. 2

On page 1, between lines 18 and 19, insert the following:

"(4) Assistant secretary of the office of mental health, Department of Health and Hospitals, \$210,500 per year, provided the person who is holding the position is a licensed physician."

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

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

Rep. Alario objected.

The vote recurred on the substitute motion.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Alexander	Futrell	Scalise
Baudoin	Geymann	Shepherd
Beard	Hutter	Smiley
Bowler	Johns	Strain
Bruneau	Katz	Toomy
Burns	LaBruzzo	Triche
Carter, R.	McVea	Tucker
Crowe	Morrell	Walsworth
Erdey	Morrish	Winston
Fannin	Odinot	Wright
Flavin	Powell, M.	
Frith	Romero	
Total—34		

**NAYS**

Mr. Speaker	Durand	Martiny
Alario	Farrar	McDonald
Ansardi	Faucheux	Montgomery
Arnold	Gallot	Murray
Badon	Glover	Pinac
Baldone	Gray	Pitre
Baylor	Guillory, E.	Powell, T.
Broome	Guillory, M.	Quezaire

# Page 4 HOUSE

8th Day's Proceedings - March 17, 2004

Bruce	Hammett	Richmond
Burrell	Heaton	Ritchie
Carter, K.	Hebert	Smith, G.—56th
Cazayoux	Hill	Smith, J.D.—50th
Crane	Honey	Smith, J.H.—8th
Curtis	Hopkins	St. Germain
Damico	Hunter	Thompson
Daniel	Jackson	Townsend
Dartez	Jefferson	Trahan
DeWitt	Kenney	Waddell
Doerge	LaFleur	Walker
Dorsey	Lambert	White
Dove	Lancaster	Wooton
Downs	Marchand	
Total—65		

## ABSENT

Hudson	Pierre	Smith, J.R.—30th
Kennard	Schneider	
Total—5		

The House refused to reject the amendments.

Rep. Alario 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	Durand	McDonald
Alario	Erdey	Montgomery
Ansardi	Farrar	Morrell
Arnold	Faucheux	Murray
Badon	Gallot	Odinot
Baldone	Glover	Pinac
Baudoin	Gray	Pitre
Baylor	Guillory, E.	Powell, T.
Beard	Guillory, M.	Quezaire
Broome	Hammett	Richmond
Bruce	Hebert	Ritchie
Burns	Hill	Shepherd
Burrell	Honey	Smith, G.—56th
Carter, K.	Hopkins	Smith, J.D.—50th
Cazayoux	Hudson	Smith, J.H.—8th
Crane	Hunter	Smith, J.R.—30th
Curtis	Jackson	Thompson
Damico	Jefferson	Toomy
Dartez	Kenney	Townsend
DeWitt	LaFleur	Trahan
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	White
Downs	Martiny	Wooton
Total—72		

### NAYS

Alexander	Geymann	Scalise
Bowler	Heaton	Schneider
Bruneau	Hutter	Smiley
Carter, R.	Johns	Strain
Crowe	Katz	Triche
Fannin	LaBruzzo	Tucker
Flavin	McVea	Walsworth
Frith	Powell, M.	Winston
Futrell	Romero	Wright
Total—27		

## ABSENT

Daniel	Morrish	St. Germain
Kennard	Pierre	
Total—5		

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

## Petitions, Memorials and Communications

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

## Message from the Senate

### HOUSE BILLS

March 17, 2004

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

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

House Bill No. 2  
Returned with amendments.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

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

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

### HOUSE BILL NO. 2—

BY REPRESENTATIVES HAMMETT, SALTER, ALARIO, MONTGOMERY, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BAUDOIN, BAYLOR, BEARD, BOWLER, BROOME, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FAUCHEUX, FRITH, FUTRELL, GALLOT, GEYMAN, GLOVER, GRAY, E. GUILLORY, M. GUILLORY, HOPKINS, HUDSON, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNEY, LABRUZZO, LAFLEUR, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MORRELL, MORRISH, MURRAY, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, RICHMOND, RITCHIE, ROMERO, SCALISE, SCHNEIDER, SHEPHERD, SMILEY, GARY SMITH, JACK SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, WOOTON, AND WRIGHT

### AN ACT

To enact R.S. 47:301(3)(i), (13)(k), and (28) and 337.10(I) and to amend and reenact R.S. 47:301(3)(i)(i), (13)(k)(i), and (28)(a), relative to sales and use tax of the state and statewide political subdivisions; to provide for the reduction of the sales price, cost price, gross proceeds derived from a lease or rental, monthly lease or rental price paid, and the monthly lease or rental price contracted or agreed to by way of a definitional exclusion of certain machinery and equipment; to provide for effective dates; 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 Revenue and Fiscal Affairs to Reengrossed House Bill No. 2 by Representative Hammett

#### AMENDMENT NO. 1

On page 8, line 1, delete ", by ordinance,"

#### AMENDMENT NO. 2

On page 8, line 2, change "and" to "or" and after "(28)" insert ", or any combination of these or all of them,"

#### AMENDMENT NO. 3

On page 8, delete lines 4 and 5, and insert the following:

"effective upon adoption or enactment or phased in over a period of time set forth in the instrument providing the exclusion."

#### AMENDMENT NO. 4

On page 8, delete lines 22 through 29, and on page 9, delete lines 1 through 8, and insert in lieu thereof:

"(aa) For the period ending on June 30, 2005, the cost price shall be reduced by two percent.

~~(aa)~~ (bb) For the period beginning July 1, 2005, and ending on June 30, 2006, the cost price shall be reduced by ~~fourteen~~ seventeen percent.

~~(bb)~~ (cc) For the period beginning July 1, 2006, and ending on June 30, 2007, the cost price shall be reduced by ~~twenty-eight~~ thirty two percent.

~~(cc)~~ (dd) For the period beginning July 1, 2007, and ending on June 30, 2008, the cost price shall be reduced by ~~forty-two~~ forty-eight percent.

~~(dd)~~ (ee) For the period beginning July 1, 2008, and ending on June 30, 2009, the cost price shall be reduced by ~~fifty-six~~ sixty-four percent.

~~(ee)~~ (ff) For the period beginning July 1, 2009, and ending on June 30, 2010, the cost price shall be reduced by ~~seventy~~ eighty-two percent.

~~(ff)~~ (gg) For all periods beginning on or after July 1, 2010, the cost price shall be reduced by one hundred percent."

#### AMENDMENT NO. 5

On page 9, delete lines 19 through 28, and on page 10, delete lines 1 through 6, and insert in lieu thereof:

"(aa) For the period ending on June 30, 2005, the sales price shall be reduced by two percent.

~~(aa)~~ (bb) For the period beginning July 1, 2005, and ending on June 30, 2006, the sales price shall be reduced by ~~fourteen~~ seventeen percent.

~~(bb)~~ (cc) For the period beginning July 1, 2006, and ending on June 30, 2007, the sales price shall be reduced by ~~twenty-eight~~ thirty-two percent.

~~(cc)~~ (dd) For the period beginning July 1, 2007, and ending on June 30, 2008, the sales price shall be reduced by ~~forty-two~~ forty-eight percent.

~~(dd)~~ (ee) For the period beginning July 1, 2008, and ending on June 30, 2009, the sales price shall be reduced by ~~fifty-six~~ sixty-four percent.

~~(ee)~~ (ff) For the period beginning July 1, 2009, and ending on June 30, 2010, the sales price shall be reduced by ~~seventy~~ eighty-two percent.

~~(ff)~~ (gg) For all periods beginning on or after July 1, 2010, the sales price shall be reduced by one hundred percent."

#### AMENDMENT NO. 6

On page 10, delete lines 16 through 28, and on page 11, delete lines 1 and 2, and insert in lieu thereof:

"(i) For the period ending on June 30, 2005, by two percent.

~~(i)~~ (ii) For the period beginning July 1, 2005, and ending on June 30, 2006, by ~~fourteen~~ seventeen percent.

~~(ii)~~ (iii) For the period beginning July 1, 2006, and ending on June 30, 2007, by ~~twenty-eight~~ thirty-two percent.

~~(iii)~~ (iv) For the period beginning July 1, 2007, and ending on June 30, 2008, by ~~forty-two~~ forty-eight percent.

~~(iv)~~ (v) For the period beginning July 1, 2008, and ending on June 30, 2009, by ~~fifty-six~~ sixty-four percent.

~~(v)~~ (vi) For the period beginning July 1, 2009, and ending on June 30, 2010, by ~~seventy~~ eighty-two percent.

~~(vi)~~ (vii) For all periods beginning on or after July 1, 2010, by one hundred percent."

#### AMENDMENT NO. 7

On page 11, delete lines 19 through 28, and on page 12, delete lines 1 through 6, and insert in lieu thereof:

"(aa) For the period ending on June 30, 2005, the cost price shall be reduced by five percent.

~~(aa)~~ (bb) For the period beginning July 1, 2005, and ending on June 30, 2006, the cost price shall be reduced by ~~fourteen~~ twenty percent.

~~(bb)~~ (cc) For the period beginning July 1, 2006, and ending on June 30, 2007, the cost price shall be reduced by ~~twenty-eight~~ thirty-five percent.

~~(cc)~~ (dd) For the period beginning July 1, 2007, and ending on June 30, 2008, the cost price shall be reduced by ~~forty-two~~ fifty percent.

~~(dd)~~ (ee) For the period beginning July 1, 2008, and ending on June 30, 2009, the cost price shall be reduced by ~~fifty-six~~ sixty-five percent.

# Page 6 HOUSE

8th Day's Proceedings - March 17, 2004

~~(ee)~~ (ff) For the period beginning July 1, 2009, and ending on June 30, 2010, the cost price shall be reduced by ~~seventy eighty-two and one-half~~ percent.

(ff) (gg) For all periods beginning on or after July 1, 2010, the cost price shall be reduced by one hundred percent."

## AMENDMENT NO. 8

On page 12, delete lines 17 through 28, and on page 13, delete lines 1 through 4, and insert in lieu thereof:

"(aa) For the period ending on June 30, 2005, the sales price shall be reduced by five percent.

(aa) (bb) For the period beginning July 1, 2005, and ending on June 30, 2006, the sales price shall be reduced by ~~fourteen~~ twenty percent.

~~(bb)~~ (cc) For the period beginning July 1, 2006, and ending on June 30, 2007, the sales price shall be reduced by ~~twenty-eight~~ thirty-five percent.

(cc) (dd) For the period beginning July 1, 2007, and ending on June 30, 2008, the sales price shall be reduced by ~~forty-two~~ fifty percent.

~~(dd)~~ (ee) For the period beginning July 1, 2008, and ending on June 30, 2009, the sales price shall be reduced by ~~fifty-six~~ sixty-five percent.

~~(ee)~~ (ff) For the period beginning July 1, 2009, and ending on June 30, 2010, the sales price shall be reduced by ~~seventy eighty-two and one-half~~ percent.

(ff) (gg) For all periods beginning on or after July 1, 2010, the sales price shall be reduced by one hundred percent."

## AMENDMENT NO. 9

On page 13, delete lines 14 through 28, and insert in lieu thereof:

"(i) For the period ending on June 30, 2005, by five percent.

(+) (ii) For the period beginning July 1, 2005, and ending on June 30, 2006, by ~~fourteen~~ twenty percent.

(+) (iii) For the period beginning July 1, 2006, and ending on June 30, 2007, by ~~twenty-eight~~ thirty-five percent.

(+) (iv) For the period beginning July 1, 2007, and ending on June 30, 2008, by ~~forty-two~~ fifty percent.

(+) (v) For the period beginning July 1, 2008, and ending on June 30, 2009, by ~~fifty-six~~ sixty-five percent.

(+) (vi) For the period beginning July 1, 2009, and ending on June 30, 2010, by ~~seventy eighty-two and one-half~~ percent.

(+) (vii) For all periods beginning on or after July 1, 2010 by one hundred percent."

## **SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Mount to Reengrossed House Bill No. 2 by Representative Hammett

### AMENDMENT NO. 1

On page 8, line 19, after "directly in" insert "the actual manufacturing for agricultural purposes or"

### AMENDMENT NO. 2

On page 9, line 15, after "directly in" insert "the actual manufacturing for agricultural purposes or"

### AMENDMENT NO. 3

On page 10, line 12, after "directly in" insert "the actual manufacturing for agricultural purposes or"

### AMENDMENT NO. 4

On page 11, line 16, after "directly in" insert "the actual manufacturing for agricultural purposes or"

### AMENDMENT NO. 5

On page 12, line 13, after "directly in" insert "the actual manufacturing for agricultural purposes or"

### AMENDMENT NO. 6

On page 13, line 10, after "directly in" insert "the actual manufacturing for agricultural purposes or"

## **SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Lentini to Reengrossed House Bill No. 2 by Representative Hammett

### AMENDMENT NO. 1

In Senate Committee Amendment No. 9 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on March 16, 2004, on line 18, change "20110" to "2010"

### AMENDMENT NO. 2

On page 3, line 17, following "Subparagraph," and before "not" change "do" to "does"

### AMENDMENT NO. 3

On page 4, line 13, following "and" and before "at" change "end" to "ends"

### AMENDMENT NO. 4

On page 14, line 9 following "more," and before "Section 2" insert "but less than two hundred thirty-five million dollars,"

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

As a substitute motion, Rep. Daniel moved that the amendments proposed by the Senate be concurred in.

Rep. Hammett objected.

The vote recurred on the substitute motion.

## **ROLL CALL**

The roll was called with the following result:

### **YEAS**

Alexander	Faucheux	Pitre
Baldone	Flavin	Powell, M.
Beard	Frith	Romero
Bowler	Futrell	Scalise

Bruneau  
Burns  
Carter, R.  
Cazayoux  
Crane  
Crowe  
Damico  
Daniel  
Dove  
Downs  
Erdey  
Fannin  
Farrar  
Total—49

Geymann  
Glover  
Guillory, E.  
Heaton  
Hutter  
Johns  
LaBruzzo  
LaFleur  
Lambert  
Lancaster  
Martiny  
McVea  
Morrish

Schneider  
Smiley  
St. Germain  
Strain  
Toomy  
Triche  
Tucker  
Waddell  
White  
Winston  
Wright

**NAYS**

Mr. Speaker  
Alario  
Ansardi  
Arnold  
Badon  
Baudoin  
Baylor  
Broome  
Bruce  
Burrell  
Carter, K.  
Curtis  
Dartez  
DeWitt  
Doerge  
Dorsey  
Durand  
Total—50

Gallot  
Gray  
Guillory, M.  
Hammett  
Hebert  
Hill  
Honey  
Hopkins  
Hudson  
Hunter  
Jackson  
Jefferson  
Kenney  
Marchand  
McDonald  
Montgomery  
Morrell

Murray  
Odinot  
Pierre  
Pinac  
Powell, T.  
Richmond  
Ritchie  
Shepherd  
Smith, G.—56th  
Smith, J.D.—50th  
Smith, J.H.—8th  
Thompson  
Townsend  
Trahan  
Walker  
Wooton

**ABSENT**

Katz  
Kennard  
Total—5

Quezaire  
Smith, J.R.—30th

Walsworth

The House refused to concur in the amendments proposed by the Senate.

Conference committee appointment pending.

**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. 2: Reps. Hammett, Daniel, and Alario.

**Message from the Senate**

**HOUSE BILLS**

March 17, 2004

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

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

House Bill No. 3  
Returned with amendments.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

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

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

**HOUSE BILL NO. 3—**

BY REPRESENTATIVES HAMMETT, SALTER, ALARIO, MONTGOMERY, ARNOLD, BALDONE, K. CARTER, DARTEZ, FARRAR, FAUCHEUX, HEATON, JEFFERSON, KENNEY, RICHMOND, JANE SMITH, AND TOWNSEND

**AN ACT**

To amend and reenact R.S. 47:601(A)(introductory paragraph), 602(A), (B), and (E)(1), 603(A), 604(A)(introductory paragraph) and (C), and 606(A)(introductory paragraph) and (C), to enact R.S. 47:602(G) and 605.1, and to repeal R.S. 47:601(D) and 603, relative to the corporation franchise tax; to reduce the amount of borrowed capital included in taxable capital until it is phased out; 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 Engrossed House Bill No. 3 by Representative Hammett

**AMENDMENT NO. 1**

On page 5, between lines 23 and 24, insert the following:

"Section 2. R.S. 47:601(D) is hereby repealed."

**AMENDMENT NO. 2**

On page 5, line 24, change "Section 2" to "Section 3"

**AMENDMENT NO. 3**

On page 5, line 26, change "Section 3" to "Section 4"

**AMENDMENT NO. 4**

On page 5, line 27, after "2005." insert "Section 3 of this Act shall become effective on January 1, 2006." and change "Section 2" to "Section 3"

**AMENDMENT NO. 5**

On page 5, line 28, change "Section 3" to "Section 4"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Mount to Engrossed House Bill No. 3 by Representative Hammett

**AMENDMENT NO. 1**

On page 1, delete line 3, and insert the following:

"603(A), and 606(A)(introductory paragraph)"

# Page 8 HOUSE

8th Day's Proceedings - March 17, 2004

## AMENDMENT NO. 2

On page 1, delete line 9, and insert the following:

"and 606(A)(introductory paragraph) and (C) are"

## AMENDMENT NO. 3

On page 4, delete lines 24 and 25, and insert the following:

"605.1. Capital stock, surplus and undivided profits"

## AMENDMENT NO. 4

On page 5, between lines 23 and 24, insert the following:

"Section 2. R.S. 47:601(D) is hereby repealed."

## AMENDMENT NO. 5

On page 5, line 24, change "Section 2" to "Section 3"

## AMENDMENT NO. 6

On page 5, line 26, change "Section 3" to "Section 4"

## AMENDMENT NO. 7

On page 5, line 27, after "2005." insert "Section 2 of this Act shall become effective on January 1, 2006." and change "Section 2" to "Section 3"

## AMENDMENT NO. 8

On page 5, line 28, change "Section 3" to "Section 4"

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

### **ROLL CALL**

The roll was called with the following result:

#### **YEAS**

Mr. Speaker	Farrar	Montgomery
Alario	Faucheux	Morrell
Ansardi	Flavin	Morrish
Arnold	Frith	Murray
Badon	Futrell	Odinet
Baldone	Gallot	Pierre
Baudoin	Geymann	Pinac
Baylor	Glover	Pitre
Beard	Gray	Powell, T.
Broome	Guillory, E.	Richmond
Bruce	Guillory, M.	Ritchie
Burns	Hammett	Schneider
Burrell	Heaton	Shepherd
Carter, K.	Hebert	Smith, G.—56th
Carter, R.	Hill	Smith, J.D.—50th
Cazayoux	Honey	Smith, J.H.—8th
Crane	Hopkins	St. Germain
Crowe	Hudson	Strain
Curtis	Hunter	Thompson
Damico	Hutter	Townsend
Daniel	Jackson	Trahan
Dartez	Jefferson	Triche
DeWitt	Johns	Tucker
Doerge	Kenney	Waddell

Dorsey	LaBruzzo	Walker
Dove	LaFleur	White
Downs	Lancaster	Winston
Durand	Marchand	Wooton
Erdey	McDonald	Wright
Fannin	McVea	
Total—89		

#### **NAYS**

Alexander	Lambert	Scalise
Bowler	Powell, M.	Smiley
Bruneau	Romero	Toomy
Total—9		

#### **ABSENT**

Katz	Martiny	Smith, J.R.—30th
Kennard	Quezaire	Walsworth
Total—6		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

### **Suspension of the Rules**

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

### **Suspension of the Rules**

On joint motion of Reps. Crowe, Futrell, Hutter, and Schneider, and under a suspension of the rules, the above roll call was corrected to reflect them as voting yea.

### **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. 3: Reps. Hammett, Daniel, and Alario.

### **Message from the Senate**

#### **HOUSE BILLS**

March 17, 2004

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. 9  
Returned with amendments.

House Bill No. 10  
Returned with amendments.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate



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

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

**HOUSE BILL NO. 9—**

BY REPRESENTATIVES HAMMETT, ALARIO, ARNOLD, FAUCHEUX, HILL, KENNEY, MORRELL, ODINET, RICHMOND AND JANE SMITH  
AN ACT

To amend and reenact R.S. 47:301(16)(l), relative to state and political subdivision sales and use tax; to provide that tangible personal property shall not include other constructions permanently attached to the land; and to provide for related matters.

Read by title.

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

**SENATE FLOOR AMENDMENTS**

Conforming Amendments proposed by Senator Mount to Engrossed House Bill No. 9 by Representative Hammett (Duplicate of Senate Bill No. 16)

AMENDMENT NO. 1

On page 1, line 2, immediately after "relative to" delete the remainder of the line and delete line 3 in its entirety and insert in lieu thereof the following:

"sales tax; to provide an exclusion for other"

AMENDMENT NO. 2

On page 1, line 4, between "land" and the semicolon ";" insert the following:

"for purposes of state and other statewide sales and use taxes"

AMENDMENT NO. 3

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

"As used in this Chapter the following words, terms, and phrases have the meaning ascribed to them in this Section, unless the context clearly indicates a different meaning:"

AMENDMENT NO. 4

On page 1, line 13, change "or" to "and"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Mount to Engrossed House Bill No. 9 by Representative Hammett

AMENDMENT NO. 1

Delete Senate Conforming Amendments proposed by Senator Mount and adopted by the Senate on March 16, 2004.

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	Faucheux	Morrish
Alario	Flavin	Murray
Alexander	Frith	Odinet
Ansardi	Futrell	Pierre
Arnold	Gallot	Pinac
Badon	Geymann	Pitre
Baldone	Glover	Powell, M.
Baudoin	Gray	Powell, T.
Baylor	Guillory, E.	Quezaire
Beard	Guillory, M.	Richmond
Bowler	Hammett	Ritchie
Bruce	Heaton	Romero
Bruneau	Hebert	Scalise
Burns	Hill	Schneider
Burrell	Honey	Shepherd
Carter, K.	Hopkins	Smiley
Carter, R.	Hudson	Smith, G.—56th
Cazayoux	Hunter	Smith, J.D.—50th
Crane	Hutter	Smith, J.H.—8th
Crowe	Jackson	Smith, J.R.—30th
Curtis	Jefferson	St. Germain
Damico	Johns	Strain
Daniel	Kenney	Thompson
Dartez	LaBruzzo	Toomy
DeWitt	LaFleur	Trahan
Doerge	Lambert	Triche
Dorsey	Lancaster	Tucker
Dove	Marchand	Waddell
Downs	Martiny	Walker
Durand	McDonald	White
Erdey	McVea	Winston
Fannin	Montgomery	Wooton
Farrar	Morrell	Wright
Total—99		

**NAYS**

Total—0

**ABSENT**

Broome	Kennard	Walsworth
Katz	Townsend	
Total—5		

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

**HOUSE BILL NO. 10—**

BY REPRESENTATIVE HAMMETT  
AN ACT

To amend and reenact R.S. 47:6007, relative to the Louisiana motion picture investor tax credit; to remove the sunset date; to limit the credit so that it will not exceed Louisiana expenditures of the production; to authorize a carry forward of tax credits; to provide for administrative procedures and fees for the credit by the Governor's Office of Film and Television and the Department of Revenue; 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 Michot to Engrossed House Bill No. 10 by Representative Hammett

AMENDMENT NO. 1

On page 5, line 17, after "fee of" insert "up to"

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Faucheux	Pierre
Alario	Flavin	Pinac
Alexander	Frith	Pitre
Ansardi	Futrell	Powell, M.
Arnold	Gallot	Powell, T.
Badon	Geymann	Quezaire
Baldone	Glover	Richmond
Baudoin	Gray	Ritchie
Baylor	Guillory, E.	Romero
Beard	Hammett	Scalise
Bowler	Heaton	Schneider
Broome	Hebert	Shepherd
Bruce	Hill	Smiley
Bruneau	Honey	Smith, G.—56th
Burns	Hopkins	Smith, J.D.—50th
Burrell	Hunter	Smith, J.H.—8th
Carter, K.	Hutter	Smith, J.R.—30th
Carter, R.	Jackson	St. Germain
Cazayoux	Jefferson	Strain
Crane	Johns	Thompson
Crowe	Kenney	Toomy
Curtis	LaBruzzo	Townsend
Damico	LaFleur	Trahan
Daniel	Lambert	Triche
Dartez	Marchand	Tucker
DeWitt	Martiny	Waddell
Doerge	McDonald	Walker
Dove	McVea	White
Downs	Montgomery	Winston
Durand	Morrell	Wooton
Erdey	Morrish	Wright
Fannin	Murray	
Farrar	Odinet	
Total—97		

**NAYS**

Total—0

**ABSENT**

Dorsey	Katz	Walsworth
Guillory, M.	Kennard	
Hudson	Lancaster	
Total—7		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**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. 10: Reps. Hammett, Daniel, and Alario.

**Message from the Senate**

**HOUSE BILLS**

March 17, 2004

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. 32  
Returned with amendments.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

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

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

**HOUSE BILL NO. 32—**  
BY REPRESENTATIVE TOWNSEND  
AN ACT

To amend and reenact R.S. 33:2738.84(A)(1) and (D), relative to municipal sales and use taxes; to provide with respect to the allowable uses of the proceeds derived from the levy and collection of an additional sales and use tax by the city of Natchitoches; to remove references to population categories; 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. 32 by Representative Townsend

AMENDMENT NO. 1

On page 2, line 19, delete "employer"

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Faucheux	Murray
Alario	Flavin	Odinet
Alexander	Frith	Pierre
Ansardi	Futrell	Pinac

Arnold	Gallot	Pitre
Badon	Geymann	Powell, M.
Baldone	Glover	Powell, T.
Baudoin	Gray	Quezaire
Baylor	Guillory, E.	Richmond
Beard	Guillory, M.	Ritchie
Bowler	Hammett	Romero
Broome	Heaton	Scalise
Bruce	Hebert	Schneider
Bruneau	Hill	Shepherd
Burns	Honey	Smiley
Burrell	Hopkins	Smith, G.—56th
Carter, K.	Hudson	Smith, J.D.—50th
Carter, R.	Hunter	Smith, J.H.—8th
Cazayoux	Hutter	Smith, J.R.—30th
Crane	Jackson	St. Germain
Crowe	Jefferson	Strain
Curtis	Johns	Thompson
Damico	Kenney	Toomy
Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Trahan
DeWitt	Lambert	Triche
Doerge	Lancaster	Tucker
Dorsey	Marchand	Waddell
Dove	Martiny	Walker
Downs	McDonald	Walsworth
Durand	McVea	White
Erdey	Montgomery	Winston
Fannin	Morrell	Wooton
Farrar	Morrish	Wright
Total—102		

NAYS

Total—0

ABSENT

Katz Kennard  
Total—2

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

**Recess**

On motion of Rep. Hammett, the Speaker declared the House at recess until 4:30 P.M.

**After Recess**

Speaker Salter called the House to order at 5:55 P.M.

**ROLL CALL**

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

PRESENT

Mr. Speaker	Faucheux	Murray
Alario	Flavin	Odinet
Alexander	Frith	Pierre
Ansardi	Futrell	Pinac
Arnold	Gallot	Pitre
Badon	Geymann	Powell, M.
Baldone	Glover	Powell, T.
Baudoin	Gray	Quezaire
Baylor	Guillory, E.	Richmond
Beard	Guillory, M.	Ritchie

Bowler	Hammett	Romero
Broome	Heaton	Scalise
Bruce	Hebert	Schneider
Bruneau	Hill	Shepherd
Burns	Honey	Smiley
Burrell	Hopkins	Smith, G.—56th
Carter, K.	Hudson	Smith, J.D.—50th
Carter, R.	Hunter	Smith, J.H.—8th
Cazayoux	Hutter	Smith, J.R.—30th
Crane	Jackson	St. Germain
Crowe	Jefferson	Strain
Curtis	Johns	Thompson
Damico	Kenney	Toomy
Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Trahan
DeWitt	Lambert	Triche
Doerge	Lancaster	Tucker
Dorsey	Marchand	Waddell
Dove	Martiny	Walker
Downs	McDonald	Walsworth
Durand	McVea	White
Erdey	Montgomery	Winston
Fannin	Morrell	Wooton
Farrar	Morrish	Wright
Total—102		

ABSENT

Katz Kennard  
Total—2

The Speaker announced there were 102 members present and a quorum.

**Petitions, Memorials and Communications**

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

**Message from the Senate**

**APPOINTMENT OF CONFERENCE COMMITTEE**

March 17, 2004

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. 2: Senators Heitmeier, Mount, and Adley.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF CONFERENCE COMMITTEE**

March 17, 2004

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. 3: Senators Heitmeier, Mount, and Adley.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

March 17, 2004

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. 10: Senators Heitmeier, Mount, and Adley.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Conference Committee Reports for Consideration**

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

**CONFERENCE COMMITTEE REPORT**

**House Bill No. 3 By Representatives Hammett, et al.**

March 17, 2004

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. 3 by Representatives Hammett, et al., recommend the following concerning the engrossed bill:

1. That the set of five Senate Floor Amendments proposed by Senator Mount and adopted by the Senate on March 17, 2004 be adopted.
2. That the set of eight Senate Floor Amendments proposed by Senator Mount and adopted by the Senate on March 17, 2004 be adopted.

Respectfully submitted,

Representative John A. Alario, Jr.  
Representative William B. Daniel, IV  
Representative Bryant O. Hammett, Jr.  
Senator Robert R. Adley  
Senator Francis C. Heitmeier  
Senator Willie Mount

Rep. Hammett moved to adopt the Conference Committee Report.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Faucheux	Murray
Alario	Flavin	Odinot
Alexander	Frith	Pierre
Ansardi	Futrell	Pinac
Arnold	Gallot	Pitre
Badon	Geymann	Powell, M.
Baldone	Glover	Powell, T.
Baudoin	Gray	Quezaire
Baylor	Guillory, E.	Richmond
Beard	Guillory, M.	Ritchie
Bowler	Hammett	Romero
Broome	Heaton	Scalise
Bruce	Hebert	Schneider
Bruneau	Hill	Shepherd
Burns	Honey	Smiley
Burrell	Hopkins	Smith, G.—56th
Carter, K.	Hudson	Smith, J.D.—50th
Carter, R.	Hunter	Smith, J.H.—8th
Cazayoux	Hutter	Smith, J.R.—30th
Crane	Jackson	St. Germain
Crowe	Jefferson	Strain
Curtis	Johns	Thompson
Damico	Kenney	Toomy
Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Trahan
DeWitt	Lambert	Triche
Doerge	Lancaster	Tucker
Dorsey	Marchand	Waddell
Dove	Martiny	Walker
Downs	McDonald	Walsworth
Durand	McVea	White
Erdey	Montgomery	Winston
Fannin	Morrell	Wooton
Farrar	Morrish	Wright
Total—102		

**NAYS**

Total—0

**ABSENT**

Katz  
Total—2 Kennard

The Conference Committee Report was adopted.

**CONFERENCE COMMITTEE REPORT**

**House Bill No. 10 By Representatives Hammett, et al.**

March 17, 2004

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. 10 by

Representatives Hammett, et al., recommend the following concerning the engrossed bill:

1. That the Senate Floor Amendment proposed by Senator Michot and adopted by the Senate on March 17, 2004, be adopted.

Respectfully submitted,

Representative John A. Alario, Jr.  
 Representative William B. Daniel, IV  
 Representative Bryant O. Hammett, Jr.  
 Senator Robert R. Adley  
 Senator Francis C. Heitmeier  
 Senator Willie Mount

Rep. Hammett moved to adopt the Conference Committee Report.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Flavin	Odinet
Alario	Frith	Pierre
Alexander	Futrell	Pinac
Ansardi	Gallot	Pitre
Arnold	Geymann	Powell, M.
Badon	Glover	Powell, T.
Baldone	Gray	Quezaire
Baudoin	Guillory, E.	Richmond
Baylor	Guillory, M.	Ritchie
Beard	Hammett	Romero
Bowler	Heaton	Scalise
Broome	Hebert	Schneider
Bruce	Hill	Shepherd
Bruneau	Honey	Smiley
Burns	Hopkins	Smith, G.—56th
Burrell	Hudson	Smith, J.D.—50th
Carter, K.	Hunter	Smith, J.H.—8th
Carter, R.	Hutter	Smith, J.R.—30th
Cazayoux	Jackson	St. Germain
Crane	Jefferson	Strain
Crowe	Johns	Thompson
Curtis	Katz	Toomy
Damico	Kenney	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	Lambert	Tucker
Doerge	Lancaster	Waddell
Dorsey	Marchand	Walker
Dove	Martiny	Walsworth
Downs	McDonald	White
Durand	McVea	Winston
Erdey	Montgomery	Wooton
Fannin	Morrell	Wright
Farrar	Morrish	
Faucheux	Murray	
Total—103		

**NAYS**

Total—0

**ABSENT**

Kennard  
 Total—1

The Conference Committee Report was adopted.

**CONFERENCE COMMITTEE REPORT**

**House Bill No. 2 By Representative Hammett, et al**

March 17, 2004

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. 2 by Representative Hammett, et al, recommend the following concerning the reengrossed bill:

1. That Amendment Nos. 1, 2, and 3 in the set of Senate Committee Amendments proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on March 16, 2004, be adopted.
2. That Amendment Nos. 4 through 9 in the set of Senate Committee Amendments proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on March 16, 2004, be rejected.
3. That the set of Senate Floor Amendments proposed by Senator Mount and adopted by the Senate on March 17, 2004, be adopted.
4. That Amendment No. 1 in the Senate Floor Amendments proposed by Senator Lentini and adopted by the Senate on March 17, 2004, be rejected.
5. That Amendments Nos. 2 through 4 of Senate Floor Amendments proposed by Senator Lentini and adopted by the Senate on March 17, 2004, be adopted.
6. That the following amendments to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 8, delete lines 22 through 29, and on page 9, delete lines 1 through 8, and insert in lieu thereof:

"(aa) For the period ending on June 30, 2005, the cost price shall be reduced by two percent.

~~(aa)~~ (bb) For the period beginning July 1, 2005, and ending on June 30, 2006, the cost price shall be reduced by ~~fourteen~~ sixteen percent.

~~(bb)~~ (cc) For the period beginning July 1, 2006, and ending on June 30, 2007, the cost price shall be reduced by ~~twenty-eight~~ thirty-one percent.

~~(cc)~~ (dd) For the period beginning July 1, 2007, and ending on June 30, 2008, the cost price shall be reduced by ~~forty-two~~ forty-seven percent.

~~(dd)~~ (ee) For the period beginning July 1, 2008, and ending on June 30, 2009, the cost price shall be reduced by ~~fifty-six~~ sixty-one percent.

~~(ee)~~ (ff) For the period beginning July 1, 2009, and ending on June 30, 2010, the cost price shall be reduced by ~~seventy~~ seventy-five percent.

# Page 14 HOUSE

8th Day's Proceedings - March 17, 2004

~~(ff)~~ ~~(gg)~~ For all periods beginning on or after July 1, 2010, the cost price shall be reduced by one hundred percent."

## AMENDMENT NO. 2

On page 9, delete lines 19 through 28, and on page 10, delete lines 1 through 6, and insert in lieu thereof:

"(aa) For the period ending on June 30, 2005, the sales price shall be reduced by two percent.

~~(aa)~~ ~~(bb)~~ For the period beginning July 1, 2005, and ending on June 30, 2006, the sales price shall be reduced by ~~fourteen~~ sixteen percent.

~~(bb)~~ ~~(cc)~~ For the period beginning July 1, 2006, and ending on June 30, 2007, the sales price shall be reduced by ~~twenty-eight~~ thirty-one percent.

~~(cc)~~ ~~(dd)~~ For the period beginning July 1, 2007, and ending on June 30, 2008, the sales price shall be reduced by ~~forty-two~~ forty-seven percent.

~~(dd)~~ ~~(ee)~~ For the period beginning July 1, 2008, and ending on June 30, 2009, the sales price shall be reduced by ~~fifty-six~~ sixty-one percent.

~~(ee)~~ ~~(ff)~~ For the period beginning July 1, 2009, and ending on June 30, 2010, the sales price shall be reduced by ~~seventy~~ seventy-five percent.

~~(ff)~~ ~~(gg)~~ For all periods beginning on or after July 1, 2010, the sales price shall be reduced by one hundred percent."

## AMENDMENT NO. 3

On page 10, delete lines 16 through 28, and on page 11, delete lines 1 and 2, and insert in lieu thereof:

"(i) For the period ending on June 30, 2005, by two percent.

~~(i)~~ ~~(ii)~~ For the period beginning July 1, 2005, and ending on June 30, 2006, by ~~fourteen~~ sixteen percent.

~~(ii)~~ ~~(iii)~~ For the period beginning July 1, 2006, and ending on June 30, 2007, by ~~twenty-eight~~ thirty-one percent.

~~(iii)~~ ~~(iv)~~ For the period beginning July 1, 2007, and ending on June 30, 2008, by ~~forty-two~~ forty-seven percent.

~~(iv)~~ ~~(v)~~ For the period beginning July 1, 2008, and ending on June 30, 2009, by ~~fifty-six~~ sixty-one percent.

~~(v)~~ ~~(vi)~~ For the period beginning July 1, 2009, and ending on June 30, 2010, by ~~seventy~~ seventy-five percent.

~~(vi)~~ ~~(vii)~~ For all periods beginning on or after July 1, 2010, by one hundred percent."

## AMENDMENT NO. 4

On page 11, delete lines 19 through 28, and on page 12, delete lines 1 through 6, and insert in lieu thereof:

"(aa) For the period ending on June 30, 2005, the cost price shall be reduced by five percent.

~~(aa)~~ ~~(bb)~~ For the period beginning July 1, 2005, and ending on June 30, 2006, the cost price shall be reduced by ~~fourteen~~ nineteen percent.

~~(bb)~~ ~~(cc)~~ For the period beginning July 1, 2006, and ending on June 30, 2007, the cost price shall be reduced by ~~twenty-eight~~ thirty-five percent.

~~(cc)~~ ~~(dd)~~ For the period beginning July 1, 2007, and ending on June 30, 2008, the cost price shall be reduced by ~~forty-two~~ fifty-four percent.

~~(dd)~~ ~~(ee)~~ For the period beginning July 1, 2008, and ending on June 30, 2009, the cost price shall be reduced by ~~fifty-six~~ sixty-eight percent.

~~(ee)~~ ~~(ff)~~ For the period beginning July 1, 2009, and ending on June 30, 2010, the cost price shall be reduced by ~~seventy~~ eighty-two percent.

~~(ff)~~ ~~(gg)~~ For all periods beginning on or after July 1, 2010, the cost price shall be reduced by one hundred percent."

## AMENDMENT NO. 5

On page 12, delete lines 17 through 28, and on page 13, delete lines 1 through 4, and insert in lieu thereof:

"(aa) For the period ending on June 30, 2005, the sales price shall be reduced by five percent.

~~(aa)~~ ~~(bb)~~ For the period beginning July 1, 2005, and ending on June 30, 2006, the sales price shall be reduced by ~~fourteen~~ nineteen percent.

~~(bb)~~ ~~(cc)~~ For the period beginning July 1, 2006, and ending on June 30, 2007, the sales price shall be reduced by ~~twenty-eight~~ thirty-five percent.

~~(cc)~~ ~~(dd)~~ For the period beginning July 1, 2007, and ending on June 30, 2008, the sales price shall be reduced by ~~forty-two~~ fifty-four percent.

~~(dd)~~ ~~(ee)~~ For the period beginning July 1, 2008, and ending on June 30, 2009, the sales price shall be reduced by ~~fifty-six~~ sixty-eight percent.

~~(ee)~~ ~~(ff)~~ For the period beginning July 1, 2009, and ending on June 30, 2010, the sales price shall be reduced by ~~seventy~~ eighty-two percent.

~~(ff)~~ ~~(gg)~~ For all periods beginning on or after July 1, 2010, the sales price shall be reduced by one hundred percent."

## AMENDMENT NO. 6

On page 13, delete lines 14 through 28, and insert in lieu thereof:

"(i) For the period ending on June 30, 2005, by five percent.

~~(i)~~ ~~(ii)~~ For the period beginning July 1, 2005, and ending on June 30, 2006, by ~~fourteen~~ nineteen percent.

~~(ii)~~ ~~(iii)~~ For the period beginning July 1, 2006, and ending on June 30, 2007, by ~~twenty-eight~~ thirty-five percent.

~~(iii)~~ ~~(iv)~~ For the period beginning July 1, 2007, and ending on June 30, 2008, by ~~forty-two~~ fifty-four percent.

(iv) (v) For the period beginning July 1, 2008, and ending on June 30, 2009, by ~~fifty-six~~ sixty-eight percent.

(v) (vi) For the period beginning July 1, 2009, and ending on June 30, 2010, by ~~seventy eighty-two~~ percent.

(vi) (vii) For all periods beginning on or after July 1, 2010, by one hundred percent.

Respectfully submitted,

Representative John A. Alario, Jr.  
 Representative William B. Daniel, IV  
 Representative Bryant O. Hammett, Jr.  
 Senator Robert R. Adley  
 Senator Francis C. Heitmeier  
 Senator Willie Mount

Rep. Hammett moved to adopt the Conference Committee Report.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Flavin	Odinet
Alario	Frith	Pierre
Alexander	Futrell	Pinac
Ansardi	Gallot	Pitre
Arnold	Geymann	Powell, M.
Badon	Glover	Powell, T.
Baldone	Gray	Quezaire
Baudoin	Guillory, E.	Richmond
Baylor	Guillory, M.	Ritchie
Beard	Hammett	Romero
Bowler	Heaton	Scalise
Broome	Hebert	Schneider
Bruce	Hill	Shepherd
Bruneau	Honey	Smiley
Burns	Hopkins	Smith, G.—56th
Burrell	Hudson	Smith, J.D.—50th
Carter, K.	Hunter	Smith, J.H.—8th
Carter, R.	Hutter	Smith, J.R.—30th
Cazayoux	Jackson	St. Germain
Crane	Jefferson	Strain
Crowe	Johns	Thompson
Curtis	Katz	Toomy
Damico	Kenney	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	Lambert	Tucker
Doerge	Lancaster	Waddell
Dorsey	Marchand	Walker
Dove	Martiny	Walsworth
Downs	McDonald	White
Durand	McVea	Winston
Erdey	Montgomery	Wooton
Fannin	Morrell	Wright
Farrar	Morrish	
Faucheux	Murray	
Total—103		

**NAYS**

Total—0

**ABSENT**

Kennard  
 Total—1

The Conference Committee Report was adopted.

**Senate Concurrent Resolutions**

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

**SENATE CONCURRENT RESOLUTION NO. 11—**

BY SENATOR BARHAM

**A CONCURRENT RESOLUTION**

To state the intent of the Legislature with regard to the taxation of dyed fuels used for agricultural and timber production and harvesting.

Read by title.

On motion of Rep. Townsend, the rules were suspended in order to consider the concurrence of the resolution.

Rep. Townsend moved the concurrence of the resolution.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Flavin	Odinet
Alario	Frith	Pierre
Alexander	Futrell	Pinac
Ansardi	Gallot	Pitre
Arnold	Geymann	Powell, M.
Badon	Glover	Powell, T.
Baldone	Gray	Quezaire
Baudoin	Guillory, E.	Richmond
Baylor	Guillory, M.	Ritchie
Beard	Hammett	Romero
Bowler	Heaton	Scalise
Broome	Hebert	Schneider
Bruce	Hill	Shepherd
Bruneau	Honey	Smiley
Burns	Hopkins	Smith, G.—56th
Burrell	Hudson	Smith, J.D.—50th
Carter, K.	Hunter	Smith, J.H.—8th
Carter, R.	Hutter	Smith, J.R.—30th
Cazayoux	Jackson	St. Germain
Crane	Jefferson	Strain
Crowe	Johns	Thompson
Curtis	Katz	Toomy
Damico	Kenney	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	Lambert	Tucker
Doerge	Lancaster	Waddell
Dorsey	Marchand	Walker
Dove	Martiny	Walsworth
Downs	McDonald	White
Durand	McVea	Winston
Erdey	Montgomery	Wooton
Fannin	Morrell	Wright
Farrar	Morrish	
Faucheux	Murray	
Total—103		

**NAYS**

Total—0

**ABSENT**

Kennard  
 Total—1

The resolution was concurred in.

**Petitions, Memorials and Communications**

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

**Message from the Senate**

**ADOPTION OF CONFERENCE COMMITTEE REPORT**

March 17, 2004

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. 2.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**ADOPTION OF CONFERENCE COMMITTEE REPORT**

March 17, 2004

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. 3.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**ADOPTION OF CONFERENCE COMMITTEE REPORT**

March 17, 2004

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. 10.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS**

March 17, 2004

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

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

Senate Concurrent Resolution No. 13

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Suspension of the Rules**

On motion of Rep. LaBruzzo, the rules were suspended in order to take up and consider Senate Concurrent Resolutions at this time.

**Senate Concurrent Resolutions**

The following Senate Concurrent Resolutions contained in the message were taken up and acted upon as follows:

**SENATE CONCURRENT RESOLUTION NO. 13—**

BY SENATOR HAINKEL

**A CONCURRENT RESOLUTION**

To express the condolences of the Louisiana Legislature upon the death of Edwin H. Neill II.

Read by title.

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

**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. 13—**

BY REPRESENTATIVE RICHMOND

**A RESOLUTION**

To urge and request the Orleans Parish School Board, in collaboration with the National Finance Center, to conduct a cost benefit analysis to determine the feasibility of having the National Finance Center assume all of the board's payroll and disbursement to vendors duties and responsibilities and to report its written findings and recommendations to the Legislative Audit Advisory Council by not later than April 15, 2004.

Read by title.

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



**HOUSE RESOLUTION NO. 14—**

BY REPRESENTATIVE RICHMOND

**A RESOLUTION**

To urge and request the Judiciary Commission to complete any investigation of Judge Timothy Ellender of the Thirty-Second Judicial District Court, Terrebonne Parish by April 15, 2004 and to promptly report its disciplinary recommendations to the Louisiana Supreme Court.

Read by title.

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

**HOUSE RESOLUTION NO. 15—**

BY REPRESENTATIVE ALARIO

**A RESOLUTION**

To commend James F. Sefcik upon the occasion of his retirement as director of the Louisiana State Museum and assistant secretary of the Louisiana Department of Culture, Recreation and Tourism.

Read by title.

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

**Motion**

On motion of Rep. Broome, the Speaker appointed the following special committee to notify the Governor that the House has completed its labors and is prepared to adjourn *sine die*: Reps. Dorsey, Morrell, Durand, Dartez, and Jackson.

**Motion**

On motion of Rep. Broome, the Speaker appointed the following special committee to notify the Senate that the House has completed its labors and is prepared to adjourn *sine die*: Reps. Alario, Montgomery, Baudoin, McDonald, and St. Germain.

**Committee from the Senate**

A special committee from the Senate notified the House that the Senate has completed its labors and is prepared to adjourn *sine die*.

The Speaker thanked and dismissed the committee.

**Reports of Special Committees**

The special committee appointed to notify the Governor that the House had completed its labors and was prepared to adjourn *sine die* reported that it had performed that duty.

The special committee appointed to notify the Senate that the House had completed its labors and was prepared to adjourn *sine die* reported that it had performed that duty.

The Speaker thanked and discharged the committees.

**Petitions, Memorials and Communications**

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

**Message from the Senate****SIGNED SENATE CONCURRENT RESOLUTIONS**

March 17, 2004

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

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

Senate Concurrent Resolution Nos. 5, 6, 7, 8, 9, 10, 11, 12, and 13

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

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

**Message from the Senate****SIGNED SENATE BILLS AND JOINT RESOLUTIONS**

March 17, 2004

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

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

Senate Bill Nos. 8, 9, 14, and 15

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

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

**Privileged Report of the Committee on Enrollment**

March 17, 2004

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. 1—**  
BY REPRESENTATIVES CROWE AND SCALISE  
A RESOLUTION

To amend and readopt House Rule 6.1 of the Rules of Order of the House of Representatives, to provide for the appointment of the Select Committee on Technology; and to provide for related matters.

**HOUSE RESOLUTION NO. 6—**  
BY REPRESENTATIVE GALLOT  
A RESOLUTION

To commend the Lady Tigers of Simsboro High School upon winning the Class B state basketball championship.

**HOUSE RESOLUTION NO. 7—**  
BY REPRESENTATIVE MURRAY  
A RESOLUTION

To express sincere and heartfelt condolences upon the death of Wilma Mary West Boykin.

**HOUSE RESOLUTION NO. 8—**  
BY REPRESENTATIVE ARNOLD  
A RESOLUTION

To commend Mrs. Erma Henderson Gibbs upon the celebration of her one hundredth birthday.

**HOUSE RESOLUTION NO. 9—**  
BY REPRESENTATIVE SHEPHERD  
A RESOLUTION

To commend Willie Moore, Sr. upon the seventh anniversary of his pastorship at True Vine Baptist Church.

**HOUSE RESOLUTION NO. 10—**  
BY REPRESENTATIVE GALLOT  
A RESOLUTION

To commend the Trojans of Pineview High School upon winning the Class C state basketball championship.

**HOUSE RESOLUTION NO. 11—**  
BY REPRESENTATIVE BEARD  
A RESOLUTION

To commend Sir Sean Connery and invite him and his wife to enjoy Louisiana hospitality and discover the many fine prospects of the state's film industry.

**HOUSE RESOLUTION NO. 12—**  
BY REPRESENTATIVE GALLOT  
A RESOLUTION

To commend the Trojans of Athens High School as the runners-up in the Class C state basketball championship.

**HOUSE RESOLUTION NO. 13—**  
BY REPRESENTATIVE RICHMOND  
A RESOLUTION

To urge and request the Orleans Parish School Board, in collaboration with the National Finance Center, to conduct a cost benefit analysis to determine the feasibility of having the National Finance Center assume all of the board's payroll and disbursement to vendors duties and responsibilities and to report its written findings and recommendations to the Legislative Audit Advisory Council by not later than April 15, 2004.

**HOUSE RESOLUTION NO. 14—**  
BY REPRESENTATIVE RICHMOND  
A RESOLUTION

To urge and request the Judiciary Commission to complete any investigation of Judge Timothy Ellender of the Thirty-Second Judicial District Court, Terrebonne Parish, by April 15, 2004, and to promptly report its disciplinary recommendations to the Louisiana Supreme Court.

**HOUSE RESOLUTION NO. 15—**  
BY REPRESENTATIVE ALARIO  
A RESOLUTION

To commend James F. Sefcik upon the occasion of his retirement as director of the Louisiana State Museum and assistant secretary of the Louisiana Department of Culture, Recreation and Tourism.

Respectfully submitted,

DONALD RAY KENNARD  
Chairman

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

**Privileged Report of the Committee on Enrollment**

March 17, 2004

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

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

The following House Concurrent Resolutions have been properly enrolled:

**HOUSE CONCURRENT RESOLUTION NO. 7—**  
BY REPRESENTATIVES ST. GERMAIN, ARNOLD, BRUNEAU, GALLOT, LANCASTER, MONTGOMERY, MURRAY, SMILEY, ALARIO, ALEXANDER, ANSARDI, BADON, BALDONE, BAUDOIN, BAYLOR, BEARD, BOWLER, BROOME, BRUCE, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FLAVIN, FRITH, FUTRELL, GEYMAN, GLOVER, GRAY, E. GUILLORY, M. GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUDSON, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, LABRUZZO, LAFLEUR, LAMBERT, MARCHAND, MARTINY, MCDONALD, MCVEA, MORRELL, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, SALTER, SCALISE, SCHNEIDER, SHEPHERD, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, WOOTON, AND WRIGHT AND SENATORS ADLEY, AMEDEE, BAJOIE, BARHAM, BOASSO, BOISSIERE, CAIN, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HAINKEL, HEITMEIER, HINES, HOLDEN, HOLLIS, IRONS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, NEVERS, ROMERO, SCHEDLER, SMITH, THEUNISSEN, AND ULLO

A CONCURRENT RESOLUTION

To designate the ground floor breezeway of the Louisiana State Capitol as Elias "Bo" Ackal, Jr. Hall.

**HOUSE CONCURRENT RESOLUTION NO. 9—**  
BY REPRESENTATIVES BRUCE AND TOOMY  
A CONCURRENT RESOLUTION

To urge and request the boards of supervisors of the Louisiana State University System, the Southern University System, the University of Louisiana System, and the Louisiana Community and Technical College System to consider the implementation of tuition exemption programs for law enforcement officers and firefighters or the enhancement of any such programs at institutions under the supervision of each where such programs currently exist and to submit a written report on any actions taken in the consideration of such program implementation or enhancement to the House Committee on Appropriations and the Senate Committee on Revenue and Fiscal Affairs by not later than May 15, 2004.

**HOUSE CONCURRENT RESOLUTION NO. 11—**

BY REPRESENTATIVES ALARIO, HAMMETT, MURRAY, AND JANE SMITH

**A CONCURRENT RESOLUTION**

To approve maximum salaries for certain department officers in accordance with the provisions of the Executive Reorganization Act.

**HOUSE CONCURRENT RESOLUTION NO. 16—**

BY REPRESENTATIVES KENNARD, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BAUDOIN, BAYLOR, BEARD, BOWLER, BROOME, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FLAVIN, FRITH, FUTRELL, GALLOT, GEYMANN, GLOVER, GRAY, E. GUILLORY, M. GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUDSON, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNEY, LABRUZZO, LAFLEUR, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, MURRAY, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, SALTER, SCALISE, SCHNEIDER, SHEPHERD, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, WOOTON, AND WRIGHT

**A CONCURRENT RESOLUTION**

To commend the Louisiana State University (LSU) track and field program upon winning the 2004 National Collegiate Athletic Association Indoor Track and Field Championships as the first school in the National Collegiate Athletic Association's (NCAA) history to sweep both the men's and women's national indoor titles.

**HOUSE CONCURRENT RESOLUTION NO. 17—**

BY REPRESENTATIVES HONEY, QUEZAIRE, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BAUDOIN, BAYLOR, BEARD, BOWLER, BROOME, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FLAVIN, FRITH, FUTRELL, GALLOT, GEYMANN, GLOVER, GRAY, E. GUILLORY, M. GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HOPKINS, HUDSON, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, LABRUZZO, LAFLEUR, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, MURRAY, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, RICHMOND, RITCHIE, ROMERO, SALTER, SCALISE, SCHNEIDER, SHEPHERD, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, WOOTON, AND WRIGHT AND SENATORS FIELDS AND HOLDEN

**A CONCURRENT RESOLUTION**

To commend and congratulate the 2003 Southern University Football Jaguars and Coach Pete Richardson upon winning the Southwest Athletic Conference championship and being named the 2003 national black college football champions.

**HOUSE CONCURRENT RESOLUTION NO. 18—**

BY REPRESENTATIVE JACK SMITH

**A CONCURRENT RESOLUTION**

To memorialize the United States Congress to allocate federal funding for the creation of the National Recovery Training Institute in Louisiana.

Respectfully submitted,

DONALD RAY KENNARD  
Chairman

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

**Privileged Report of the Committee on Enrollment**

March 17, 2004

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. 1—**

BY REPRESENTATIVES HAMMETT, SALTER, ALARIO, ANSARDI, BROOME, DAMICO, DARTEZ, DOERGE, DURAND, GALLOT, HILL, HUNTER, MONTGOMERY, QUEZAIRE, JOHN SMITH, AND WALKER AND SENATORS HINES, BAJOIE, MOUNT, BOISSIERE, CHAISSON, CHEEK, DUPRE, FIELDS, FONTENOT, B. GAUTREAU, N. GAUTREAU, HEITMEIER, HOLDEN, HOLLIS, JACKSON, JONES, LENTINI, MARIONNEAU, AND MCPHERSON

**AN ACT**

To enact R.S. 47:302(R) and 331(P), relative to the state sales and use tax; to provide relative to the effectiveness of certain exemptions to the tax; and to provide for related matters.

**HOUSE BILL NO. 2—**

BY REPRESENTATIVES HAMMETT, SALTER, ALARIO, MONTGOMERY, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BAUDOIN, BAYLOR, BEARD, BOWLER, BROOME, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FAUCHEUX, FRITH, FUTRELL, GALLOT, GEYMANN, GLOVER, GRAY, E. GUILLORY, M. GUILLORY, HOPKINS, HUDSON, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNEY, LABRUZZO, LAFLEUR, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MORRELL, MORRISH, MURRAY, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, RICHMOND, RITCHIE, ROMERO, SCALISE, SCHNEIDER, SHEPHERD, SMILEY, GARY SMITH, JACK SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, WOOTON, AND WRIGHT

**AN ACT**

To enact R.S. 47:301(3)(i), (13)(k), and (28) and 337.10(I) and to amend and reenact R.S. 47:301(3)(i)(i), (13)(k)(i), and (28)(a), relative to sales and use tax of the state and statewide political subdivisions; to provide for the reduction of the sales price, cost price, gross proceeds derived from a lease or rental, monthly lease or rental price paid, and the monthly lease or rental price contracted or agreed to by way of a definitional exclusion of certain machinery and equipment; to provide for effective dates; and to provide for related matters.

**HOUSE BILL NO. 3 (Duplicate of Senate Bill No. 12)—**

BY REPRESENTATIVE HAMMETT AND SENATOR MOUNT AND COAUTHORED BY REPRESENTATIVES ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BAUDOIN, BAYLOR, BEARD, BOWLER, BROOME, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FLAVIN, FRITH, FUTRELL, GALLOT, GEYMANN, GLOVER, GRAY, E. GUILLORY, M. GUILLORY, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUDSON, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, LABRUZZO, LAFLEUR, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, MURRAY, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, SALTER, SCALISE, SCHNEIDER, SHEPHERD, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, WOOTON, AND WRIGHT AND SENATORS ADLEY, AMEDEE, BARHAM, BOASSO, BOISSIERE, CAIN, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, ELLINGTON, FONTENOT, N. GAUTREAU, HAINKEL, HEITMEIER, HINES, HOLLIS, IRONS, JACKSON, JONES, LENTINI,

MALONE, MARIONNEAUX, MICHOT, NEVERS, SCHEDLER, SMITH, AND ULLO

AN ACT

To amend and reenact R.S. 47:601(A)(introductory paragraph), 602(A), (B), and (E)(1), 603(A), and 606(A)(introductory paragraph) and (C), to enact R.S. 47:602(G) and 605.1, and to repeal R.S. 47:601(D) and 603, relative to the corporation franchise tax; to reduce the amount of borrowed capital included in taxable capital until it is phased out; and to provide for related matters.

HOUSE BILL NO. 8 (Duplicate of Senate Bill No. 11)—

BY REPRESENTATIVE FAUCHEUX AND SENATOR MOUNT AND COAUTHORED BY REPRESENTATIVES HAMMETT, SALTER, MONTGOMERY, ALARIO, DANIEL, ERDEY, HILL, LABRUZZO, MURRAY, QUEZAIRE, T. POWELL, SCALISE, GARY SMITH, STRAIN, TOOMY, AND WHITE AND SENATORS AMEDEE, CHAISSON, FONTENOT, HEITMEIER, HINES, LENTINI AND NEVERS

AN ACT

To enact R.S. 47:302(R), 321(I), and 331(P), relative to the sales and use tax; to extend the effectiveness of the exemption for purchases of utilities used by certain steelworks and blast furnaces; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 9 (Duplicate of Senate Bill No. 16)—

BY REPRESENTATIVE HAMMETT AND SENATOR MOUNT AND COAUTHORED BY REPRESENTATIVES ALARIO, ARNOLD, FAUCHEUX, HILL, KENNEY, MORRELL, MURRAY, ODINET, RICHMOND, JANE SMITH, AND THOMPSON AND SENATOR MICHOT

AN ACT

To amend and reenact R.S. 47:301(16)(l), relative to state and political subdivision sales and use tax; to provide that tangible personal property shall not include other constructions permanently attached to the land; and to provide for related matters.

HOUSE BILL NO. 10—

BY REPRESENTATIVES HAMMETT, DANIEL, MURRAY, SCALISE, THOMPSON, AND WALSWORTH AND SENATORS ADLEY, BOASSO, DARDENNE, DUPLESSIS, DUPRE, N. GAUTREAU, HAINKEL, IRONS, KOSTELKA, MALONE, MICHOT, MOUNT, NEVERS, SCHEDLER, AND SMITH

AN ACT

To amend and reenact R.S. 47:6007, relative to the Louisiana motion picture investor tax credit; to remove the sunset date; to limit the credit so that it will not exceed Louisiana expenditures of the production; to authorize a carry forward of tax credits; to provide for administrative procedures and fees for the credit by the Governor's Office of Film and Television and the Department of Revenue; and to provide for related matters.

HOUSE BILL NO. 15 (Duplicate of Senate Bill No. 13)—

BY REPRESENTATIVE STRAIN AND SENATOR MOUNT AND COAUTHORED BY REPRESENTATIVES HAMMETT, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BALDONE, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BURNS, BURRELL, K. CARTER, R. CARTER, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FLAVIN, FRITH, FUTRELL, GALLOT, GEYMANN, GLOVER, GRAY, E. GUILLORY, M. GUILLORY, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUDSON, HUNTER, HUTTER, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, LABRUZZO, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, MURRAY, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, SALTER, SCALISE, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, WOOTON, AND WRIGHT AND SENATORS ADLEY, AMEDEE, BAJOIE, BARHAM, BOASSO, BOISSIERE, CAIN, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FONTENOT, B. GAUTREAU, N. GAUTREAU, HAINKEL, HEITMEIER, HINES, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, NEVERS, ROMERO, SCHEDLER, SMITH, THEUNISSEN, AND ULLO

AN ACT

To enact R.S. 47:301(10)(x), relative to the sales and use taxes of the state and statewide political subdivisions; to exclude the sale or

purchase by consumers of certain fuels or gases for residential use; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 23—

BY REPRESENTATIVES MCVEA, HONEY, AND WHITE AND SENATOR HOLDEN

AN ACT

To amend and reenact that part of Section 9(B)(14) of Act 1134 of the 2003 Regular Session of the Legislature which is applicable to the allocation and distribution of funds in East Baton Rouge Parish, relative to the Revenue Sharing Fund; to provide with respect to certain distributions in East Baton Rouge Parish for Fiscal Year 2003-2004; to provide for the retroactive application of this Act; and to provide for related matters.

HOUSE BILL NO. 32—

BY REPRESENTATIVE TOWNSEND AND SENATORS BAJOIE, B. GAUTREAU, HOLLIS, JACKSON, KOSTELKA, MCPHERSON, AND SMITH

AN ACT

To amend and reenact R.S. 33:2738.84(A)(1) and (D), relative to municipal sales and use taxes; to provide with respect to the allowable uses of the proceeds derived from the levy and collection of an additional sales and use tax by the city of Natchitoches; to remove references to population categories; and to provide for related matters.

HOUSE BILL NO. 35—

BY REPRESENTATIVES MONTGOMERY, ARNOLD, BALDONE, CURTIS, DANIEL, FARRAR, FAUCHEUX, FRITH, FUTRELL, HILL, JEFFERSON, KENNEY, MORRELL, MURRAY, ODINET, SCALISE, JANE SMITH, THOMPSON, AND TOWNSEND AND SENATORS ADLEY, DUPRE, KOSTELKA, AND MALONE

AN ACT

To amend and reenact R.S. 47:305.50(A)(1)(a) and Section 2 of Act No. 8 of the 1996 Regular Session of the Legislature, as amended by Act No. 41 of the 1998 Regular Session of the Legislature, by Act No. 27 of the 2000 Regular Session of the Legislature, and by Act No. 2 of the 2002 Regular Session of the Legislature, relative to the sales and use tax; to delete the time limitation for the exemption for certain buses, trucks, and trailers used in interstate commerce; to provide for an effective date; and to provide for related matters.

Respectfully submitted,

DONALD RAY KENNARD  
Chairman

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

Leave of Absence

Rep. Kennard - 1 day

Adjournment

On motion of Rep. Kenney, at 6:30 P.M., the House agreed to adjourn *sine die*.

The Speaker of the House declared the House adjourned *sine die*.

ALFRED W. SPEER  
Clerk of the House