

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

TWENTIETH DAY'S PROCEEDINGS

Thirtieth Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974

House of Representatives
 State Capitol
 Baton Rouge, Louisiana

Thursday, April 29, 2004

The House of Representatives was called to order at 1:00 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	Robideaux
Bowler	Heaton	Romero
Bruce	Hebert	Scalise
Bruneau	Hill	Schneider
Burns	Honey	Shepherd
Burrell	Hopkins	Smiley
Carter, K.	Hudson	Smith, G.—56th
Carter, R.	Hunter	Smith, J.D.—50th
Cazayoux	Hutter	Smith, J.H.—8th
Crane	Jackson	Smith, J.R.—30th
Crowe	Jefferson	St. Germain
Curtis	Johns	Strain
Damico	Katz	Thompson
Daniel	Kenney	Toomy
Dartez	LaBruzzo	Townsend
DeWitt	LaFleur	Trahan
Doerge	Lambert	Triche
Dorsey	Lancaster	Tucker
Dove	Marchand	Waddell
Downs	McDonald	Walker

Durand	McVea	Walsworth
Erdey	Montgomery	White
Fannin	Morrell	Winston
Farrar	Morrish	Wooton
Faucheux	Murray	Wright
Total—102		

ABSENT

Broome	Kennard	Martiny
Total—3		

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

Prayer

Prayer was offered by Rev. Ralph Howe, Jr.

Pledge of Allegiance

Rep. Montgomery 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. Richmond, the reading of the Journal was dispensed with.

On motion of Rep. Mickey Guillory, the Journal of April 28, 2004, was adopted.

Petitions, Memorials and Communications

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

Message from the Senate

SENATE BILLS

April 29, 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. 374 and 559

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 the bills contained in the message at this time.

Senate Bills and Joint Resolutions on First Reading

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

SENATE BILL NO. 374—
BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 6:965(C)(3) and (4), and 966, and to enact R.S. 6:965(C)(5) and (6), and (D), relative to additional default remedies; to provide for definitions; to provide for procedures for taking possession of collateral upon default; to provide for repossession licenses; and to provide for related matters.

Read by title.

SENATE BILL NO. 559—
BY SENATORS ELLINGTON AND SMITH AND REPRESENTATIVE TOWNSEND

AN ACT

To amend and reenact R.S. 36:802.6 and R.S. 44:4.1(B)(1), and to enact Part XVI of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:559.1 through 559.14, and R.S. 36:629(Q), relative to aquacultural development; to create the Louisiana Aquaculture Coordinating Council; to provide for the membership, organization, powers, and duties of the Louisiana Aquaculture Coordinating Council; to provide for the powers of the commissioner of the Department of Agriculture and Forestry; to require certain aquatic producers to obtain a license or permit; to provide for the cost and issuance of such license or permit; to establish criteria for inspecting licensed facilities; to provide for the deposit and disbursement of fees and penalties; to enumerate violations; to provide for investigations of facilities; to provide civil penalties for violations; and to provide for related matters.

Read by title.

**Introduction of Resolutions,
House and House Concurrent**

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

HOUSE CONCURRENT RESOLUTION NO. 149—
BY REPRESENTATIVES MURRAY AND BRUNEAU
A CONCURRENT RESOLUTION

To commend Dean James Marshall Klebba of Loyola University New Orleans School of Law upon the occasion of his portrait unveiling ceremony.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 150—
BY REPRESENTATIVES GARY SMITH AND DORSEY AND SENATOR CHAISSON

A CONCURRENT RESOLUTION

To commend Dana "Pokey" Chatman upon her selection as head coach of the Louisiana State University Lady Tigers basketball team.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 151—
BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

To urge and request the Wildlife and Fisheries Commission to eliminate doe days and increase buck days during certain deer hunting seasons within the Maurepas Swamp Wildlife Management Area.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 152—
BY REPRESENTATIVE DORSEY

A CONCURRENT RESOLUTION

To commend Sue Gunter upon her retirement for her remarkable twenty-two year legacy as head coach of the Louisiana State University Lady Tigers basketball team and to extend to her best wishes in her future endeavors.

Read by title.

On motion of Rep. Dorsey, and under a suspension of the rules, 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 CONCURRENT RESOLUTION NO. 148—
BY REPRESENTATIVE BURRELL

A CONCURRENT RESOLUTION

To urge and request the House Committee on Municipal, Parochial and Cultural Affairs and the Senate Committee on Local and Municipal Affairs to meet and function as a joint committee to study and make recommendations for the creation of a state office of urban reengineering and reinvestment, including but not limited to its structure, powers, duties, functions, responsibilities, and funding, and, in conducting such study to obtain assistance, information, and recommendations from certain organizations and agencies.

Read by title.

Under the rules, the above resolution was referred to the Committee on Municipal, Parochial and Cultural Affairs.

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 86—
BY SENATOR NEVERS

A CONCURRENT RESOLUTION

To urge and requests retailers within the state of Louisiana to promote Louisiana dairy products.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 88—

BY SENATOR AMEDEE

A CONCURRENT RESOLUTION

To urge and request that Louisiana State University Health Sciences Center - New Orleans and Tulane University Health Sciences Center cooperate with Aneurysm Outreach, Inc., a Louisiana nonprofit organization dedicated to mobilizing people and resources to eradicate aneurysms, by assisting in the provision of portable ultrasound technology and necessary staff to develop a system to provide aneurysm screening statewide for those considered to be most at risk.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 89—

BY SENATOR IRONS

A CONCURRENT RESOLUTION

To designate May, 2004 as "Louisiana Month to Prevent Teen Pregnancy".

Read by title.

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

Senate Bills and Joint Resolutions on Second Reading to be Referred

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

SENATE BILL NO. 62—

BY SENATOR FIELDS

AN ACT

To amend and reenact R.S. 15:574.20(A), and to enact Code of Criminal Procedure Art. 894.2(A)(4), relative to parole; to provide with respect to medical parole; to require medical parole consideration of inmates determined to be terminally ill; to provide for home incarceration; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 209—

BY SENATOR ADLEY AND REPRESENTATIVE DOERGE

AN ACT

To amend and reenact the introductory paragraph of R.S. 17:3048.1(C)(4) and (C)(4)(a) and (c), relative to the alternative means for determining residency for Tuition Opportunity Program for Students purposes for certain dependent students who graduate from eligible Louisiana high schools and have a parent or court-ordered custodian who resides in an adjoining state; to require that a student's parent or court-ordered custodian who is a resident of a state adjoining Louisiana and resides in a county that adjoins a parish with a certain population; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 241—

BY SENATORS IRONS, BAOJIE, CHAISSON, CHEEK, N. GAUTREAUX, JACKSON, MCPHERSON AND SCHEDLER

AN ACT

To enact R.S. 46:1409.1, relative to certain licensed child care facilities; to provide for the development of a written safe sleep policy; to provide for posting of the written policy; to provide for training; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 709—

BY SENATOR MICHOT

AN ACT

To enact R.S. 44:137(D), (E), and (F), relative to public records; to provide for the disposition of original records filed by the clerks of court; to provide for evidentiary status of reproductions of such records; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 771—

BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 23:992, relative to employment of certain aliens; to prohibit hiring of an alien who is not entitled to lawfully reside or work in the United States; to provide for penalties; to provide for exceptions; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Labor and Industrial Relations.

SENATE BILL NO. 806 (Substitute for Senate Bill No. 158 by Senator Dupre)—

BY SENATORS DUPRE, MCPHERSON AND ULLO

A JOINT RESOLUTION

Proposing to amend Section 20(A) of Article VII of the Constitution of Louisiana, relative to the homestead exemption from ad valorem property taxes; to provide persons eligible for the homestead exemption and for the valuation of land which is the homestead; to provide for the homestead exemption for homesteads owned in indivision and for fields in which there is timber; to provide for the application of the exemption to the surviving spouse, testamentary or irrevocable trusts, usufructuaries, and to property occupied by a buyer under a bond for deed contract under certain conditions; to prohibit more than one exemption for any person; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

**House and House Concurrent Resolutions
Reported by Committee**

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

HOUSE CONCURRENT RESOLUTION NO. 59—
BY REPRESENTATIVES WINSTON AND DURAND
A CONCURRENT RESOLUTION

To continue and provide with respect to the Task Force on Legal Representation in Child Protection Cases created in the 2003 Regular Session pursuant to House Concurrent Resolution No. 44.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Concurrent Resolution No. 59 by Representative Winston

AMENDMENT NO. 1

On page 1, line 5, change "task force" to "Task Force"

AMENDMENT NO. 2

On page 1, line 11, change "Task Force" to "task force"

AMENDMENT NO. 3

On page 2, line 5, change "task force" to "Task Force"

AMENDMENT NO. 4

On page 3, between lines 8 and 9, insert:

"(3) The executive director of the Mental Health Advocacy Services or his designee."

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

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

HOUSE CONCURRENT RESOLUTION NO. 97—
BY REPRESENTATIVE TOWNSEND
A CONCURRENT RESOLUTION

To urge and request the commissioner of insurance to require workers' compensation insurers to justify and reassess the risk classification for industries considered to be engaged in a hazardous business.

Read by title.

Reported favorably by the Committee on Insurance.

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

HOUSE CONCURRENT RESOLUTION NO. 128—
BY REPRESENTATIVES WINSTON, CURTIS, DOERGE, DORSEY, DURAND, GRAY, E. GUILLORY, KATZ, LABRUZZO, MCDONALD, STRAIN, WADDELL, AND WALKER

A CONCURRENT RESOLUTION

To continue the implementation of the "No Wrong Door" plan authorized by Act 726 of the 2003 Regular Session and in addition, to allow the Joint Legislative Committee on the Budget and any involved executive departments an opportunity to review the "No Wrong Door" plan and its implementation and provide written comments to the Department of Social Services by September, 2004.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

**House Bills and Joint Resolutions on
Second Reading Reported by Committee**

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

HOUSE BILL NO. 106—
BY REPRESENTATIVE FARRAR
AN ACT

To amend and reenact R.S. 34:851.31(A)(1) and to enact R.S. 34:851.27(C), relative to speed limits on waterways; to establish "no-wake" zones around public boat launches and public and commercial docking facilities; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 106 by Representative Farrar

AMENDMENT NO. 1

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

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 281—
BY REPRESENTATIVES MURRAY, HEATON, AND MORRELL
AN ACT

To amend and reenact R.S. 27:247, relative to the casino support services contract; to provide for the execution of such contract; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 344—

BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:215(A)(3)(introductory paragraph) and (g), 244, 245(A), and 246(introductory paragraph), (1), (4), (5), (6), and (7), and to enact R.S. 22:215(A)(3)(h), 246(10) and (11), and 246.1, relative to health insurance; to provide with respect to pilot health insurance programs established by the Department of Insurance, including LaChoice; to provide for criteria for such pilot programs; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Original House Bill No. 344 by Representative Hebert

AMENDMENT NO. 1

Change the lead author from Representative Hebert to Representative K. Carter

AMENDMENT NO. 2

On page 1, line 2, after "reenact" delete "R.S. 22:244," and insert "R.S. 22:215(A)(3)(introductory paragraph) and (g), 244,"

AMENDMENT NO. 3

On page 1, line 3, after "(7)," insert "and to enact R.S. 22:215(A)(3)(h), 246(10) and (11), and 246.1,"

AMENDMENT NO. 4

On page 1, line 7, after "1." delete "R.S. 22:244," and insert "R.S. 22:215(A)(3)(introductory paragraph) and (g), 244,"

AMENDMENT NO. 5

On page 1, line 8, after "reenacted" insert "and R.S. 22:215(A)(3)(h), 246(10) and (11), and 246.1 are hereby enacted"

AMENDMENT NO. 6

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

"§215. Group, family group, blanket, and association health and accident insurance

A.

* * *

(3) Blanket health and accident insurance is any policy covering special groups of persons as enumerated in one of the following paragraphs (a) through (f): (g):

* * *

(g) Under a policy or contract issued to the Department of Health and Hospitals, which shall be deemed the policyholder, covering a group defined as all persons who are eligible for medical assistance pursuant to a coverage program implemented pursuant to approval of the secretary of the United States Department of Health and Human Services using authority granted under Section 1115 of the Social Security Act.

(g) (h) An individual application shall not be required from a person covered under such a blanket policy. The insurer shall furnish to the policyholder for delivery to the insured a certificate of insurance which shall disclose the benefits, limitations, exclusions and reductions contained in the policy and the provisions relating to notice of claim, proof of loss, time of payment of claim and any other relevant information, including the name and address of the insurer. All benefits under any such blanket policy shall be payable to the person insured, or to his designated beneficiary or beneficiaries, if the policy permits the designation of named beneficiaries, or to his estate, except that if the person insured be a minor such benefits may be made payable to his parent, guardian, or other person actually supporting him.

* * *

AMENDMENT NO. 7

On page 1, line 11, after "and" insert "any program created under R.S. 22:246 shall"

AMENDMENT NO. 8

On page 1, at the end of line 19, delete the period "." and insert "and R.S. 22:246.1."

AMENDMENT NO. 9

On page 2, at the end of line 7, insert the following:

"Any pilot program involving a public subsidy towards the purchase of policies or contracts of coverage will have additional eligibility criteria established by the Department of Health and Hospitals for participation of health insurance issuers."

AMENDMENT NO. 10

On page 2, after line 27, insert the following:

"(10) Criteria for providing a public subsidy towards the purchase of policies or contracts of coverage.

(11) Provider payment requirements for participating health insurers.

§246.1. Blanket insurance program; criteria by DHH; exemptions

A. Any blanket insurance program developed by the Department of Health and Hospitals shall include but not be limited to the following components:

(1) The eligibility criteria for individuals, including limiting participation to a specific number of individuals who are eligible for medical assistance pursuant to a coverage program implemented pursuant to approval of the secretary of the United States Department of Health and Human Services using authority granted under Section 1115 of the Social Security Act.

(2) The eligibility criteria for health insurance issuers that limit participation to health insurance issuers who have not been found to be financially impaired by the Department of Insurance in the

preceding two years and have been selected by the Department of Health and Hospitals. For purposes of this Section, the term "health insurance issuer" shall mean an insurance company, including a health maintenance organization as defined and licensed pursuant to Part XII of Chapter 2 of this Title.

(3) The participation criteria that may limit the number of policies or contracts of coverage that a participating health insurance issuer may issue under the program to twenty percent of the health insurance issuer's other commercial coverage that satisfies the requirements of Part VI-C of this Chapter.

(4) The health insurance criteria for health insurers that define the coverage that may be provided under the program. The mandatory benefits or mandatory benefit options, including the provision of "basic health care services" by health maintenance organizations, shall not be required to be included in the program created by this Section.

(5) The payment methodology for participating health insurers.

(6) The provider payment requirements for participating health insurers.

B. In addition to the exemptions provided in Subsection A of this Section, R.S. 22:215(D) and (E), 218, and 250.36 shall not apply to any Department of Health and Hospitals blanket insurance program."

On motion of Rep. Karen Carter, the amendments were adopted.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 395—

BY REPRESENTATIVES ALARIO, ANSARDI, BOWLER, DAMICO, MARTINY, SHEPHERD, TOOMY, TUCKER, AND WOOTON AND SENATORS BOISSIERE, HAINKEL, HOLLIS, LENTINI, AND ULLO
AN ACT

To authorize and provide for the exchange and transfer of certain state property situated in Jefferson Parish between the Department of Culture, Recreation and Tourism and the Jefferson Parish Council; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 430—

BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 18:1505.2(L)(2), relative to prohibitions against campaign contributions loans, and transfers of funds by certain persons substantially interested in the gaming industry in this state; to provide that such prohibitions do not apply to contributions, loans, or transfers of funds to certain accounts of political committees of recognized political parties organized under laws of another jurisdiction; to provide limitations; and to provide for related matters.

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 House Bill No. 430 by Representative Murray

AMENDMENT NO. 1

On page 1, line 3, after "contributions" and before "by" insert "loans, and transfers of funds"

AMENDMENT NO. 2

On page 1, line 4, after "state;" delete the remainder of the line, delete line 5, and on line 6, delete "which support or oppose a candidate;" and insert in lieu thereof "to provide that such prohibitions do not apply to contributions, loans, or transfers of funds to certain accounts of political committees of recognized political parties organized under laws of another jurisdiction; to provide limitations;"

AMENDMENT NO. 3

On page 1, line 16, after "candidate," and before "any political committee" delete "or"

AMENDMENT NO. 4

On page 1, line 16, after "such candidate" delete the remainder of the line and delete line 17 and insert a comma "," and insert the following:

"or to any other political committee which supports or opposes any candidate. This Section shall not prohibit contributions made to any account of a political committee of a recognized political party organized under the laws of another jurisdiction, where the account is segregated and no funds from such segregated account are used to support or oppose any candidate in this state or any political committee of any candidate in this state, provided that any person to whom this Section applies shall expressly request, prior to making a contribution, that such political committee shall not use such funds to support or oppose any candidate or any political committee of any candidate in Louisiana."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 488—

BY REPRESENTATIVE LAFLEUR
AN ACT

To amend and reenact R.S. 44:20(B) and to enact R.S. 44:20(C), relative to the recordation of discharge records from the armed forces; to provide for exemption of certain military discharge records from the public records law; to provide for release of certain military discharge records to the veteran and certain other persons; to provide for the limited release of other military discharge records; and to provide for related matters.

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 House Bill No. 488 by Representative LaFleur

AMENDMENT NO. 1

On page 1, line 14, change "2004," to "2000."

AMENDMENT NO. 2

On page 2, delete lines 3 through 6 and insert the following:

"1, 2000. The clerks of court and the register shall not make copies of such record for a person who requests such record, unless the person who requests such record appears in person in the office of the appropriate clerk of court or the register and provides his full name and address to the clerk or register. The clerks of court and"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 600—

BY REPRESENTATIVES JACK SMITH AND PIERRE AND SENATORS B. GAUTREAUX AND MALONE

AN ACT

To enact R.S. 56:319.2, relative to exotic fish; to provide for the designation of fish as exotic; to provide for the taking of exotic fish; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 649—

BY REPRESENTATIVE PIERRE

AN ACT

To amend and reenact R.S. 36:354(E)(2), relative to powers and duties of the secretary of the Department of Natural Resources; to authorize the training and certification of home energy raters by the office of the secretary; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 682—

BY REPRESENTATIVE TOWNSEND AND SENATORS BARHAM AND MALONE

AN ACT

To amend and reenact R.S. 56:103(C)(1) and 103.1(B)(1) and to enact R.S. 56:108, relative to hunting for deer or turkey; to provide for the issuance and use of harvest records, which authorize the taking of deer or turkey; to provide for penalties; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 682 by Representative Townsend

AMENDMENT NO. 1

On page 3, line 11, change "three" to "one"

AMENDMENT NO. 2

On page 3, line 12, change "R.S. 56:33" to "R.S. 56:31"

AMENDMENT NO. 3

On page 3, after line 14, add the following:

"D. The provisions of this Section shall only apply to persons harvesting, possessing, or attempting to harvest or possess deer regulated pursuant to the provisions of this Title."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 690—

BY REPRESENTATIVE BADON

AN ACT

To enact R.S. 14:95.1.1, relative to offenses affecting the public safety; to create the crime of illegally supplying a felon with a firearm; to provide for penalties; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 695—

BY REPRESENTATIVE JACK SMITH

AN ACT

To enact Subpart C of Part V of Chapter 1 of Title 56 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 56:291, relative to management of wild animals; to prohibit the

intentional feeding of bears in the wild; to provide for penalties; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 695 by Representative Jack Smith

AMENDMENT NO. 1

On page 1, at the beginning of line 4, add "the intentional"

AMENDMENT NO. 2

On page 1, line 12, after "shall" insert "intentionally"

AMENDMENT NO. 3

On page 1, line 16, change "shall" to "is authorized to"

AMENDMENT NO. 4

On page 1, line 17, after "the" insert "administration and"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 706—

BY REPRESENTATIVE HEBERT
AN ACT

To repeal R.S. 22:81(2), relative to domestic insurance corporations; to repeal certain shareholder requirements for directors.

Read by title.

Reported favorably by the Committee on Insurance.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 728—

BY REPRESENTATIVES BRUNEAU, ARNOLD, GALLOT, LANCASTER, MONTGOMERY, MURRAY, PITRE, AND SMILEY
A JOINT RESOLUTION

Proposing to amend Article IV, Section 3(A) and to add Article IV, Section 3(E) of the Constitution of Louisiana, to change the date of the election of the governor and the other officials elected at the same time as the governor; to provide for the terms of office of such officials; to provide relative to statewide elections in odd-numbered years; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

Under the rules, the above bill was ordered engrossed and recommitted to the Committee on Civil Law and Procedure.

HOUSE BILL NO. 732—

BY REPRESENTATIVES K. CARTER, DANIEL, DORSEY, GRAY, JACKSON, JEFFERSON, MARCHAND, MORRELL, MURRAY, AND SHEPHERD

AN ACT

To enact R.S. 22:215.26, relative to health insurance, to require certain health insurance policies, contracts, and plans to provide coverage for medically prescribed contraceptives and contraceptive services if they provide coverage for prescription drugs; to provide relative to copayments or coinsurances; to provide for exclusions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Original House Bill No. 732 by Representative K. Carter

AMENDMENT NO. 1

On page 1, line 3, after "for" change "prescription birth control drugs" to "medically prescribed contraceptives"

AMENDMENT NO. 2

On page 1, line 9, after "of" insert "medically prescribed"

AMENDMENT NO. 3

On page 1, at the end of line 12, delete "birth control" and at the beginning of line 13, delete "drug" and insert "medically prescribed contraceptive"

AMENDMENT NO. 4

On page 1, at the end of line 14, delete "medically" and at the beginning of line 15, delete "prescribed"

AMENDMENT NO. 5

On page 1, line 17, after "prescribed" change "birth control drug" to "contraceptive"

AMENDMENT NO. 6

On page 2, line 1, after "Any" insert "religious"

AMENDMENT NO. 7

On page 2, line 3, after "of" change "birth control drugs" to "medically prescribed contraceptives"

AMENDMENT NO. 8

On page 2, line 9, after "Listing the" insert "medically prescribed contraceptives and"

AMENDMENT NO. 9

On page 2, line 11, after "access" change "contraceptive drugs" to "medically prescribed contraceptives"

AMENDMENT NO. 10

On page 2, at the beginning of line 12, insert "contraceptive"

AMENDMENT NO. 11

On page 2, line 14, after "for" change "birth control drugs" to "medically prescribed contraceptives"

AMENDMENT NO. 12

On page 2, at the beginning of line 19, change "prescription contraceptive drugs" to "medically prescribed contraceptives"

AMENDMENT NO. 13

On page 2, line 24, after "for" change "birth control drugs" to "medically prescribed contraceptives"

AMENDMENT NO. 14

On page 3, line 14, after "the" change "State Employees' Group Benefits Program." to "Office of Group Benefits programs."

AMENDMENT NO. 15

On page 3, line 18, after "to" change "birth control drugs" to "medically prescribed contraceptives"

On motion of Rep. Karen Carter, the amendments were adopted.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 736—

BY REPRESENTATIVE LAFLEUR
AN ACT

To amend and reenact R.S. 56:31 and 31.1, relative to class one violations; to provide for penalties for class one violations of the hunting and fishing laws; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 736 by Representative LaFleur

AMENDMENT NO. 1

On page 1, after "56:31" insert "and 31.1"

AMENDMENT NO. 2

On page 1, delete line 14 in its entirety and insert in lieu thereof the following:

"fine not to exceed fifty dollars. Upon failure to pay the fine, the offender shall be subject to"

AMENDMENT NO. 3

On page 1, line 15, change "thirty" to "fifteen" and after "days" delete the comma "," and "or both"

AMENDMENT NO. 4

On page 1, at the end of line 15, add "The fine shall include all costs of court."

AMENDMENT NO. 5

On page 2, after line 16, add the following:

"Section 2. R.S. 56:31.1 is hereby amended and reenacted to read as follows:

§31.1. ~~Civil penalties; assessments; posting of bond; forfeiture; dedication of funds collected~~ Revocation of license; denial of license; penalties

A.(1) Whenever any person is cited for a class one violation, the enforcement agent shall take the alleged violator's name, address, social security number, and motor vehicle operator's license number and shall issue a summons or otherwise notify him in writing to appear at a time and location to be specified in such summons or notice. The summons or notification shall notify the alleged violator and shall constitute notice that the failure to appear at the specified time and location shall be deemed to be a plea of no contest resulting in the assessment of civil penalties and the loss of all hunting and fishing privileges while assessed amounts remain unpaid.

(2) A person who is cited for a class one violation may post a bond equal to the amount of the civil penalty for the offense with which he is charged at the primary office of the Department of Wildlife and Fisheries in Baton Rouge. Any person who fails to appear at the time and the location scheduled for the adjudicatory hearing held in accordance with the provisions of the Administrative Procedure Act shall forfeit such bond. For the purposes of R.S. 56:31, bond forfeiture shall be considered to a plea of no contest and shall constitute an offense for the purposes of determining the number of offenses committed by any person.

B. In any adjudicatory hearing in which civil penalties are assessed, the person against whom said penalties are assessed shall also be liable for attorney fees and all costs of the adjudicatory hearing.

C. The secretary may institute civil proceedings to enforce his rulings or that of his designated hearing officer in the district court for the Nineteenth Judicial District.

D. Either party may appeal from a final judgment of the court as in other civil cases.

E. All revenues generated from class one violations shall be immediately deposited to the credit of the conservation fund of the Department of Wildlife and Fisheries to be used solely for costs associated with salaries and related benefits of enforcement agents and with the hiring and equipping of additional enforcement agents, providing a uniform cleaning allowance for field personnel, and administering the class one civil penalty program.

F. Any payments made to the department pursuant to the provisions of this Section shall be in the form of a certified bank check or postal money order. Payment may also be made to the department through the electronic licensing system, as provided in R.S. 56:30.1.

G.(1) A. Failure to pay all amounts assessed under this Section shall result in the immediate revocation of all recreational hunting and fishing licenses held by the offender. Such revocation of the offender's licenses and privileges shall continue, and no new

recreational hunting or fishing licenses shall be issued during the period of time as any assessed amounts remain unpaid.

(⇒) B. The provisions of this Section shall not apply to any person who has timely filed a suspensive appeal of the final judgment and during the pendency of the appeal.

(⇒) C. Any person who purchases or obtains a recreational hunting or fishing license of any type or who engages in an activity which would otherwise require the purchase of a recreational hunting or fishing license during the period of revocation of his licenses and privileges pursuant to this Subsection shall be guilty of a class three violation, R.S. 56:33.

Section 3. All class one violations pending before the division of administrative law on the effective date of Section 1 of this Act shall continue to be adjudicated as class one civil penalties by the division of administrative law until conclusion.

Section 4. The provisions of Sections 1, 3, and 4 of this Act shall become effective on July 1, 2004. The provisions of Section 2 of this Act shall become effective on July 1, 2006."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 849—
BY REPRESENTATIVE FARRAR
AN ACT

To enact R.S. 56:109.1, relative to wildlife management areas; to provide for the use of all-terrain vehicle trails in such areas year round; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 884—
BY REPRESENTATIVE WINSTON
AN ACT

To amend and reenact Children's Code Article 610(B)(8) and (D) and to enact Children's Code Article 610(B)(9), relative to child abuse reporting and investigation; to create an optional written form for the assistance of mandatory reporters; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 900—
BY REPRESENTATIVE WINSTON
AN ACT

To amend and reenact Children's Code Article 610(A) and (E), relative to child abuse mandatory reporting procedure; to permit reporting to both the local child protection unit and the local or state law enforcement agency; to provide for reporting of certain cases to a law enforcement agency; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 900 by Representative Winston

AMENDMENT NO. 1

On page 2, line 8, delete "reported"

AMENDMENT NO. 2

On page 2, delete line 9 and insert "promptly communicated to the local child protection unit of the department in accordance with a written working agreement developed between the law enforcement agency and the local child protection unit. ~~★ The~~"

AMENDMENT NO. 3

On page 2, line 10, delete "immediately report" and insert "promptly communicate"

AMENDMENT NO. 4

On page 2, line 12, delete "and also" and insert "in accordance with a written working agreement developed between the law enforcement agency and the local child protection unit. The local child protection unit"

AMENDMENT NO. 5

On page 2, delete lines 15 through 20 and insert the following:

"coroner. Reports involving a felony-grade crime against a child shall be promptly communicated to the appropriate law enforcement authorities as part of the interagency protocols for multidisciplinary investigations of child abuse and neglect in each judicial district as provided for in Children's Code Articles 509 and 510."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 994—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 14:222.1, relative to the crime of unauthorized interception, interference with, or retransmission of services offered over a cable television system; to provide for definitions; to provide for penalties for violations; to provide

relative to disposition of equipment; to provide for an effective date; to provide for elements of the crime; to provide for exceptions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 994 by Representative Martiny

AMENDMENT NO. 1

On page 1, line 2, after "the" delete the remainder of the line and add "crime of unauthorized interception, interference with, or retransmission of services offered over a cable television system; to"

AMENDMENT NO. 2

On page 1, line 4, after "date;" and before "and" insert "to provide for elements of the crime; to provide for exceptions;"

AMENDMENT NO. 3

On page 1, line 8, after "interception" delete the remainder of the line and insert a comma "," and insert "interference with, or retransmission of services offered over a cable television system"

AMENDMENT NO. 4

On page 1, at the beginning of line 10, after "(1)" and before the comma "," delete "Connect" and insert "Intercept, receive, retransmit, connect"

AMENDMENT NO. 5

On page 1, line 11, immediately after "intercepting" insert a comma "," and change "or receiving" to "receiving, or retransmitting"

AMENDMENT NO. 6

On page 1, delete lines 14 through 18 in their entirety and insert the following:

"(2) Manufacture, sell, offer for sale, transfer, rent or distribute any electronic equipment, or a kit for making such equipment, designed specifically to decode or descramble any programming or other services carried by a cable television system licensed and franchised in accordance with federal and state law device, equipment, plans, schematics, instructions, kit, technology, software, electronic serial number, address, media access control address, Internet protocol address, account number, telephone number, credit number, code, personal identification number, dynamic host configuration protocol, counterfeit or clone device or component, tumbler microchip, cable television decoding device, smart card, which is primarily designed, manufactured, sold, possessed, used, or offered for the purpose of violating this Section.

(3) Disrupt or interfere with the provision of services offered over a cable television system."

AMENDMENT NO. 7

On page 2, line 2, after "data," and before "writings," insert "audio, visual,"

AMENDMENT NO. 8

On page 2, at the end of line 3, after "nature" delete the period "." and insert "including programming services, Internet access, and bandwidth."

AMENDMENT NO. 9

On page 2, line 4, after "C," insert "(1)"

AMENDMENT NO. 10

On page 2, between lines 5 and 6, insert the following:

"(2) Each device involved in a violation of this Section shall constitute a separate offense.

(3) For purposes of Subsections D and E of this Section, "second or subsequent offense" shall mean a violation of this Section, R.S. 14:67, 67.3, 222, 222.2, or 223 through 223.8 or any other law of this state prohibiting any of the actions set forth in Subsection A of this Section."

AMENDMENT NO. 11

On page 2, delete lines 6 through 12 in their entirety

AMENDMENT NO. 12

On page 2, line 13, change "E," to "D,"

AMENDMENT NO. 13

On page 2, line 19, change "F," to "E,"

AMENDMENT NO. 14

On page 2, at the end of line 29, after the comma ",", add "or for any violation of Paragraph (A)(3) of this Subsection."

AMENDMENT NO. 15

One page 3, at the end of line 3, after the comma ",", add "or Paragraph (A)(3) of this Subsection."

AMENDMENT NO. 16

On page 3, line 7, change "G," to "E,"

AMENDMENT NO. 17

On page 3, line 13, change "H," to "G,"

AMENDMENT NO. 18

On page 3, between lines 16 and 17, insert the following:

"H. It shall not be a violation of this Section to manufacture, distribute, or sell any device used for legal purposes merely because the same device is capable of being used to commit a violation of this Section, if the manufacture, distributor, or seller does not act with the intent that such device will be used for conduct violating this Section.

I. The provisions of this Section shall not impose criminal or civil liability on any entity that is in the lawful business of providing telecommunications or information services, and the customers lawfully using those services.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1060—
BY REPRESENTATIVE WINSTON
AN ACT

To amend and reenact R.S. 22:228.6(B)(2)(b), relative to health insurance, to provide relative to premiums charged for individual health insurance policies or subscriber agreements; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1154—
BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact Children's Code Article 603(3) and to repeal R.S. 46:1441.6(A), relative to child care; to relocate the responsibilities of the investigations of abuse and neglect; to change definitions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1444—
BY REPRESENTATIVE SMILEY (BY REQUEST)
AN ACT

To amend and reenact R.S. 18:1307(A)(3), relative to applications to vote absentee by mail; to provide for the address given to a registrar of voters by a person submitting an application to vote absentee by mail; and to provide for related matters.

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 House Bill No. 1444 by Representative Smiley

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 18:" and before "1307(A)(3)" delete "59.2(A)(2) and"

AMENDMENT NO. 2

On page 1, line 2, after "1307(A)(3)," delete the remainder of the line and delete lines 3 and 4 and insert "relative to applications to vote absentee by mail; to"

AMENDMENT NO. 3

On page 1, line 6, after "by mail;" delete the remainder of the line and delete line 7 and insert "and to"

AMENDMENT NO. 4

On page 1, line 10, after "Section 1." and before "hereby" delete "R.S. 18:59.2(A)(2) and 1307(A)(3) are" and insert "R.S. 18:1307(A)(3) is"

AMENDMENT NO. 5

On page 1, line 10, after "reenacted" delete "and" and delete line 11 and insert "to read as follows:"

AMENDMENT NO. 6

On page 1, delete lines 12 through 17 and on page 2, delete lines 1 through 17

AMENDMENT NO. 7

On page 2, line 24, after "shall be sent." delete the remainder of the line and delete lines 25 through 27 and insert the following:

"If the address is within the parish or an adjacent parish, such address shall only be the address at which the applicant is registered to vote; or his mailing address on file with the registrar of voters; or an address at which he regularly receives mail. If the address is in an adjacent parish, such address shall only be the applicant's mailing address on file with the registrar of voters or an address at which he regularly receives mail."

AMENDMENT NO. 8

On page 3, delete lines 1 through 12

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1446—
BY REPRESENTATIVE JOHN SMITH
AN ACT

To amend and reenact R.S. 37:2504(G), relative to the Board of Examiners of Nursing Facility Administrators; to authorize the board to purchase immovable property and to incur debt; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1450—

BY REPRESENTATIVE MORRELL
AN ACT

To amend and reenact R.S. 18:402(B), (E)(1)(b) and (2)(b), and (F)(2), 467(2), 469(D)(2), and 1272(A), relative to election dates; to provide for the dates of the congressional elections and other elections held at the same time as the congressional elections; to provide for qualifying periods for such elections; and to provide for related matters.

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 House Bill No. 1450 by Representative Morrell

AMENDMENT NO. 1

On page 3, delete lines 22 through 26 and insert the following:

"Section 2. This Act shall become effective on January 1, 2005."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1456—

BY REPRESENTATIVES PIERRE, DANIEL, FRITH, MORRISH, AND JACK SMITH
AN ACT

To amend and reenact R.S. 56:109(D)(5) and 647.1 and to enact R.S. 56:104(D) and 302.2(C), relative to hunting and fishing licenses; to authorize exemptions from certain licensing requirements; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 1456 by Representative Pierre

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 56:302.2(C)" to "R.S. 56:104(D) and 302.2(C)"

AMENDMENT NO. 2

On page 1, line 7, change "56:302.2(C) is" to "56:104(D) and 302.2(C) are"

AMENDMENT NO. 3

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

"§104. License fees; reciprocity; exceptions

* * *

D. The secretary may exempt for good cause persons or groups of people from the license fee requirements of this Part. Such exemption shall be in the form of a letter of permit from the secretary. The commission is authorized to promulgate rules and regulations which establish the criteria for such exemptions and which otherwise implement this exemption.

* * *"

AMENDMENT NO. 4

On page 2, line 13, after "cause" insert "persons or"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1458—

BY REPRESENTATIVE LAFLEUR
AN ACT

To amend and reenact Code of Criminal Procedure Article 930.8(C), relative to the prescriptive period for post-conviction relief; to provide for notice to the defendant of the prescriptive period for post-conviction relief; to provide for waiver of rights; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1467—

BY REPRESENTATIVE PIERRE
AN ACT

To amend and reenact R.S. 56:25 and to repeal R.S. 56:26, 644, and 645, relative to fish and wildlife restoration and management projects; to specify that the department will adhere to the provisions of federal law which govern the use of federal funds for fish and wildlife habitat restoration projects; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 1467 by Representative Pierre

AMENDMENT NO. 1

On page 2, line 8, change "offices of fisheries and wildlife" to "Department of Wildlife and Fisheries"

AMENDMENT NO. 2

On page 2, line 9, change "game" to "wildlife"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1479—
BY REPRESENTATIVES BRUCE AND MARTINY
AN ACT

To amend and reenact R.S. 14:95(H), relative to the illegal carrying of weapons; to amend the exception for judges, district attorneys, and coroners to require that they be qualified annually in the use of firearms; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1487—
BY REPRESENTATIVE MCDONALD
AN ACT

To enact R.S. 40:41(J), relative to death certificates; to authorize the state registrar to issue a copy of a death certificate to the Office of Student Financial Assistance; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1543—
BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact R.S. 40:1236.13(A)(3)(a) and 1236.14, relative to automated external defibrillators; to authorize the use of automated external defibrillators by private security personnel; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1549—
BY REPRESENTATIVE HEATON
AN ACT

To amend and reenact R.S. 18:1505.2(L)(5)(d)(ii) and (6)(a), and to repeal R.S. 18:1505.2(L)(3)(a)(ii), to remove certain prohibitions relative to campaign contributions made by certain

persons substantially interested in the gaming industry and to remove certain references related to such persons.

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 House Bill No. 1549 by Representative Heaton

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "repeal" insert "amend and reenact R.S. 18:1505.2(L)(5)(d)(ii) and (6)(a), and to"

AMENDMENT NO. 2

On page 1, line 3, after "industry" delete the period "." and insert "and to remove certain references related to such persons."

AMENDMENT NO. 3

On page 1, between lines 4 and 5, insert the following:

"Section 1. R.S. 18:1505.2(L)(5)(d)(ii) and (6)(a) are hereby amended and reenacted to read as follows:

§1505.2. Contributions; expenditures; certain prohibitions and limitations

* * *

L.

* * *

(5)

* * *

(d)

* * *

(ii) Such a violation of this Subsection shall be prohibited conduct under the Louisiana Economic Development and Gaming Corporation Act; and the Video Draw Poker Devices Control Law that renders the violator unsuitable to hold the license which made him subject to the provisions of this Subsection.

(6)(a) The gaming enforcement section of the office of state police of the Department of Public Safety and Corrections, with the technical assistance of the supervisory committee, shall provide written notification of the provisions of this Subsection to each person issued or granted a permit, license, or contract as provided in Paragraph Item (3)(a)(i) ~~and (ii)~~ of this Subsection.

* * *"

AMENDMENT NO. 4

On page 1, line 5, change "Section 1." to "Section 2."

AMENDMENT NO. 5

On page 1, line 6, change "Section 2." to "Section 3."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1592—

BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:624(B)(4), relative to the content of insurance policies; to provide for technical changes; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1618—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact R.S. 22:192(A)(4), 1142(A)(7) and (18), 1241(B), 1241.1(C), 1760(A)(3), and 3044(A)(6), relative to licensing requirements; to provide for criminal convictions; to provide for denial, suspension, or revocation of licenses; to provide for certificates of authority; to provide for consultants; to provide for statements; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Original House Bill No. 1618 by Representative Fauchaux

AMENDMENT NO. 1

On page 1, line 2, after "192(A)(2)," and before "1142(A)(7)" delete "1004(B)(1)(a)."

AMENDMENT NO. 2

On page 1, line 8, after "192(A)(2)," and before "1142(A)(7)" delete "1004(B)(1)(a)."

AMENDMENT NO. 3

On page 1, line 17, at the beginning of the line change "personnel" to "person"

AMENDMENT NO. 4

On page 1, line 18, after "felony" and before "involving" delete "or to a misdemeanor"

AMENDMENT NO. 5

On page 2 delete lines 1 through 13 , both inclusive and in their entirety

AMENDMENT NO. 6

On page 2, line 22, after "trust" and before "participation" delete the comma"," and insert in lieu thereof "or"

AMENDMENT NO. 7

On page 2, line 23, after "felony" and before "involving" delete ", or conviction of any misdemeanor"

AMENDMENT NO. 8

On page 2, line 26, after "producer" delete the remainder of the line and insert in lieu thereof the following:

"or insurer has knowingly employed ~~or has allowed to associated with his business in any manner~~"

AMENDMENT NO. 9

On page 2, line 27 at the beginning of the line delete "in any manner"

AMENDMENT NO. 10

On page 2, line 29, after "any" and before "As" delete ", the United States, or any foreign country." and insert in lieu thereof "state, or of the United States."

AMENDMENT NO. 11

On page 3, line 3, after "who" and before "officers" delete "act as, or are," and insert in lieu thereof "are"

AMENDMENT NO. 12

On page 3, line 4, after "insurers" delete the remainder of the line and insert in lieu thereof a period "."

AMENDMENT NO. 13

On page 3, delete line 5.

AMENDMENT NO. 14

On page 4, line 6, change "crime" to "felony"

On motion of Rep. Karen Carter, the amendments were adopted.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1694 (Substitute for House Bill No. 500 by Representative Hammett)—

BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 47:1520, relative to the Department of Revenue; to authorize the secretary to require electronic filing of tax returns or reports under certain circumstances; to require that the electronic filing requirement be implemented through administrative rule; to provide for an effective date; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1695 (Substitute for House Bill No. 1085 by Representative Murray)—

BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 9:355.8(A) and 355.13 and to repeal R.S. 9:355.12(A)(10), relative to relocating the residence of a child; to eliminate certain determining factors; to provide for the burden of proof; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1696 (Substitute for House Bill No. 1303 by Representative Hammett)—

BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 47:1621(E) and 1624(A) and to enact R.S. 47:115(C), relative to refunds and credits; to provide for certain situations in which interest on refunds of overpayments will begin to accrue; to provide for the recovery of credits given for overpayments later deemed invalid; to provide for an effective date; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

Senate Instruments on Second Reading Returned from the Legislative Bureau

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

SENATE BILL NO. 65—

BY SENATORS FIELDS, AMEDEE, BAJOE, CAIN, CHAISSON, DUPLESSIS, B. GAUTREAU, N. GAUTREAU, HINES, JACKSON, KOSTELKA, NEVERS AND ROMERO AND REPRESENTATIVE BOWLER
AN ACT

To amend and reenact Civil Code Articles 90, 891, 1243, 1352, 1724, and 3506(8); Code of Civil Procedure Articles 683(B) and (C), 732(B) and (C), 1732(3) and 4061.1(A)(3) and (C); Children's Code Articles 1106(A), (B), (C), and (D), 1107.5(E)(3)(a), 1132(A), 1141(A)(3), 1193(2) and (4), 1244(B) and (C), and 1281.3(5); Code of Evidence Articles 803(9), (11), and (19), and 804(B)(4)(a); R.S. 9:392(B), 398.2(A)(2) and (F), and 400(A)(6); R.S. 11:403(19), 701(19), 1732(20), 2178(E)(3), 3113(5)(a) and (b), and 3166(E)(2), R.S. 13:2561.4, 2562.4, and 2563.2(B), R.S. 14:78(B), R.S. 17:1685(F), R.S. 23:1021(3), R.S. 29:293(A), R.S. 33:1947(C)(2), R.S. 40:34(B)(1)(a)(iv) and (vii), (B) (1)(h)(vi), and (E)(1), 40(8) and (11), 41(B), 46(A), 46.1(B)(2), and R.S. 46:1802(3); and to repeal R.S. 9:391, 9:400(A)(5), and R.S. 13:914.1, all relative to the status of children; to provide for the change in terminology from "illegitimate child" to "child born outside of marriage" and from "legitimate child" to "child born of marriage"; to provide for the definition of terms; to provide

for the correction of cross-references; and to provide for related matters.

Read by title.

Reported favorably 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 Reengrossed Senate Bill No. 65 by Senator Fields

AMENDMENT NO. 1

On page 10, line 17, delete "* * *"

AMENDMENT NO. 2

On page 11, line 5, before "born" delete "child"

AMENDMENT NO. 3

On page 11, line 23, at the end of the line, delete "child"

AMENDMENT NO. 4

On page 21, line 26, following "child" and before "born" delete "is"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 303—

BY 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.

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. 303 by Senator Holden

AMENDMENT NO. 1

On page 1, line 3, after "Legislature" and before "which" insert ", as amended by Act 3 of the 2004 First Extraordinary Session of the Legislature,"

AMENDMENT NO. 2

On page 1, line 10, after "Legislature" and before "which" insert ", as amended by Act 3 of the 2004 First Extraordinary Session of the Legislature,"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 342—
BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 27:302(E), relative to the Video Draw Poker Devices Control Law; to remove mandatory requirement that devices accept coins in the amount of the minimum wager offered by that device; to remove mandatory requirement that a video draw poker device provide one game for each coin of the minimum denomination deposited in that machine; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 503—
BY SENATORS HEITMEIER AND HINES AND REPRESENTATIVES ALARIO AND SALTER

AN ACT

To amend and reenact R.S. 39:330.1(A) and to enact R.S. 39:321(E), (F), (G), and (H), relative to state property control; authorizes the state to sell surplus movable property through the use of certain electronic technology; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

Motion

Rep. Alario moved that Senate Bill No. 503 be designated as a duplicate of House Bill No. 1241.

Which motion was agreed to.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 504—
BY SENATORS HEITMEIER AND HINES AND REPRESENTATIVES ALARIO AND SALTER

AN ACT

To amend and reenact R.S. 36:8(B)(1) and to enact R.S. 36:8(B)(2)(f), relative to fiscal oversight and program evaluation; to provide for certain annual reporting requirements;

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.

Motion

Rep. Alario moved that Senate Bill No. 504 be designated as a duplicate of House Bill No. 713.

Which motion was agreed to.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 505—
BY SENATORS HEITMEIER AND HINES AND REPRESENTATIVES ALARIO AND SALTER

AN ACT

To amend and reenact R.S. 39:98.3(A), relative to certain funds derived from the tobacco settlement; to provide with respect to actual earnings from interest, dividends, and capital gains in the Millennium Trust; 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. Alario, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 506—
BY SENATORS HEITMEIER AND HINES AND REPRESENTATIVES ALARIO AND SALTER

AN ACT

To amend and reenact R.S. 17:421.7(A), relative to the Support Education in Louisiana First Fund; to provide monies remaining in the fund to retain their allocation as provided by law; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Engrossed Senate Bill No. 506 by Senator Heitmeier

AMENDMENT NO. 1

On page 2, line 3, after "fund", delete the remainder of the line and at the beginning of line 4, insert "and"

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

Reported without amendments by the Legislative Bureau.

Motion

Rep. Alario moved that Senate Bill No. 506 be designated as a duplicate of House Bill No. 594.

Which motion was agreed to.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 508—
BY SENATORS HEITMEIER AND HINES AND REPRESENTATIVES ALARIO AND SALTER

AN ACT

To amend and reenact R.S. 39:99.5(C), relative to the Tobacco Settlement Financing Corporation; to provide relative to meetings of the board; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

Motion

Rep. Alario moved that Senate Bill No. 508 be designated as a duplicate of House Bill No. 563.

Which motion was agreed to.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 509—
BY SENATORS HEITMEIER AND HINES AND REPRESENTATIVES ALARIO AND SALTER

AN ACT

To enact R.S. 42:461, relative to payroll withholdings; to provide for payment of employee compensation; 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. Alario, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 524—
BY SENATORS HEITMEIER AND HINES AND REPRESENTATIVES ALARIO AND SALTER

AN ACT

To amend and reenact R.S. 33:108, 131, 135(1)(introductory paragraph) and (2), and 136, R.S. 38:90.4(B)(1) and (2), R.S. 39:21.3(A)(2)(b), (B)(2)(b), (C)(2)(b), (D)(2)(b), (E)(2)(b), and (F)(2)(b), and R.S. 56:1845(C), 1846(A), and 1849(B), all relative to the state planning office/division of administration; to provide with respect to the organization of the division of administration; to correct references to the state planning office; 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. 524 by Senator Heitmeier

AMENDMENT NO. 1

On page 2, line 21, at the beginning of the line, insert "A."

AMENDMENT NO. 2

On page 3, line 3, at the beginning of the line, insert "B."

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

Motion

Rep. Alario moved that Senate Bill No. 524 be designated as a duplicate of House Bill No. 592.

Which motion was agreed to.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 629—
BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 43:111(C), relative to prohibitions on and authorizations for expending public funds for advertising by public agencies; to authorize the Board of Regents to expend such funds to advertise to promote Master Plan goals and promote service and programs offered by learning centers; 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. Alario, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

Reconsideration

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

HOUSE BILL NO. 654—
BY REPRESENTATIVES PIERRE AND DANIEL
AN ACT

To amend and reenact R.S. 30:706, relative to fees paid for the hazardous liquid pipeline program; to provide for review and revision of the annual inspection fee; and to provide for related matters.

Read by title.

On motion of Rep. Pierre, the vote by which the above House Bill failed to pass on the previous legislative day was reconsidered.

Returned to the calendar under the rules.

Notice of Intention to Call

Pursuant to House Rule 8.26(A), Rep. Pierre gave notice of his intention to call House Bill No. 654 from the calendar for future action.

HOUSE BILL NO. 993—
BY REPRESENTATIVE CRANE
AN ACT

To amend and reenact R.S. 17:3351(A)(5)(b)(vii), relative to the powers, duties, and responsibilities of public postsecondary education management boards; to extend the authority of such boards relative to the establishment of tuition and mandatory fee amounts for resident students; and to provide for related matters.

Read by title.

On motion of Rep. Crane, the vote by which the above House Bill failed to pass on the previous legislative day was reconsidered.

Returned to the calendar under the rules.

Notice of Intention to Call

Pursuant to House Rule 8.26(A), Rep. Crane gave notice of his intention to call House Bill No. 993 from the calendar for future action.

House and House Concurrent Resolutions on Third Reading for Final Consideration

The following House and House Concurrent Resolutions on third reading for final consideration were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 35—
BY REPRESENTATIVE HUTTER
A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to authorize and direct that the United States Army Corps of Engineers close the Mississippi River Gulf Outlet, which has resulted in adverse environmental impacts to the Louisiana coast.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 62—
BY REPRESENTATIVE ODINET
A CONCURRENT RESOLUTION

To urge and request the Department of Wildlife and Fisheries and the Department of Health and Hospitals to study the correlation between nighttime water and air temperature and the development of *Vibrio vulnificus* in oysters harvested during those times.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 65—
BY REPRESENTATIVE ODINET
A CONCURRENT RESOLUTION

To urge and request the Department of Wildlife and Fisheries to study the development and implementation of a plan for the management of nuisance fish around oyster beds.

Read by title.

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

Ordered to the Senate.

HOUSE RESOLUTION NO. 5—
BY REPRESENTATIVE HAMMETT
A RESOLUTION

To urge and request the Department of Revenue to study the Internal Revenue Service (IRS) Taxpayer Advocate Service Program and tax advocacy programs of other states and to report its findings and recommendations to the House of Representatives before the 2005 Regular Session convenes.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 110—
BY REPRESENTATIVES TUCKER, BEARD, BURNS, DOWNS, FANNIN, FUTRELL, M. GUILLORY, HUTTER, KATZ, LAMBERT, PITRE, M. POWELL, QUEZAIRE, AND SMILEY
A CONCURRENT RESOLUTION

To direct the House and Senate Transportation, Highways and Public Works Committees to meet and to function as a joint committee to study and make recommendations regarding the re-creation of the Department of Transportation and Development, including but not limited to recommendations regarding the elimination or consolidation of programs or activities which are inactive, unnecessary, or which duplicate other governmental entities, or the elimination of inefficient or ineffective programs, or programs which are inconsistent with the intent of re-creating the department, and to report the findings of the joint committee to the legislature and the Department of Transportation and Development no later than February 1, 2005.

Read by title.

Rep. Tucker moved the adoption of the resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Flavin	Pinac
Alario	Frith	Pitre
Alexander	Futrell	Powell, M.
Ansardi	Gallot	Powell, T.
Arnold	Geymann	Quezaire
Badon	Glover	Richmond
Baldone	Gray	Ritchie
Baudoin	Guillory, E.	Robideaux
Baylor	Guillory, M.	Romero
Beard	Hammett	Scalise
Bowler	Heaton	Schneider
Bruce	Hebert	Shepherd
Bruneau	Hill	Smiley
Burns	Honey	Smith, G.—56th
Burrell	Hopkins	Smith, J.D.—50th
Carter, K.	Hudson	Smith, J.H.—8th
Carter, R.	Hunter	Smith, J.R.—30th

Cazayoux	Hutter	St. Germain
Crane	Jackson	Strain
Crowe	Jefferson	Thompson
Curtis	Johns	Toomy
Damico	Katz	Townsend
Daniel	Kenney	Trahan
Dartez	LaBruzzo	Triche
DeWitt	LaFleur	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	McDonald	White
Durand	McVea	Winston
Erdey	Montgomery	Wooton
Fannin	Morrell	Wright
Farrar	Murray	
Faucheux	Pierre	
Total—100		

NAYS

Total—0

ABSENT

Broome	Martiny	Odinet
Kennard	Morrish	
Total—5		

The resolution was adopted.

Ordered to the Senate.

Senate Concurrent Resolutions on Third Reading for Final Consideration

The following Senate Concurrent Resolutions on third reading for final consideration were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 33—

BY SENATOR HINES

A CONCURRENT RESOLUTION

To express the preference of the Louisiana Legislature to fully fund the Louisiana Senior Prescription Program in the governor's office of elderly affairs.

Read by title.

On motion of Rep. Walker, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 26—

BY SENATORS MICHOT AND SMITH

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and make recommendations to replace the term "visitation" when referring to the time a parent spends with their child in Louisiana laws.

Read by title.

On motion of Rep. Alexander, the resolution was concurred in.

Suspension of the Rules

On motion of Rep. LaBruzzo, 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 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. 73—

BY REPRESENTATIVE PITRE

A JOINT RESOLUTION

Proposing to amend Article XIII, Section 2 of the Constitution of Louisiana, relative to constitutional conventions; to provide that the law calling for a constitutional convention may limit the matters to be considered by the constitutional convention; to provide relative to the effectiveness of certain proposals by a constitutional convention; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Rep. Pitre moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

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.	Ritchie
Baylor	Guillory, M.	Robideaux
Beard	Hammett	Romero
Bowler	Hebert	Scalise
Bruce	Honey	Schneider
Bruneau	Hopkins	Smiley
Burns	Hudson	Smith, G.—56th
Burrell	Hutter	Smith, J.D.—50th
Carter, K.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	St. Germain
Crane	Johns	Strain
Crowe	Katz	Thompson
Curtis	Kenney	Toomy
Damico	LaBruzzo	Trahan
Daniel	LaFleur	Triche
Dartez	Lambert	Tucker
DeWitt	Lancaster	Waddell
Dorsey	Marchand	Walker
Dove	Martiny	Walsworth
Downs	McDonald	White
Durand	McVea	Winston
Erdey	Montgomery	Wooton
Fannin	Morrish	Wright
Faucheux	Murray	
Total—92		

NAYS

Carter, R.	Farrar	Hunter
Doerge	Hill	Smith, J.R.—30th
Total—6		

ABSENT

Broome	Morrell	Townsend
Heaton	Richmond	
Kennard	Shepherd	
Total—7		

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

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 189—
 BY REPRESENTATIVES WINSTON, KATZ, LABRUZZO, WADDELL AND BRUCE AND SENATOR BAJOLE
 AN ACT

To enact R.S. 45:844.12(4)(i) and (j), relative to telephone solicitation; to exempt calls from optometrists, dentists, and chiropractic physicians to their patients from definition of solicitation; to exempt calls from veterinarians to their clients from definition of solicitation; and to provide for related matters.

Read by title.

Rep. Winston moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Flavin	Pierre
Total—100	NAYS
Total—0	ABSENT

Broome	Guillory, M.	Morrish
Downs	Kennard	
Total—5		

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. 198—
 BY REPRESENTATIVE BRUNEAU
 AN ACT

To amend and reenact R.S. 47:1206 and to repeal Chapter 14 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, comprised of R.S. 47:1201 through 1212, relative to the gift tax; to phase in a reduction and repeal of the gift tax; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Engrossed House Bill No. 198 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 19, change "June 30, 2004" to "June 30, 2005"

AMENDMENT NO. 2

On page 2, at the end of line 9, change "July 1, 2004" to "July 1, 2005"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Flavin	Pinac
Alario	Frith	Pitre
Alexander	Futrell	Powell, M.
Ansardi	Gallot	Powell, T.
Arnold	Geymann	Quezaire
Badon	Glover	Richmond
Baldone	Gray	Ritchie
Baudoin	Guillory, E.	Robideaux
Baylor	Guillory, M.	Romero
Beard	Hammett	Scalise
Bowler	Heaton	Schneider

Page 22 HOUSE

20th Day's Proceedings - April 29, 2004

Bruce	Hebert	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
Crane	Jefferson	St. Germain
Crowe	Johns	Strain
Curtis	Katz	Thompson
Damico	Kenney	Toomy
Daniel	LaBruzzo	Townsend
Dartez	Lambert	Trahan
DeWitt	Lancaster	Triche
Doerge	Marchand	Tucker
Dorsey	Martiny	Waddell
Dove	McDonald	Walker
Downs	McVea	Walsworth
Durand	Montgomery	White
Erdey	Morrell	Winston
Fannin	Murray	Wooton
Farrar	Odinet	Wright
Faucheux	Pierre	

NAYS

Total—0

ABSENT

Broome	Jackson	Morrish
Cazayoux	Kennard	
Hill	LaFleur	

Total—7

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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.

HOUSE BILL NO. 261—

BY REPRESENTATIVES FUTRELL, ARNOLD, BRUNEAU, GALLOT, JEFFERSON, LANCASTER, MONTGOMERY, MURRAY, PITRE, AND SMILEY

A JOINT RESOLUTION

Proposing to amend Article X, Sections 10(A)(2) and 48(A)(2) of the Constitution of Louisiana, relative to the eligibility for preference points for veterans for civil service and state police service; to provide eligibility for veterans who served for a certain period of continuous service on active duty after a certain date and have served honorably in the armed forces of the United States; to provide for eligibility for preference points in the state police service for service during wars declared by congress; to provide that certain war periods and armed conflicts for eligibility for preference points for veterans for state police service shall be as provided by law; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Rep. Futrell moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pinac
Alario	Futrell	Pitre
Alexander	Gallot	Powell, M.
Arnold	Geymann	Powell, T.
Badon	Glover	Quezaire
Baldone	Gray	Richmond
Baudoin	Guillory, E.	Ritchie
Baylor	Guillory, M.	Robideaux
Beard	Hammett	Romero
Bowler	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	Katz	Toomy
Daniel	Kenney	Townsend
Dartez	LaFleur	Trahan
DeWitt	Lambert	Triche
Dorsey	Lancaster	Tucker
Dove	Marchand	Waddell
Downs	McDonald	Walker
Durand	Montgomery	Walsworth
Erdey	Morrell	White
Fannin	Morrish	Winston
Farrar	Murray	Wooton
Faucheux	Odinet	Wright
Flavin	Pierre	

Total—98

NAYS

Total—0

ABSENT

Ansardi	Kennard	McVea
Broome	LaBruzzo	
Doerge	Martiny	

Total—7

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

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 273—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 32:63(B), relative to speed limits; to establish a minimum speed limit on certain portions of interstate highways; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Schneider to Engrossed House Bill No. 273 by Representative Schneider

AMENDMENT NO. 1

On page 1, line 13, change "fifty" to "fifty-five"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Schneider to Engrossed House Bill No. 273 by Representative Schneider

AMENDMENT NO. 1

On page 1, at the end of line 15, insert the following:

"Additionally, any place along an interstate highway where the maximum posted speed is less than sixty miles per hour, the minimum speed shall be fifteen miles per hour less than the maximum posted speed."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Odinet
Alario	Geymann	Pierre
Alexander	Glover	Pinac
Arnold	Gray	Pitre
Badon	Guillory, E.	Powell, T.
Baldone	Guillory, M.	Quezaire
Baylor	Hammett	Richmond
Beard	Heaton	Ritchie
Bruce	Hebert	Romero
Bruneau	Hill	Scalise
Burns	Honey	Schneider
Carter, R.	Hopkins	Shepherd
Cazayoux	Hudson	Smith, G.—56th
Crane	Hunter	Smith, J.D.—50th
Crowe	Hutter	Smith, J.H.—8th
Curtis	Jackson	Smith, J.R.—30th
Damico	Jefferson	St. Germain
Daniel	Johns	Strain
DeWitt	Katz	Thompson
Doerge	Kenney	Townsend
Dorsey	LaBruzzo	Trahan
Dove	LaFleur	Triche
Downs	Lambert	Tucker
Durand	Lancaster	Waddell
Erdey	Marchand	Walker
Fannin	McDonald	Walsworth
Farrar	McVea	White
Faucheux	Montgomery	Winston
Frith	Morrell	Wooton
Futrell	Murray	Wright
Total—90		

NAYS

Baudoin	Dartez	Smiley
Bowler	Morrish	Toomy
Burrell	Powell, M.	
Carter, K.	Robideaux	
Total—10		

ABSENT

Ansardi	Flavin	Martiny
Broome	Kennard	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 277—

BY REPRESENTATIVE ALARIO

AN ACT

To amend and reenact R.S. 39:100.1(C), relative to the Sports Facility Assistance Fund; to provide for the use of monies in the fund; to provide for monies in the fund to be appropriated to the FORE Kids Foundation, Inc.; to provide for an effective date; 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:

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	Robideaux
Bowler	Heaton	Romero
Bruce	Hebert	Scalise
Bruneau	Hill	Schneider
Burns	Honey	Shepherd
Burrell	Hopkins	Smiley
Carter, K.	Hudson	Smith, G.—56th
Carter, R.	Hunter	Smith, J.D.—50th
Cazayoux	Hutter	Smith, J.H.—8th
Crane	Jefferson	St. Germain
Crowe	Johns	Strain
Curtis	Katz	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

Page 24 HOUSE

20th Day's Proceedings - April 29, 2004

Durand	McVea	White
Erdey	Montgomery	Winston
Fannin	Morrell	Wooton
Farrar	Morrish	Wright
Faucheux	Murray	
Total—101		

NAYS

Total—0

ABSENT

Broome	Kennard
Jackson	Smith, J.R.—30th
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 291—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To enact Part V-A of Chapter 1 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:201, relative to time standards; to facilitate trade and shipping by eliminating the change between daylight savings and standard times; 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	Frith	Scalise
Arnold	Geymann	Schneider
Badon	Heaton	Smith, G.—56th
Baldone	Hutter	Smith, J.D.—50th
Bruce	Johns	Smith, J.R.—30th
Bruneau	Lancaster	Strain
Durand	Pinac	Trahan
Faucheux	Powell, T.	Triche
Flavin	Ritchie	Wright
Total—27		

NAYS

Alario	Farrar	Morrish
Alexander	Futrell	Odinet
Ansardi	Gallot	Pierre
Baudoin	Glover	Pitre
Baylor	Guillory, E.	Powell, M.
Beard	Hammett	Quezaire
Bowler	Hebert	Richmond
Burns	Hill	Robideaux
Burrell	Honey	Romero
Carter, K.	Hopkins	Shepherd
Carter, R.	Hudson	Smiley
Cazayoux	Hunter	Smith, J.H.—8th
Crane	Jackson	St. Germain
Crowe	Jefferson	Thompson
Curtis	Katz	Toomy
Damico	Kenney	Townsend
Daniel	LaBruzzo	Tucker

Dartez	LaFleur	Waddell
DeWitt	Lambert	Walker
Doerge	Marchand	Walsworth
Dorsey	Martiny	White
Dove	McDonald	Winston
Downs	McVea	Wooton
Erdey	Montgomery	
Fannin	Morrell	
Total—73		

ABSENT

Broome	Guillory, M.	Murray
Gray	Kennard	
Total—5		

The Chair declared the above bill failed to pass.

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

Suspension of the Rules

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

HOUSE BILL NO. 744—

BY REPRESENTATIVES LANCASTER, BROOME, HAMMETT, AND
SALTER

AN ACT

To enact R.S. 44:22, relative to public records; to exempt certain records in the custody of the Department of Economic Development pertaining to negotiations relative to economic development activities from the laws relative to public records until negotiations are concluded; to provide for certain determinations by the secretary of the Department of Economic Development; to provide for notice; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lancaster to Engrossed House Bill No. 744 by Representative Lancaster

AMENDMENT NO. 1

On page 1, line 15, after "requests" delete "in writing"

AMENDMENT NO. 2

On page 1, at the beginning of line 16, after "such confidentiality" and before "and the" insert the following:

"in writing detailing the reasons such person requests confidentiality and asserting that the negotiation is conditioned in whole or in part on the maintenance of such confidentiality."

AMENDMENT NO. 3

On page 1, line 18, after "negotiation." and before "The secretary" insert the following:

"Each determination by the secretary shall include his reasons for such determination."

AMENDMENT NO. 4

On page 2, line 2, after "confidentiality," and before "Records" insert "Such notice shall include the date of the secretary's determination."

AMENDMENT NO. 5

On page 2, delete line 4 and insert the following:

"information that he determines would identify or lead to the identification of the person with whom the department is negotiating and such"

AMENDMENT NO. 6

On page 2, at the beginning of line 8, after "B." delete the remainder of the line and insert "No information made confidential pursuant to"

AMENDMENT NO. 7

On page 2, line 9, after "Section" and before "remain" insert "shall"

AMENDMENT NO. 8

On page 2, line 10, after "confidentiality" and before "the negotiation" delete "unless" and insert a semicolon ";" and "however, if"

AMENDMENT NO. 9

On page 2, line 13, after "Section" delete the period "." and insert a comma "," and the following:

"such information shall remain confidential while the negotiation remains active, not to exceed an additional twelve months. Under no circumstances shall information made confidential pursuant to this Section remain confidential for more than twenty-four months from the date of the initial determination of the secretary."

AMENDMENT NO. 10

On page 2, between lines 13 and 14, insert the following:

"C. For the purposes of this Section, "active negotiation" or "negotiation remains active" shall mean a negotiation which has commenced when the Department of Economic Development provides a response to a request for information or other similar document from a person who is requesting assistance in the retention, expansion, or location of a business in this state and which is not concluded. For the purposes of this Section, a negotiation is no longer active or is concluded when the Department of Economic Development decides to no longer actively pursue the retention, expansion, or location of such business in this state; when the person with whom the department was negotiating decides not to pursue the retention, expansion, or location of such business in this state; or when a proposal affecting the negotiation is submitted to a public body for consideration by the public body in a public meeting, whichever occurs earlier."

AMENDMENT NO. 11

On page 2, at the beginning of line 14, change "C." to "D."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bruneau to Engrossed House Bill No. 744 by Representative Lancaster

AMENDMENT NO. 1

On page 1, line 12, after "records" delete "in the custody of" and insert "furnished to"

AMENDMENT NO. 2

On page 1, line 12 after "Development" delete "pertaining to" and insert "by a person in"

AMENDMENT NO. 3

On page 1, line 13, after "with" and before "for the purpose" delete "a person" and insert "the department"

AMENDMENT NO. 4

In the set of floor amendments proposed by Representative Lancaster and adopted by the House of Representatives on April 29, 2004, delete Amendment No. 5.

AMENDMENT NO. 5

On page 2, line 2, after "confidentiality," delete the remainder of the line and delete lines 3 through 5 and insert the following:

"In addition, the secretary may redact the name, address, and telephone number of the person with whom the department is actively negotiating from records in the custody of the department, if the person has requested such confidentiality pursuant to this Section. Such redacted information shall be confidential until the negotiations are concluded. However,"

Rep. Bruneau moved the adoption of the amendments.

Rep. Lancaster objected.

By a vote of 23 yeas and 77 nays, the amendments were rejected.

Suspension of the Rules

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Flavin	Odinet
Alario	Frith	Pinac
Alexander	Futrell	Pitre
Ansardi	Gallot	Quezaire
Arnold	Geymann	Powell, M.
Badon	Glover	Powell, T.
Baldone	Gray	Quezaire
Baudoin	Guillory, E.	Richmond
Baylor	Guillory, M.	Ritchie
Beard	Hammett	Robideaux
Bowler	Heaton	Romero
Bruce	Hebert	Scalise
		Schneider

Burns	Hill	Shepherd
Burrell	Honey	Smiley
Carter, K.	Hopkins	Smith, G.—56th
Carter, R.	Hudson	Smith, J.D.—50th
Cazayoux	Hunter	Smith, J.H.—8th
Crane	Jackson	Smith, J.R.—30th
Crowe	Jefferson	St. Germain
Curtis	Johns	Strain
Damico	Katz	Thompson
Daniel	Kenney	Toomy
Dartez	LaBruzzo	Townsend
DeWitt	LaFleur	Trahan
Doerge	Lambert	Triche
Dorsey	Lancaster	Tucker
Dove	Marchand	Waddell
Downs	Martiny	Walker
Durand	McDonald	Walsworth
Erdey	McVea	White
Fannin	Montgomery	Winston
Farrar	Morrish	Wooton
Fauchoux	Murray	Wright
Total—99		

NAYS

Bruneau	Hutter	Morrell
Total—3		

ABSENT

Broome	Kennard	Pierre
Total—3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 319—
BY REPRESENTATIVE PINAC
AN ACT

To repeal R.S. 51:1422, relative to franchise agreements; to repeal provisions which do not require certain franchises to honor or accept reciprocal agreements.

Read by title.

Rep. Pinac moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Flavin	Odinet
Alario	Frith	Pierre
Alexander	Futrell	Pinac
Ansardi	Gallot	Pitre
Arnold	Glover	Powell, M.
Badon	Gray	Powell, T.
Baldone	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Richmond
Baylor	Hammitt	Ritchie
Beard	Heaton	Robideaux
Bruce	Hebert	Romero
Bruneau	Hill	Scalise
Burns	Honey	Schneider

Burrell	Hopkins	Shepherd
Carter, K.	Hudson	Smiley
Carter, R.	Hutter	Smith, G.—56th
Cazayoux	Jackson	Smith, J.D.—50th
Crane	Jefferson	Smith, J.H.—8th
Crowe	Johns	Smith, J.R.—30th
Curtis	Katz	St. Germain
Damico	Kenney	Strain
Daniel	LaBruzzo	Thompson
Dartez	LaFleur	Toomy
DeWitt	Lambert	Trahan
Doerge	Lancaster	Triche
Dorsey	Marchand	Tucker
Dove	Martiny	Waddell
Downs	McDonald	Walker
Durand	McVea	Walsworth
Erdey	Montgomery	White
Fannin	Morrell	Winston
Farrar	Morrish	Wooton
Fauchoux	Murray	Wright
Total—99		

NAYS

Total—0

ABSENT

Bowler	Geymann	Kennard
Broome	Hunter	Townsend
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 391—
BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 9:4821(1) and R.S. 13:2575(B)(2)(f), (C), and (F) and to enact R.S. 13:4367, relative to the administrative adjudication of public health, housing, and environmental violations; to provide for applicability of certain provisions to municipalities with a population greater than four hundred fifty thousand; to provide relative to administrative hearings; to provide for waiver of collection or enforcement of liens; to provide for release given to subsequent purchasers; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McDonald on behalf of the Legislative Bureau to Engrossed House Bill No. 391 by Representative Murray

AMENDMENT NO. 1

On page 1, line 18, following "liens" and before "and" delete ","

AMENDMENT NO. 2

On page 10, line 6, following "Paragraph" and before "of" change "(A)(3)" to "(A)(5)"

AMENDMENT NO. 3

On page 10, line 25, following "R.S." and before "4821(1)" insert "9:"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Flavin	Pierre
Alario	Frith	Pinac
Alexander	Futrell	Pitre
Ansardi	Gallot	Powell, M.
Arnold	Glover	Powell, T.
Badon	Gray	Quezaire
Baldone	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Beard	Heaton	Romero
Bowler	Hebert	Scalise
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	McVe	Winston
Erdey	Montgomery	Wooton
Fannin	Morrell	Wright
Farrar	Murray	
Faucheux	Odinot	
Total—100		

NAYS

Total—0

ABSENT

Broome	Kennard	Schneider
Geymann	Morrish	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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.

HOUSE BILL NO. 389—

BY REPRESENTATIVE MURRAY

AN ACT

To amend and reenact R.S. 19:136, 136.1(1), (3), and (4)(d), 136.2(B), 136.3(2) and (3)(a), 136.6 through 136.8, 136.9(B), and 136.11, to enact R.S. 19:136.12, and to repeal R.S. 19:136.1(4)(e) and 136.10, relative to the expropriation of blighted or abandoned property by the city of New Orleans; to provide for the applicability to redemptive periods; to provide relative to the definition of "abandoned property"; to provide for notice to the owner; to provide for substantial rehabilitation and the payment of taxes and liens; to provide for the contents and notice of the petition for expropriation; to provide relative to the answer and opposition to the petition and for the waiver of defenses; to provide for the cancellation of inscriptions; to provide for the sale or transfer of expropriated property to third persons; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

Rep. Murray moved that House Bill No. 389 be designated as a duplicate of Senate Bill No. 358.

Which motion was agreed to.

Rep. Murray moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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	Robideaux
Bowler	Heaton	Romero
Bruce	Hebert	Scalise
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	Katz	Toomy
Daniel	Kenney	Townsend
Dartez	LaBruzzo	Trahan
DeWitt	LaFleur	Triche
Doerge	Lambert	Tucker
Dorsey	Marchand	Waddell
Dove	Martiny	Walker
Downs	McDonald	Walsworth
Durand	McVe	White
Erdey	Montgomery	Winston
Fannin	Morrell	Wooton
Farrar	Murray	Wright

Page 28 HOUSE

20th Day's Proceedings - April 29, 2004

Flavin Odinet
 Total—98
 NAYS
 Total—0
 ABSENT
 Mr. Speaker Kennard Schneider
 Broome Lancaster
 Faucheux Morrish
 Total—7

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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.

HOUSE BILL NO. 466—
 BY REPRESENTATIVE ALARIO
 AN ACT

To amend and reenact R.S. 49:327(B)(1)(d), relative to the investment of state funds; to provide for competitive bidding for time certificate of deposit and share accounts; to provide for an effective date; 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:

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

Fannin Montgomery Wooton
 Farrar Morrell Wright
 Faucheux Murray
 Total—101
 NAYS
 Total—0
 ABSENT
 Broome Morrish
 Kennard White
 Total—4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 467—
 BY REPRESENTATIVES ALARIO AND HEATON
 AN ACT

To amend and reenact R.S. 39:1366(4), relative to the duties of the state treasurer; to authorize the state treasurer to make certain payments; to provide for an effective date; 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:

YEAS

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

Fannin	Morrell	Wooton
Farrar	Morrish	Wright
Faucheux	Murray	
Total—101		

NAYS

Total—0

ABSENT

Broome	Kennard
Glover	White
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 485—
BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact R.S. 33:2621, relative to taxes on motor vehicles; to authorize the governing authority of a municipality or of a district created by it; to exempt motor vehicles owned by persons sixty-five years of age or older from general or special ad valorem taxes levied by the municipality or by a district created by it; and to provide for related matters.

Read by title.

Rep. Bruneau moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Durand	McDonald	Waddell
Erdey	McVea	Walker
Fannin	Montgomery	Walsworth
Farrar	Morrell	Winston
Faucheux	Morrish	Wright
Total—99		

NAYS

Alexander
Total—1

ABSENT

Broome	Kennard	Wooton
Guillory, M.	White	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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.

Suspension of the Rules

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

HOUSE BILL NO. 505—
BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 49:316.1(A)(2)(a) and to enact R.S. 49:316.1(A)(2)(c), relative to payments by treasury approved credit and debit cards; to provide for fees charged on transactions administered by third party processors for the Department of Revenue and the Department of Transportation and Development; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McDonald on behalf of the Legislative Bureau to Engrossed House Bill No. 505 by Representative Hammett

AMENDMENT NO. 1

On page 2, line 6, change "Subparagraph (2)(a) of this Subsection" to "Subparagraph (a) of this Paragraph"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hammett to Engrossed House Bill No. 505 by Representative Hammett

AMENDMENT NO. 1

On page 1, at the beginning of line 5, change "and" to "or"

Page 30 HOUSE

20th Day's Proceedings - April 29, 2004

AMENDMENT NO. 2

On page 2, line 4, after "Revenue" and before "the Department" change "and" to "or"

AMENDMENT NO. 3

On page 2, line 7, after "Revenue" and before "the" change "and" to "or"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pierre
Alario	Futrell	Pinac
Alexander	Gallot	Pitre
Ansardi	Geymann	Powell, M.
Arnold	Glover	Powell, T.
Badon	Gray	Quezaire
Baldone	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Beard	Heaton	Romero
Bowler	Hebert	Scalise
Bruce	Hill	Schneider
Burns	Honey	Shepherd
Burrell	Hopkins	Smiley
Carter, K.	Hudson	Smith, G.—56th
Carter, R.	Hunter	Smith, J.D.—50th
Cazayoux	Hutter	Smith, J.H.—8th
Crane	Jackson	Smith, J.R.—30th
Crowe	Jefferson	St. Germain
Curtis	Johns	Strain
Damico	Katz	Thompson
Daniel	Kenney	Toomy
Dartez	LaBruzzo	Townsend
DeWitt	LaFleur	Trahan
Doerge	Lambert	Triche
Dorsey	Lancaster	Tucker
Dove	Marchand	Waddell
Downs	Martiny	Walker
Durand	McDonald	Walsworth
Erdey	McVea	White
Fannin	Montgomery	Winston
Farrar	Morrell	Wooton
Faucheux	Morrish	Wright
Flavin	Murray	
Total—101		

NAYS

Total—0

ABSENT

Broome	Kennard
Bruneau	Odinet
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 531—

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 9:315.11, relative to the calculation of child support; to provide for the determination of a party's income earning potential; to provide for the imputation of income; and to provide for related matters.

Read by title.

Rep. Johns moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Flavin	Murray
Alario	Frith	Odinet
Alexander	Futrell	Pierre
Ansardi	Gallot	Pinac
Arnold	Geymann	Pitre
Badon	Glover	Powell, M.
Baldone	Gray	Powell, T.
Baudoin	Guillory, E.	Quezaire
Baylor	Guillory, M.	Richmond
Beard	Hammett	Ritchie
Bowler	Heaton	Robideaux
Bruce	Hebert	Romero
Bruneau	Hill	Scalise
Burns	Honey	Schneider
Burrell	Hopkins	Shepherd
Carter, K.	Hudson	Smiley
Carter, R.	Hunter	Smith, G.—56th
Cazayoux	Hutter	Smith, J.D.—50th
Crane	Jackson	Smith, J.H.—8th
Crowe	Jefferson	Smith, J.R.—30th
Curtis	Johns	St. Germain
Damico	Katz	Strain
Daniel	Kenney	Thompson
Dartez	LaBruzzo	Toomy
DeWitt	LaFleur	Townsend
Doerge	Lambert	Trahan
Dorsey	Lancaster	Triche
Dove	Marchand	Tucker
Downs	Martiny	Waddell
Durand	McDonald	Walker
Erdey	McVea	Winston
Fannin	Montgomery	Wooton
Farrar	Morrell	Wright
Faucheux	Morrish	
Total—101		

NAYS

Total—0

ABSENT

Broome	Walsworth
Kennard	White
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 532—

BY REPRESENTATIVES JOHNS, BOWLER, AND WALKER
AN ACT

To amend and reenact R.S. 9:315.16, relative to child support; to provide for the review of the child support guidelines; to provide for the membership of the committee; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Johns to Engrossed House Bill No. 532 by Representative Johns

AMENDMENT NO. 1

On page 2, line 3, change "chairperson" to "chairman"

AMENDMENT NO. 2

On page 2, line 5, change "chairperson" to "chairman"

AMENDMENT NO. 3

On page 2, line 11, change "chairperson" to "chairman"

AMENDMENT NO. 4

On page 2, line 13, change "chairperson" to "chairman"

AMENDMENT NO. 5

On page 2, line 16, change "chairperson" to "chairman"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Pierre
Alario	Gallot	Pinac
Alexander	Geymann	Pitre
Ansardi	Glover	Powell, M.
Arnold	Gray	Powell, T.
Badon	Guillory, E.	Quezaire
Baldone	Guillory, M.	Richmond
Baudoin	Hammett	Ritchie
Baylor	Heaton	Robideaux
Beard	Hebert	Romero
Bowler	Hill	Scalise
Bruce	Honey	Schneider
Bruneau	Hopkins	Shepherd
Burns	Hudson	Smiley
Burrell	Hunter	Smith, G.—56th
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th

Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Crowe	Katz	Thompson
Curtis	Kenney	Toomy
Damico	LaBruzzo	Townsend
Daniel	LaFleur	Trahan
Dartez	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
Flavin	Murray	
Frith	Odinot	

Total—100

NAYS

Total—0

ABSENT

Broome	Faucheux	Strain
DeWitt	Kennard	

Total—5

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 593—

BY REPRESENTATIVES ALARIO AND SALTER AND SENATORS HEITMEIER AND HINES

AN ACT

To amend and reenact R.S. 39:1537(6), relative to the risk management program; to eliminate the requirement for submission of a yearly cost comparison between commercial and self-insurance lines of coverage; to provide for inclusion of certain data comparisons in the annual report; to provide for an effective date; 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:

YEAS

Mr. Speaker	Futrell	Pinac
Alario	Gallot	Pitre
Alexander	Geymann	Powell, M.
Ansardi	Glover	Powell, T.
Arnold	Gray	Quezaire
Badon	Guillory, E.	Richmond
Baldone	Guillory, M.	Ritchie
Baudoin	Hammett	Robideaux
Baylor	Heaton	Romero
Beard	Hebert	Scalise
Bowler	Hill	Schneider
Bruce	Honey	Shepherd
Bruneau	Hopkins	Smiley

Burns	Hudson	Smith, G.—56th
Burrell	Hunter	Smith, J.D.—50th
Carter, K.	Hutter	Smith, J.H.—8th
Carter, R.	Jackson	Smith, J.R.—30th
Cazayoux	Jefferson	St. Germain
Crane	Johns	Strain
Crowe	Katz	Thompson
Damico	Kenney	Toomy
Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Trahan
DeWitt	Lambert	Triche
Doerge	Marchand	Tucker
Dorsey	Martiny	Waddell
Dove	McDonald	Walker
Durand	McVea	Walsworth
Erdey	Montgomery	White
Fannin	Morrell	Winston
Farrar	Morrish	Wooton
Faucheux	Murray	Wright
Flavin	Odinet	
Frith	Pierre	
Total—100		

NAYS

Total—0

ABSENT

Broome	Downs	Lancaster
Curtis	Kennard	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 621—
BY REPRESENTATIVE SHEPHERD
AN ACT

To amend and reenact R.S. 9:315.19, relative to child support awards; to provide a schedule for determining basic child support obligations; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule 8.26(A), Rep. Shepherd gave notice of his intention to call House Bill No. 621 from the calendar for future action.

HOUSE BILL NO. 635—
BY REPRESENTATIVE QUEZAIRE
AN ACT

To amend and reenact R.S.48:461.4(b)(3) and (4) and 461.26(B), relative to outdoor advertising; to provide relative to outdoor advertising along designated state parkways; to provide measurement requirements for placement of off-premise outdoor advertising signs along designated state parkways; to provide that certain signs shall not be placed in a stacked configuration;

to provide relative to the maximum height of certain outdoor advertising signs; and to provide for related matters.

Read by title.

Rep. Quezairé moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Pinac
Alario	Gallot	Pitre
Alexander	Glover	Powell, M.
Ansardi	Gray	Powell, T.
Arnold	Guillory, E.	Quezairé
Badon	Guillory, M.	Richmond
Baldone	Hammett	Ritchie
Baylor	Heaton	Robideaux
Beard	Hebert	Scalise
Bowler	Hill	Schneider
Bruce	Honey	Shepherd
Bruneau	Hopkins	Smiley
Burns	Hudson	Smith, G.—56th
Burrell	Hunter	Smith, J.D.—50th
Carter, K.	Hutter	Smith, J.H.—8th
Cazayoux	Jackson	Smith, J.R.—30th
Crane	Jefferson	St. Germain
Crowe	Kenney	Strain
Curtis	LaBruzzo	Thompson
Damico	LaFleur	Townsend
Daniel	Lambert	Trahan
Dartez	Lancaster	Triche
DeWitt	Marchand	Tucker
Doerge	Martiny	Waddell
Dorsey	McDonald	Walker
Dove	McVea	Walsworth
Durand	Montgomery	White
Erdey	Morrell	Winston
Fannin	Morrish	Wooton
Farrar	Murray	Wright
Faucheux	Odinet	
Frith	Pierre	
Total—94		

NAYS

Baudoin	Romero
Carter, R.	Toomy
Total—4	

ABSENT

Broome	Geymann	Kennard
Downs	Johns	
Flavin	Katz	
Total—7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 696—

BY REPRESENTATIVES ALARIO AND SALTER AND SENATORS HEITMEIER AND HINES

AN ACT

To enact R.S. 39:71(D), relative to budget allotments; to provide for cash advances or seeds to state agencies; 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:

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

NAYS

Total—0

ABSENT

Broome	Guillory, M.	Kennard
Total—3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 697—

BY REPRESENTATIVE DAMICO

AN ACT

To amend and reenact R.S. 30:2412(4.1) and (6.1), 2418(G), (H)(3) and (4), (I), (M)(3) and (4), (N), and (O)(3), relative to waste tires; to provide for fees collected on the sale of tires; to provide for distribution of fees collected; to provide for administration of the waste tire program; to provide for termination of the Waste Tire Management Fund; to provide for the Environmental Trust Fund; and to provide for related matters.

Read by title.

Rep. Thompson moved that the bill be recommitted to the Committee on Appropriations.

As a substitute motion, Rep. Damico moved the bill be returned to the calendar.

Which motion was agreed to.

Suspension of the Rules

On motion of Rep. Damico, 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

April 29, 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. 144
Returned without amendments.

House Concurrent Resolution No. 147
Returned without amendments.

House Concurrent Resolution No. 149
Returned without amendments.

House Concurrent Resolution No. 150
Returned without amendments.

House Concurrent Resolution No. 152
Returned without amendments.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

April 29, 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. 28, 36, 41, 43, 90, 91, and 92

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SENATE BILLS

April 29, 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. 90, 205, 282, and 696

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

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

**Senate Bills and Joint Resolutions
on First Reading**

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

**SENATE BILL NO. 90—
BY SENATOR BOISSIERE**

AN ACT

To enact R.S. 11:3363(G), relative to local retirement; to provide with respect to the Firefighters' Pension and Relief Fund for the city of New Orleans; to authorize the New Orleans Firefighters Association, Local 632 and the Firefighters' Pension and Relief Fund for the city of New Orleans to negotiate a cooperative endeavor agreement with the city of New Orleans pursuant to the Supreme Court of Louisiana decision in "NEW ORLEANS FIREFIGHTERS LOCAL 632 ET AL. versus THE CITY OF NEW ORLEANS ET AL.," bearing number 00-C-1921 c/w number 00-C-2041; to provide for an effective date; and to provide for related matters.

Read by title.

**SENATE BILL NO. 205—
BY SENATOR BOISSIERE**

AN ACT

To amend and reenact R.S. 11:3682(13), (16), and (26), 3683(1), (2), and (3)(a), 3684(D) and (E), 3685(B)(8), and 3689(A) and (C), relative to the Harbor Police Retirement System; to provide with respect to definitions; to correct references to citations; to provide for an effective date; and to provide for related matters.

Read by title.

**SENATE BILL NO. 282—
BY SENATOR DARDENNE**

AN ACT

To amend and reenact Code of Civil Procedure Arts. 1201(C) and 1672(C), relative to service of citation; to provide relative to the manner in which service of citation shall be requested; to require the payment of fees for such service; and to provide for related matters.

Read by title.

**SENATE BILL NO. 696—
BY SENATOR DARDENNE**

AN ACT

To amend and reenact R.S. 11:292, relative to state and statewide public retirement systems; to provide with respect to benefits and contributions paid to any member, former member or retiree, spouse or former spouse; to provide that any retirement allowance, benefit or refund of accumulated contributions paid to any member, former member, retiree, spouse or former spouse shall be subject to garnishment or court-ordered assignment to pay child support; to provide for an effective date; and to provide for related matters.

Read by title.

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

April 29, 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. 83, 85, and 87

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.

**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. 45—

BY REPRESENTATIVE BROOME

A RESOLUTION

To commend the Louisiana City Marshals Association upon its forty-second annual conference.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 153—

BY REPRESENTATIVE GALLOT

A CONCURRENT RESOLUTION

To commend Dr. Neri F. Warner upon her retirement as acting president of Grambling State University, to recognize and record her myriad accomplishments and her remarkable contributions to the university, and to extend to her the best wishes of the Legislature of Louisiana as she embarks upon new challenges and endeavors.

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. 154—

BY REPRESENTATIVE WINSTON

A CONCURRENT RESOLUTION

To direct the Department of Transportation and Development to seek immediate funding to widen and replace the two-lane bridge located along Louisiana Highway 21 which crosses the Tchefuncte River in St. Tammany Parish.

Read by title.

Lies over under the rules.

Reports of Committees

The following reports of committees were received and read:

**Report of the Committee on
Agriculture, Forestry, Aquaculture,
and Rural Development**

April 28, 2004

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on Wednesday, April 28, 2004, I am directed by your Committee on Agriculture, Forestry, Aquaculture, and Rural Development to submit the following report:

Senate Bill No. 42, by Nevers
Reported with amendments. (15-0) (Regular)

Senate Bill No. 161, by B Gautreaux
Reported with amendments. (15-0) (Regular)

FRANCIS THOMPSON
Chairman

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

Report of the Committee on Education

April 29, 2004

To the Speaker and Members of the House of Representatives:

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

House Bill No. 32, by Martiny
Reported favorably. (11-2) (Regular)

House Bill No. 202, by Fauchaux
Reported with amendments with recommendation to recommit the bill to the Committee on Appropriations. (13-0)

House Bill No. 296, by Lambert
Reported with amendments with recommendation to recommit the bill to the Committee on Appropriations. (13-0)

House Bill No. 486, by McDonald
Reported favorably. (13-0) (Regular)

House Bill No. 487, by T. Powell
Reported with amendments. (13-0) (Regular)

House Bill No. 1062, by Salter
Reported favorably. (11-0) (Regular)

CARL CRANE
Chairman

Report of the Committee on Judiciary

April 29, 2004

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 90, by Townsend
Reported with amendments. (8-0-1)

House Bill No. 27, by E. Guillory
Reported favorably. (8-0-1) (Regular)

House Bill No. 66, by Murray
Reported favorably. (7-0-1) (Regular)

House Bill No. 68, by Wooton
Reported favorably. (7-0-1) (Regular)

House Bill No. 77, by Hutter
Reported with amendments. (8-0-1) (Regular)

House Bill No. 102, by Montgomery
Reported favorably. (7-0-1) (Regular)

House Bill No. 153, by Fauchaux
Reported by substitute. (7-0-1) (Regular)

House Bill No. 181, by G. Smith
Reported favorably. (8-0-1) (Regular)

House Bill No. 207, by Hill
Reported with amendments. (8-0-1) (Regular)

House Bill No. 230, by Pierre
Reported with amendments. (7-0-1) (Regular)

House Bill No. 335, by Johns
Reported favorably. (8-0-1) (Regular)

House Bill No. 411, by Toomy
Reported favorably. (7-1-1) (Regular)

House Bill No. 412, by Toomy
Reported favorably. (7-0-1) (Regular)

House Bill No. 445, by Odinet
Reported with amendments. (8-0-1) (Regular)

House Bill No. 508, by M. Powell
Reported favorably. (8-0-1) (Regular)

House Bill No. 971, by Bruce
Reported favorably. (7-0-1) (Regular)

House Bill No. 1431, by Lambert
Reported with amendments. (7-0-1) (Regular)

JOSEPH F. TOOMY
Chairman

Report of the Committee on Labor and Industrial Relations

April 29, 2004

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Labor and Industrial Relations to submit the following report:

House Bill No. 700, by Hunter
Reported with amendments. (6-0) (Regular)

House Bill No. 833, by Hunter
Reported favorably. (6-0) (Regular)

House Bill No. 847, by Hunter
Reported by substitute. (6-0) (Regular)

House Bill No. 1037, by Hunter
Reported with amendments. (8-0) (Regular)

House Bill No. 1356, by Shepherd
Reported with amendments. (7-3) (Regular)

House Bill No. 1438, by Murray
Reported favorably. (10-0) (Regular)

WILLIE HUNTER
Chairman

**Report of the Committee on
Municipal, Parochial and Cultural Affairs**

Thursday, April 29, 2004

To the Speaker and Members of the House of Representatives:

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

House Bill No. 59, by Bruce
Reported favorably. (6-0-1) (Regular)

House Bill No. 174, by Fannin
Reported favorably. (6-0-1) (Regular)

House Bill No. 176, by Kenney
Reported favorably. (6-0-1) (Regular)

House Bill No. 193, by Salter
Reported favorably. (6-0-1) (Regular)

House Bill No. 212, by Bowler
Reported favorably. (8-0-1) (Regular)

House Bill No. 271, by St. Germain
Reported favorably. (7-0-1) (Regular)

House Bill No. 610, by Daniel
Reported favorably. (6-0-1) (Regular)

House Bill No. 756, by Kenney
Reported favorably. (6-0-1) (Regular)

House Bill No. 916, by Cazayoux
Reported with amendments. (7-0-1) (Regular)

House Bill No. 952, by Frith
Reported favorably. (8-1) (Regular)

House Bill No. 962, by E. Guillory
Reported with amendments. (8-0-1) (Regular)

House Bill No. 967, by Flavin
Reported with amendments. (8-0) (Regular)

House Bill No. 968, by Fannin
Reported with amendments. (6-0-1) (Regular)

House Bill No. 974, by Arnold
Reported favorably. (8-0-1) (Regular)

House Bill No. 1096, by Toomy
Reported favorably. (8-0-1) (Regular)

House Bill No. 1134, by Jackson
Reported favorably. (7-3) (Regular)

House Bill No. 1160, by Alario
Reported with amendments. (6-0-1) (Regular)

House Bill No. 1184, by Cazayoux
Reported with amendments. (9-0-1) (Regular)

House Bill No. 1329, by Thompson
Reported favorably. (9-0) (Regular)

House Bill No. 1501, by Alario
Reported favorably. (6-0-1) (Regular)

House Bill No. 1512, by Alario
Reported favorably. (6-0-1) (Regular)

House Bill No. 1642, by Damico
Reported with amendments. (7-0-1) (Regular)

House Concurrent Resolution No. 99, by Hutter
Reported favorably. (8-0-1)

ERNEST BAYLOR, JR.
Chairman

Report of the Committee on Retirement

April 29, 2004

To the Speaker and Members of the House of Representatives:

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

House Bill No. 935, by Schneider
Reported favorably. (6-0) (Regular)

House Bill No. 936, by Schneider
Reported favorably. (6-0) (Regular)

House Bill No. 939, by Murray
Reported without action with recommendation to recommit the bill to the Committee on Appropriations. (5-3)

House Bill No. 949, by Fannin
Reported favorably. (8-0) (Regular)

House Bill No. 983, by Schneider
Reported favorably. (8-0) (Regular)

House Bill No. 984, by Pinac
Reported favorably. (7-0) (Regular)

House Bill No. 1009, by Pinac
Reported favorably. (7-2) (Regular)

House Bill No. 1010, by Schneider
Reported favorably. (7-0) (Regular)

House Bill No. 1188, by Pinac
Reported favorably. (8-0) (Regular)

PETE SCHNEIDER
Chairman

Privileged Report of the Legislative Bureau

April 29, 2004

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. 400
Reported without amendments.

Respectfully submitted,

CHARLES MCDONALD
Chairman

Privileged Report of the Committee on Enrollment

April 29, 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. 108—
BY REPRESENTATIVES FUTRELL, BEARD, DOVE, DOWNS, ERDEY, FANNIN, M. GUILLORY, KATZ, LAMBERT, PITRE, QUEZAIRE, AND SMILEY AND SENATOR DARDENNE

A CONCURRENT RESOLUTION

To express the Legislature of Louisiana's support for Baton Rouge's request for the maximum extension of the deadline by which the nonattainment area must switch to use of reformulated gasoline.

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.

Leave of Absence

Rep. Kennard - 1 day

Rep. Broome - 1/2 day

Adjournment

On motion of Rep. Richmond, at 4:30 P.M., the House agreed to adjourn until Monday, May 3, 2004, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Monday, May 3, 2004.

ALFRED W. SPEER
Clerk of the House

