

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

TWENTY-FOURTH 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, May 6, 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
Broome	Hebert	Scalise
Bruce	Hill	Schneider
Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hudson	Smith, G.—56th
Carter, K.	Hunter	Smith, J.D.—50th
Carter, R.	Hutter	Smith, J.H.—8th
Cazayoux	Jackson	Smith, J.R.—30th
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
Durand	McVea	White
Erdey	Montgomery	Winston
Fannin	Morrell	Wooton
Farrar	Morrish	Wright
Faucheux	Murray	

Total—104

ABSENT

Kennard
 Total—1

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

Suspension of the Rules

On motion of Rep. Salter, the rules were suspended in order to permit Dr. Ken Ward to address the House of Representatives in reference to National Prayer Day.

Prayer

Prayer was offered by Rep. Salter.

Rep. Wright sang "The Lord's Prayer."

Pledge of Allegiance

Rep. Hunter 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. Jack Smith, the reading of the Journal was dispensed with.

On motion of Rep. Downs, and under a suspension of the rules, the Journal of May 4, 2004, was corrected to reflect him as voting yea on final passage of House Bill No. 1356.

On motion of Rep. Crowe, and under a suspension of the rules, the Journal of May 5, 2004, was corrected to reflect him as voting yea on final passage of Senate Bill No. 341.

On motion of Rep. John Smith, and under a suspension of the rules, the Journal of April 27, 2004, was corrected to reflect him as voting nay on final passage of House Bill No. 1244.

On motion of Rep. Jack Smith, the Journal of May 5, 2004, was adopted.

Petitions, Memorials and Communications

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 5, 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. 161
 Returned without amendments.

House Concurrent Resolution No. 162
Returned without amendments.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SENATE BILLS

May 6, 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. 4, 13, 121, 224, 289, 346, 356, 366, 468, 561, 576, 641, 772, 801, and 864

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Wright, 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. 4—
BY SENATOR MCPHERSON
AN ACT

To enact R.S. 38:2225.2, relative to public contracts; to prohibit the state and any state or local entity from using the "design-build" concept unless specifically authorized by law; to prohibit the state and any state or local entity from executing agreements to purchase unimproved property which agreement requires the successful design and construction of a structure prior to transfer of title unless specifically authorized by law; and to provide for related matters.

Read by title.

SENATE BILL NO. 13—
BY SENATOR THEUNISSEN
AN ACT

To enact Chapter 9 of Title 2 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 2:1001 through 1004, relative to wireless communication facilities; to provide for notice of the proposed construction of and for the marking of such facilities; and to provide for related matters.

Read by title.

SENATE BILL NO. 121—
BY SENATORS JONES AND MCPHERSON
AN ACT

To amend and reenact R.S. 18:424(E) and 425(E), relative to compensation of election commissioners; to provide for additional compensation of commissioners; and to provide for related matters.

Read by title.

SENATE BILL NO. 224—
BY SENATORS MALONE AND NEVERS
AN ACT

To enact R.S. 17:3048.1(M), relative to the Louisiana Tuition Opportunity Program; to provide that any TOPS award granted to a student shall be credited against educational expenses in a specific order; to provide that cost of any housing, meal plan, books, dues or other fees shall be credited first prior to the cost of tuition; to provide for exceptions; and to provide for related matters.

Read by title.

SENATE BILL NO. 289—
BY SENATORS BOISSIERE, LENTINI AND ULLO, AND REPRESENTATIVES ANSARDI, DAMICO AND LANCASTER
AN ACT

To amend and reenact R.S. 38:2212(C)(2)(a), relative to public work; to require public entities to transmit addendum to bids for contracts for such work exceeding the contract limit by certain means; and to provide for related matters.

Read by title.

SENATE BILL NO. 346—
BY SENATORS CHAISSON AND AMEDEE
AN ACT

To amend and reenact R.S. 34:2471(A)(1)(d), (3)(d), (6), and (7), 2473(B)(3) and (F)(1) and (2), and 2474(B), and to enact R.S. 34:2471(A)(8), 2472(D), 2476.1, 2476.2, and 2476.3, relative to the Port of South Louisiana; to provide for the membership, powers, duties, and functions of the Port of South Louisiana Commission; to provide relative to contracts for professional services; to provide for the authority to issue bonds and levy taxes; to provide for economic and industrial development functions; and to provide for related matters.

Read by title.

SENATE BILL NO. 356—
BY SENATORS CHEEK AND JACKSON
AN ACT

To amend and reenact R.S. 33:2711.15(A), (C)(1), (C)(2), the introductory paragraph of (C)(3), and (C)(4) and to enact R.S. 33:2711.15(F), relative to local sales and use taxes; to provide for renewal of certain additional sales and use taxes imposed by the city of Shreveport for use by the fire and police departments; and to provide for related matters.

Read by title.

SENATE BILL NO. 366—
BY SENATOR HINES
AN ACT

To amend and reenact R.S. 40:1484.4(C)(4)(a), (b), (c) and (e), and 1484.9(A)(intro para), relative to air-supported structures; to increase and to impose new fines for violations; and to provide for related matters.

Read by title.

SENATE BILL NO. 468—
BY SENATOR FONTENOT

AN ACT

To enact Part II of Chapter 21 of Title 30 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 30:2551 and 2552, relative to environmental quality; to provide for the Brownfields Cleanup Revolving Loan Fund; to provide for purpose; to provide for capitalization; to provide for uses; to provide for authority to make loans, grants, and incur debt; to provide for the administration of the fund; to provide for bonds, notes, or other evidence of indebtedness; and to provide for related matters.

Read by title.

SENATE BILL NO. 561—
BY SENATORS FONTENOT AND MCPHERSON

AN ACT

To amend and reenact R.S. 18:424(E) and 425(E), and to enact R.S. 18:425.2 and 426.1, relative to the authority of parish boards of election supervisors to provide for two commissioners to work half of an election day; to authorize any parish board of election supervisors in the event of a shortage of commissioners to create two equal work shifts for commissioners; to authorize such parish board of election supervisors to select commissioners to serve one or two shifts on an election day; to provide for the compensation of such commissioners; to require the State Board of Election Supervisors to prescribe uniform rules for the selection, scheduling, and procedures for creating two equal shifts for commissioners on election day; to provide for the compensation of such commissioners; and to provide for related matters.

Read by title.

SENATE BILL NO. 576—
BY SENATOR MARIONNEAUX

AN ACT

To enact R.S. 33:2561.1, relative to municipal and parish fire and police civil service; to provide for awarding attorney fees in civil service board appeals by municipal fire and police classified civil service employees regarding disciplinary actions in certain circumstances; and to provide for related matters.

Read by title.

SENATE BILL NO. 641—
BY SENATORS MALONE, NEVERS AND CHEEK

AN ACT

To enact R.S. 17:1682(H) and 1682.2, relative to scholarships for disabled firefighters and their spouses; to provide for definitions; to provide for scholarship requirements; and to provide for related matters.

Read by title.

SENATE BILL NO. 772—
BY SENATORS MALONE AND JACKSON

AN ACT

To enact R.S. 17:85.6, relative to naming an auditorium; to authorize the parish school board in certain parishes to name an auditorium in honor of a former educator and principal; to provide limitations; and to provide for related matters.

Read by title.

SENATE BILL NO. 801—
BY SENATOR ROMERO

AN ACT

To amend and reenact R.S. 47:337.3 and to enact R.S. 33:2737.77, relative to authorizing political subdivision sales and use tax; to authorize such political subdivisions, with voter approval, to renew or continue any such tax; to provide for the purposes for which such tax proceeds may be used; and to provide for related matters.

Read by title.

SENATE BILL NO. 864—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 33:3815.2(E), relative to powers of waterworks districts; to provide relative to a waterworks district of one parish supplying water to or taking water from an adjoining parish; to provide certain terms, procedures, and conditions; 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 RESOLUTION NO. 52—
BY REPRESENTATIVE GALLOT

A RESOLUTION

To express sincere and heartfelt condolences upon the death of Mrs. Frances Kennedy of Grambling.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 163—
BY REPRESENTATIVE MARCHAND

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Vivienne Blair of New Orleans.

Read by title.

On motion of Rep. Marchand, 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 RESOLUTION NO. 51—
BY REPRESENTATIVE ARNOLD

A RESOLUTION

To urge and request the department of finance of the city of New Orleans to study the feasibility of incorporating the fifteenth ward of the parish of Orleans as a municipality within the parish of Orleans.

Read by title.

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

House Bills and Joint Resolutions on Second Reading to be Referred

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

Motion

On motion of Rep. Thompson, the Committee on Commerce was discharged from further consideration of House Bill No. 1528.

HOUSE BILL NO. 1528—
BY REPRESENTATIVE THOMPSON
AN ACT

To enact R.S. 48:393, relative to railroads; to provide relative to minimum clearances for certain railroad trestles; and to provide for related matters.

Read by title.

On motion of Rep. Thompson, the bill was recommitted to the Committee on Transportation, Highways and Public Works.

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. 45—
BY SENATOR SMITH
AN ACT

To enact R.S. 56:409, relative to wildlife and fisheries; to authorize the Saline Lake Game and Fish Preserve Commission, and the Grant Parish Police Jury, under the supervision of the Department of Wildlife and Fisheries, to place triploid grass carp in certain lakes; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 152—
BY SENATOR MARIONNEAUX
AN ACT

To amend and reenact the introductory paragraph of R.S. 32:387.7(A), 387.7(A)(3) and (B), and the introductory paragraph of R.S. 32:387.9, 387.9(3) and (5), and to enact R.S. 32:387.7(A)(5) and 387.9(6), relative to special permits; to provide for the issuance of special sugarcane and agronomic or horticultural permits to operators of vehicles; to provide for the specificity of such permits; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Transportation, Highways and Public Works.

SENATE BILL NO. 157—
BY SENATORS CAIN, IRONS, ADLEY, BAJOEIE, MICHOT, SMITH, KOSTELKA, BOISSIERE AND DARDENNE
AN ACT

To amend and reenact R.S. 22:253(A), relative to funeral policies and burial insurance; to provide for payment of benefits to policy holders; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 196—
BY SENATOR SMITH
AN ACT

To amend and reenact R.S. 32:387(C)(3)(a)(ii), relative to weight and load of vehicles; to provide relative to special permits for vehicles which transport forestry products; to provide certain exceptions; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Transportation, Highways and Public Works.

SENATE BILL NO. 215—
BY SENATOR FIELDS
AN ACT

To enact R.S. 22:652.5 and to repeal R.S. 22:1481 through 1494, relative to personal insurance; to prohibit use of credit information in determining whether to refuse to issue or renew; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 337—
BY SENATOR SMITH
AN ACT

To amend and reenact R.S. 24:513(I)(1)(c)(i)(aa), relative to audit requirements; to provide that monies received from urban or rural development grants shall not be included in the computation of threshold limits for audit requirements; 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. 388—
BY SENATOR MCPHERSON
AN ACT

To enact R.S. 36:4(B)(17) and R.S. 49:210.2, relative to the office of the governor; to create the office of the coordinator of faith-based programs within the office of the governor; to provide for the duties and responsibilities of the coordinator; 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. 471—
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 18:1505.2(A), relative to elections; to provide for the imposition of a penalty on a person who makes a campaign contribution through or in the name of another person; 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. 494—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 56:302(A)(3) and 320(A)(1) and (C)(1), relative to methods of taking saltwater fish; to authorize the use of multi-pronged barbed gigs for taking flounder in salt water; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 655—
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 33:1352(3) and (5), 1353(A)(1), (3), (4) and (B), 1355, 1356, 1357, 1359(A), (B), (D), and (E), and 1360, and to repeal R.S. 33:1352(6) relative to self insurance programs for local housing authorities; relative to administration of self insurance funds; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 693—
BY SENATOR DUPRE

AN ACT

To amend R.S. 18:1280.21 and 18:1280.25, to provide relative to the presidential preference primary; to provide relative to the participation of persons registered as an independent or not otherwise registered in a recognized political party; 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. 701—
BY SENATOR BAJOE

AN ACT

To enact R.S. 46:1441.14, relative to family child care providers; to provide for required participation in orientation sessions; to provide that orientation programs shall be approved by the Department of Social Services or the Department of Education; 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. 749—
BY SENATOR CAIN AND REPRESENTATIVE JOHN SMITH

AN ACT

To amend and reenact R.S. 47:302.5, relative to sales tax proceeds; to provide for the distribution of certain state tax proceeds in Vernon Parish; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 756—
BY SENATOR JONES

AN ACT

To enact R.S. 46:1053(C)(2)(e), relative to the Madison Parish Hospital Service District; to authorize per diem for the members of the board of commissioners; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 757—
BY SENATOR JONES

AN ACT

To enact R.S. 33:2862.1, relative to adjudicated property in the city of Monroe; to provide with respect to the procedure for taking possession of adjudicated property; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 758—
BY SENATOR JONES

AN ACT

To enact R.S. 33:2711.20, relative to municipal sales and use taxes; to authorize the governing authority of the city of Monroe to levy and collect an additional sales and use tax; to provide for voter approval; to provide for a termination date of such authority; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 761—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact Subsection M(1) of Section 2.1 of Act No. 180 of the 1984 Regular Session of the Legislature, as amended by Act 562 of the 2003 Regular Session of the Legislature, relative to the St. Tammany Parish Hospital Service Districts No. 1 and 2; to require the board of commissioners of St. Tammany Parish Hospital Service District No. 2 to appoint an advisory committee; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 770—
BY SENATOR FIELDS

AN ACT

To enact R.S. 17:1519.2(B)(1)(i), relative to University Medical Center in Baton Rouge; to provide for the establishment of such an entity; 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. 789—
BY SENATOR MALONE

AN ACT

To amend and reenact R.S. 30:148.2(A)(2), relative to lease and storage of natural gas, oil, and liquid hydrocarbons in reservoirs and salt dome caverns; to define "reservoir"; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 794—
BY SENATOR MICHOT

AN ACT

To enact R.S. 33:2711(A)(1)(c), relative to tax authorization within municipalities with voter approval; to provide with respect to certain limitations imposed on parishes and parish school boards; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 800—
BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 37:2175.2(C) and to enact R.S. 37:2171.2 relative to contractors; to provide for requirements for issuance of local building permits; to provide for additional requirements for home improvement contractors; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 815—
BY SENATOR SCHEDLER

AN ACT

To enact R.S. 36:259(II) and Chapter 59 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:3651 through 3663, relative to the certification of employee assistance professionals; to provide for definitions; to create the Board of Certified Employee Assistance Professionals; to provide for authority of the board; to provide for professional certification requirements; to provide for operation of the board; to provide for procedures for disciplinary action; to provide for confidentiality of records; to provide for protection for the practice of other professions; to provide for prohibited acts and penalties; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 822—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 32:661(A)(2)(b), relative to toxicology screens on victims of all traffic fatalities; to provide for the use of the most current scientific testing available to determine content of alcohol at the time of death; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Transportation, Highways and Public Works.

SENATE BILL NO. 826—
BY SENATOR JACKSON

AN ACT

To enact R.S. 40:5.12, relative to public health; to provide for the creation of an advisory board to establish a standard school health form; to provide for members of the advisory board; to provide for duties of the advisory board; 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. 840—
BY SENATOR JACKSON

AN ACT

To enact R.S. 40:1300.163(F), relative to hepatitis C education; to encourage educational initiatives regarding veterans; and to provide for related matters.

Read by title.

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

**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. 80—
BY REPRESENTATIVE PIERRE

A CONCURRENT RESOLUTION

To approve the Coastal Wetlands Conservation and Restoration Plan for Fiscal Year 2004-2005, as adopted by the Wetlands Conservation and Restoration Authority.

Read by title.

Reported favorably by the Committee on Natural Resources.

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

HOUSE CONCURRENT RESOLUTION NO. 115—
BY REPRESENTATIVE ODINET

A CONCURRENT RESOLUTION

To urge and request the Department of Natural Resources to provide to the Louisiana Oyster Task Force information which would delineate the projected salinity regimes for a five-year period and a three-year projection of areas that will be restricted to oyster leasing.

Read by title.

Reported favorably by the Committee on Natural Resources.

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

HOUSE CONCURRENT RESOLUTION NO. 146—
 BY REPRESENTATIVE TOWNSEND AND SENATOR SMITH
 A CONCURRENT RESOLUTION

To urge and request the Department of Wildlife and Fisheries to take certain actions to reduce invasive aquatic weeds in Saline Lake.

Read by title.

Reported favorably by the Committee on Natural Resources.

On motion of Rep. Pierre, 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. 69—
 BY REPRESENTATIVE ANSARDI
 AN ACT

To amend and reenact Children's Code Articles 607(A), 666(B), 884(B), and 1016(B), relative to the protection of children; to provide with respect to counsel appointed for a child; to provide for adjudication orders of a child's family in need of services; to provide for the right to counsel when the child is in the custody of the state; 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. 69 by Representative Ansardi

AMENDMENT NO. 1

On page 1, line 2, delete "809(B), and 884(B)" and insert "884(B), and 1016(B)"

AMENDMENT NO. 2

On page 1, line 8, delete "809(B), and 884(B)" and insert "884(B), and 1016(B)"

AMENDMENT NO. 3

On page 2, delete lines 1 through 16

AMENDMENT NO. 4

On page 2, after line 22, insert the following:

"Art. 1016. Right to counsel

* * *

B. The court shall appoint ~~an~~ a qualified independent attorney to represent the child in such proceeding.

* * *

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. 267—
 BY REPRESENTATIVE FAUCHEUX
 AN ACT

To authorize and provide for the exchange of certain state property situated in St. John the Baptist Parish between the Department of Wildlife and Fisheries and the St. John the Baptist 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. 287—
 BY REPRESENTATIVE DOWNS
 AN ACT

To amend and reenact R.S. 42:1119(B)(2)(a)(iii) and to enact R.S. 42:1119(B)(2)(a)(iv), relative to the employment of family members by local school boards; to allow in any parish with a population of twenty-four thousand persons or less certain family members of school board members to be employed as cafeteria or food service employees; 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. 287 by Representative Downs

AMENDMENT NO. 1

On page 2, line 2, after "employee," delete the remainder of the line and delete lines 3 through 5 in their entirety and insert the following:

"For purposes of this Item, "previously been employed" shall mean employed prior to the opening of qualifying for the initial election to the school board of the member whose immediate family member is employed pursuant to this Item."

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.

Page 8 HOUSE

24th Day's Proceedings - May 6, 2004

HOUSE BILL NO. 302— BY REPRESENTATIVE GARY SMITH AN ACT

To amend and reenact R.S. 17:10.4(A) and (D)(2), relative to the distinguished educators program; to establish a deadline for the selection of distinguished educators from among active employees of city, parish, and other local public school boards; to require certain notice to a city, parish, or other local public school board whenever an active employee of the school board is selected; to limit in any year in which selections are made the number of persons serving as distinguished educators who are from any one city, parish, or other local public school board; to provide relative to the applicability of such limitation; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 302 by Representative Gary Smith

AMENDMENT NO. 1

On page 1, line 6, after "year" and before "the number" insert "in which selections are made"

AMENDMENT NO. 2

On page 1, line 8, after "board;" delete the remainder of the line and on line 9, delete "employee who is a former distinguished educator;" and insert "to provide relative to the applicability of such limitation;"

AMENDMENT NO. 3

On page 2, line 12, after "year" and before "percent" delete the comma ",," and delete "no more than five" and insert in lieu thereof "in which selections for distinguished educators are made as provided in Subparagraph (a) of this Paragraph, no more than ten"

AMENDMENT NO. 4

On page 2, at the beginning of line 13, change "serving" to "selected"

AMENDMENT NO. 5

On page 2, at the end of line 15, add the following:

"The limitation established by this Subparagraph shall not apply to persons serving as distinguished educators on the effective date of this Paragraph."

AMENDMENT NO. 6

On page 2, at the beginning of line 19, change "(2)(a)" to "(2)"

AMENDMENT NO. 7

On page 2, delete lines 24 through 29 in their entirety and on page 3, delete lines 1 through 3 in their entirety

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 357— BY REPRESENTATIVE MARTINY AN ACT

To enact R.S. 32:661.1(D), relative to operating a watercraft under the influence of alcohol or controlled dangerous substances; to provide for a definition of "public navigable waterways" for purposes of the implied consent law; 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. 357 by Representative Martiny

AMENDMENT NO. 1

On page 1, after line 16, add the following:

"Section 2. Nothing contained in the provisions of this Act shall be construed to affect the ownership of waterbottoms."

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. 509— BY REPRESENTATIVES WHITE AND KENNARD AN ACT

To enact R.S. 17:58.2(H), 65, and 65.1, relative to the Central community school system; to provide for the school system, including its establishment and boundaries; to provide for the school board and an interim board of control; to provide for board membership, apportionment, qualifications, method of selection, terms of office, filling of vacancies, compensation, expenses, powers, duties, and responsibilities; to provide relative to facilities and property; to provide for the reapportionment of the East Baton Rouge Parish School Board; to provide for effectiveness and for implementation; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 509 by Representative White

AMENDMENT NO. 1

On page 3, line 12, after "along" and before "the" delete "a line four hundred feet north of and parallel to"

AMENDMENT NO. 2

On page 3, line 13, after "64" and before "to" insert "until a point four hundred feet east of Deer Creek Drive; thence proceed in a

northerly direction four hundred feet along a line parallel to Deer Creek Drive; thence proceed in an easterly direction along a line four hundred feet north of and parallel to the northern boundary of Louisiana Highway 64"

AMENDMENT NO. 3

On page 5, line 6, after "E." and before "The" delete "(1)"

AMENDMENT NO. 4

On page 5, line 7, after "L." and before the period "." change "2007" to "2006" and delete the remainder of line 7 and lines 8 through 12 in their entirety

AMENDMENT NO. 5

On page 5, delete lines 26 through 29 in their entirety

AMENDMENT NO. 6

On page 6, delete lines 1 through 5 in their entirety

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 522—

BY REPRESENTATIVE HEBERT

AN ACT

To amend and reenact R.S. 22:170(D), relative to life insurance policies; to revise provisions relative to the payment of benefits; 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. 522 by Representative Hebert

AMENDMENT NO. 1

On page 1, line 9, after "basis." and before "every" insert the following:

"provided that the insurer offers such deferred or installment payment option."

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. 549—

BY REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R.S. 14:98(D)(1) and (3)(a)(introductory paragraph) and (iii) and (E)(1) and (3)(a)(introductory paragraph) and (iii), relative to driving while intoxicated; to

provide with respect to criminal penalties for third, fourth, and subsequent offenses of operating a vehicle while intoxicated; to provide with respect to substance abuse treatment; to provide with respect to probation; to provide with respect to home incarceration; 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. 549 by Representative Baldone

AMENDMENT NO. 1

On page 1, line 2, after "(D)(1) and (3)(a)" delete the comma "," and insert "(introductory paragraph) and (iii)" and after "(E)(1) and (3)(a)" and before the comma "," insert "(introductory paragraph) and (iii)"

AMENDMENT NO. 2

On page 1, line 8, after "(D)(1) and (3)(a)" delete the comma "," and insert "(introductory paragraph) and (iii)" and after "(E)(1) and (3)(a)" and before the comma "," insert "(introductory paragraph) and (iii)"

AMENDMENT NO. 3

On page 2, delete lines 24 and 25 in their entirety and insert in lieu thereof the following:

"In addition to the requirements set forth in Subparagraph (b) of this Paragraph, the offender shall be placed in a home"

AMENDMENT NO. 4

On page 3, between lines 12 and 13, insert the following:

"(iii) Home visitation at least once per month by the Department of Public Safety and Corrections for the first six months. After the first six months, the level of supervision will be determined by the department based upon a risk assessment instrument.

* * *

AMENDMENT NO. 5

On page 4, delete lines 19 and 20 in their entirety and insert in lieu thereof the following:

"In addition to the requirements set forth in Subparagraph (b) of this Paragraph, the offender shall be placed in a home"

AMENDMENT NO. 6

On page 5, after line 8, add the following:

"(iii) Home visitation at least once per month by the Department of Public Safety and Corrections for the first six months. After the first six months, the level of supervision will be determined by the department based upon a risk assessment instrument.

* * *

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. 565—
BY REPRESENTATIVE FARRAR (BY REQUEST)
AN ACT

To amend and reenact R.S. 17:87.8(A)(introductory paragraph), relative to procedures for renting or leasing of sixteenth section school lands by local school boards for hunting or trapping purposes; to remove Rapides Parish from the list of parishes excepted from such provisions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 566—
BY REPRESENTATIVE FARRAR (BY REQUEST)
AN ACT

To enact R.S. 41:900, relative to the exchange of unused school land; to authorize the Rapides Parish School Board to exchange unused school land, including but not limited to sixteenth section land; to provide procedures, terms, and conditions, including advertisement, appraisals, and public hearing for such exchange; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 586—
BY REPRESENTATIVE ROMERO
AN ACT

To amend and reenact R.S. 14:32.1(B), relative to vehicular homicide; to increase the maximum criminal penalties for the crime of vehicular homicide; 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. 607—
BY REPRESENTATIVES JACK SMITH AND PIERRE AND SENATORS B. GAUTREAUX AND MALONE
AN ACT

To amend and reenact R.S. 34:851.24(F)(2), relative to motorboats and vessels; to require every person on board certain recreational motorboats or vessels to wear life preservers; 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. 607 by Representative Jack Smith

AMENDMENT NO. 1

On page 1, line 11, after "person" insert "under the age of seventeen who was born after July 1, 1992, and who is"

AMENDMENT NO. 2

On page 1, line 12, after "vessel" delete the remainder of the line and on line 13, delete "1 commercial motorboat or vessel"

AMENDMENT NO. 3

On page 1, at the end of line 14, add the following:

"However, for any person between the ages of thirteen and seventeen, if the person's parent or legal guardian is on board the boat, the parent or legal guardian may allow the person not to wear his required life jacket."

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. 608—
BY REPRESENTATIVES JACK SMITH AND PIERRE
AN ACT

To repeal Chapter 5 of Title 56 of the Louisiana Revised Statutes of 1950, comprised of R.S. 56:1621 through 1623, relative to employees of the Wildlife and Fisheries Commission; to repeal the prohibition on exploitation of natural resources by such employees; 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. 608 by Representative Jack Smith

AMENDMENT NO. 1

On page 1, line 2, after "repeal" and before "R.S. 56:1621" insert "Chapter 5 of Title 56 of the Louisiana Revised Statutes of 1950, comprised of"

AMENDMENT NO. 2

On page 1, line 6, after "Section 1." and before "R.S. 56:1621" insert "Chapter 5 of Title 56 of the Louisiana Revised Statutes of 1950, comprised of"

AMENDMENT NO. 3

On page 1, line 6, after "through 1623" delete "are" and insert a comma "," and insert "is" and change "their" to "its"

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. 665—

BY REPRESENTATIVES WHITE AND KENNARD
A JOINT RESOLUTION

Proposing to amend Article VIII, Section 13(D)(1) of the Constitution of Louisiana, to provide that for certain effects and purposes the Central community school system in East Baton Rouge Parish shall be regarded and treated as a parish and shall have the authority granted parishes, including the purposes of funding and the raising of certain local revenues for the support of elementary and secondary schools; 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 Education.

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

HOUSE BILL NO. 803—

BY REPRESENTATIVE BEARD
AN ACT

To enact Part XIX of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1299.36 through 1299.36.8, and R.S. 37:1285(A)(32), all relative to human cloning; to provide for definitions; to provide for exceptions; to prohibit the expenditure of state funds for the purpose of human cloning; to provide for penalties; 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. 803 by Representative Beard

AMENDMENT NO. 1

On page 4, line 10, after "§1299.36.4." and before "stem" delete "Exceptions; adult" and insert "Adult"

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. 887—

BY REPRESENTATIVE BRUNEAU
A JOINT RESOLUTION

Proposing to amend Article VIII, Sections 5, 6, 7, 8(A) and (B), 12, and 16; to add Article VIII, Section 17; and to repeal Article VIII, Section 7.1 of the Constitution of Louisiana, all to provide with respect to the governance of postsecondary education; to create and provide for the governance, management, and supervision of all public institutions of postsecondary education by the Board of Supervisors for the Louisiana State University System; to create and provide for the governance, management, and supervision of a community college system by the Board of Supervisors for the Louisiana State University System; to provide for the powers, duties, functions, and responsibilities of the Board of Supervisors for the Louisiana State University System; to provide for the establishment of an advisory council for the community college system, for council membership, and for council powers, duties, functions, and responsibilities; to provide for the creation of an advisory council for any public institution of postsecondary education, for advisory council membership, and for advisory council powers, duties, functions, and responsibilities; to abolish the Board of Regents, the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College, the Board of Supervisors of Southern University and Agricultural and Mechanical College, and the Board of Supervisors for the University of Louisiana System; to repeal provisions creating and providing for the Board of Supervisors of Community and Technical Colleges, including provisions relative to board powers, membership, terms of office, the filling of vacancies, and transitional funding; to provide for the transfer to the Board of Supervisors for the Louisiana State University System all powers, duties, functions, and responsibilities of such boards, including the planning, coordination, and management of postsecondary education and the governance and management of the institutions and programs under such boards, and all of the functions, property, obligations, rights, and matters subject to their control; to provide for implementation; to provide for effectiveness; 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 Education.

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

HOUSE BILL NO. 986—

BY REPRESENTATIVE HEBERT
AN ACT

To amend and reenact R.S. 22:250.2(E)(2)(b) and (c), 250.11(E), and 250.15(A) and to enact R.S. 22:250.4(F), relative to standards for health benefits for mothers and newborns; to provide with respect to coverage of a newborn child; 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. 986 by Representative Hebert

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete "R.S. 22:250.15(A)" and insert "R.S. 22:250.2(E)(2)(b) and (c), 250.11(E), and 250.15(A)"

AMENDMENT NO. 2

On page 1, line 6, after "1." delete "R.S. 22:250.15(A) is" and insert "R.S. 22:250.2(E)(2)(b) and (c), 250.11(E), and 250.15(A) are"

AMENDMENT NO. 3

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

"§250.2. Increased portability through limitation on preexisting condition exclusions

* * *

E.

* * *

(2)

* * *

(b) A dependent special enrollment period under this Paragraph shall be a period of not less than thirty days and shall begin on the later of the following:

(i) The date dependent coverage is made available.

(ii) The date of the marriage, birth, or adoption or placement for adoption, as the case may be.

(c) If an individual seeks to enroll a dependent during the first thirty days of such a dependent special enrollment period, the coverage of the dependent shall become effective as follows:

(i) In the case of marriage, not later than the first day of the first month beginning after the date the completed request for enrollment is received.

~~(ii) In the case of a dependent's birth, as of the date of such birth.~~

~~(iii)~~ (ii) In the case of a dependent's adoption or placement for adoption, the date of such adoption or placement for adoption.

* * *"

AMENDMENT NO. 4

On page 1, delete lines 10 through 15 in their entirety and insert the following:

"F. Notwithstanding any other provisions to the contrary, a newborn child upon birth shall be enrolled as a dependent under a group health plan, policy, or certificate of coverage issued by a health insurance issuer, effective as of the date of such birth, under which such newborn child may be enrolled. If applicable, the premium for a newborn child added to a policy, plan, or certificate of coverage may be subject to adjustment for the additional coverage provided. Such coverage shall be effective as of the date of birth of such newborn child and pursuant to applicable provisions of the policy, plan, or certificate, shall be subject to the payment of such additional premium, if any, and receipt of any required enrollment information within the time period required by the health insurance issuer. To the

extent that such newborn child meets, at birth, the eligibility provisions as set forth in state laws, rules, or regulations implementing the State Plan Medical Assistance under Title XIX of the Social Security Act, such additional coverage shall not be cancelled for non-payment of any additional premium due, if any, prior to the health insurance issuer giving the secretary of the Louisiana Department of Health and Hospitals ninety days written notice thereof via United States mail, certified, return receipt requested. If the premium remains unpaid after the notice period, the health insurance issuer may cancel the newborn child's coverage effective as of the birth of the newborn child. The health insurance issuer shall mail a copy of the notice provided to the secretary of the Department of Health and Hospitals to each health care provider that has submitted a claim for services rendered to the newborn child. The health insurance issuer shall mail the copy of the notice no later than three days after mailing the notice to the secretary of the Department of Health and Hospitals."

AMENDMENT NO. 5

On page 1, between lines 16 and 17, insert the following:

"§250.11. Individual health insurance coverage portability and limitation on preexisting condition exclusions; newborn coverage; coordination of benefits

* * *

E. Any individual policyholder or individual subscriber shall be authorized to add a newborn child to his individual policy or subscriber agreement at any time prior to birth or at birth as set forth in R.S. 22:250.15(A), effective upon birth. Coverage for a newborn child added to a policy or subscriber agreement pursuant to this Subsection shall be subject to adjustment for the additional coverage provided.

* * *"

AMENDMENT NO. 6

On page 2, delete lines 2 through 7 in their entirety and insert the following:

"market. Notwithstanding any other provisions to the contrary, a newborn child upon birth shall be enrolled as a dependent under a group health plan, policy, or certificate of coverage issued by a health insurance issuer, effective as of the date of such birth, under which such newborn child may be enrolled. If applicable, the premium for a newborn child added to a policy, plan, or certificate of coverage may be subject to adjustment for the additional coverage provided. Such coverage shall be effective as of the date of birth of such newborn child and pursuant to applicable provisions of the policy, plan, or certificate, shall be subject to the payment of such additional premium, if any, and receipt of any required enrollment information within the time period required by the health insurance issuer. To the extent that such newborn child meets, at birth, the eligibility provisions as set forth in state laws, rules, or regulations implementing the State Plan Medical Assistance under Title XIX of the Social Security Act, such additional coverage shall not be cancelled for non-payment of any additional premium due, if any, prior to the health insurance issuer giving the secretary of the Louisiana Department of Health and Hospitals ninety days written notice thereof via United States mail, certified, return receipt requested. If the premium remains unpaid after the notice period, the health insurance issuer may cancel the newborn child's coverage effective as of the birth of the newborn child. The health insurance issuer shall mail a copy of the notice provided to the secretary of the Department of Health and Hospitals to each health care provider that has submitted a claim for services rendered to the newborn child. The

health insurance issuer shall mail the copy of the notice no later than three days after mailing the notice to the secretary of the Department of Health and Hospitals."

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. 1019—

BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 49:1001(12), (13), (14), and (20)(introductory paragraph) and 1002(I), relative to drug testing; to change references from NIDA to SAMHSA; to require an employer who uses an on-site drug screening test to be licensed as a urine drug screening facility by DHH; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Health and Welfare.

The substitute was read by title as follows:

HOUSE BILL NO. 1701 (Substitute for House Bill No. 1019 by Representative Durand)—

BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 49:1001, 1002(I), and 1005 and to repeal R.S. 49:1006, 1007, and 1008, relative to drug testing; to provide for changes in definitions; to provide for changes in references from the National Institute on Drug Abuse to Substance Abuse and Mental Health Services Administration; to provide for the application of the chapter; to provide for the use of certified laboratories for drug testing of samples collected; to repeal provisions relative to drug testing procedures and standards; and to provide for related matters.

Read by title.

On motion of Rep. Durand, the substitute was adopted and became House Bill No. 1701 by Rep. Durand, on behalf of the Committee on Health and Welfare, as a substitute for House Bill No. 1019 by Rep. Durand.

Under the rules, lies over in the same order of business.

HOUSE BILL NO. 1020—

BY REPRESENTATIVE GALLOT
AN ACT

To enact R.S. 42:1123(18)(c), relative to contractual relationships between hospital service district board or commission members and hospitals; to allow certain physician members of a hospital service district board or commission to lease certain space from a hospital under the jurisdiction of the board or commission; 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. 1020 by Representative Gallot

AMENDMENT NO. 1

On page 1, line 3, after "hospitals;" delete the remainder of the line and delete lines 4 and 5 and insert the following:

"to allow certain physician members of a hospital service district board or commission to lease certain space from a hospital under the jurisdiction of the board or commission; and to provide for related"

AMENDMENT NO. 2

On page 1, delete lines 15 through 18 and insert the following:

"commission, if such hospital service district board or commission is required by law or by local ordinance, rule, or regulation adopted by a municipal or parish governing authority to have one or more physician members on its board or commission, from leasing space for the provision of health care services from a hospital under the jurisdiction of the board or commission for fair market value."

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. 1217—

BY REPRESENTATIVE DURAND
AN ACT

To enact R.S. 40:2006(A)(2)(n) and Part VII-A of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2192 through R.S. 40:2192.4, relative to pediatric day health care facilities; to provide for licensing; 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. 1217 by Representative Durand

AMENDMENT NO. 1

On page 2, line 5, after "facilities," insert "The department shall consult with the following organizations in the development of the rules and regulations:

(1) The Early Steps Program (Part C, IDEA), office of public health, Department of Health and Hospitals.

(2) The Children's Special Health Services Program, office of public health, Department of Health and Hospitals.

(3) The Bureau of Community Supports and Services, Department of Health and Hospitals.

(4) The state interagency coordinating council for Early Steps program.

(5) Hospitals that operate Level III regional neonatal intensive care units.

(6) The Arc of Louisiana.

(7) The Louisiana Chapter, American Academy of Pediatrics.

(8) The Department of Social Services' child care assistance program."

AMENDMENT NO. 2

On page 2, line 16, delete "HIV"

AMENDMENT NO. 3

On page 2, line 17, delete "disease."

AMENDMENT NO. 4

On page 2, line 21, delete "operates" and insert "may operate"

AMENDMENT NO. 5

On page 2, line 22, change "up to" to "not to exceed"

AMENDMENT NO. 6

On page 5, between lines 5 and 6, insert "(10) Compliance with the current version of "Children with Special Needs Standards from Caring for Our Children" as developed by the American Academy of Pediatrics, the American Public Health Association, and the National Resource Center for Health and Safety in Child Care."

AMENDMENT NO. 7

On page 5, line 6, change "(10)" to "(11)"

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. 1402—

BY REPRESENTATIVES WALKER, DURAND, DORSEY, GLOVER, GRAY, KATZ, LABRUZZO, WALSWORTH, AND WINSTON
AN ACT

To enact R.S. 37:1226.2 and to repeal R.S. 37:1226.1, relative to prescription drugs; to provide for prescription drug returns and exchanges; to provide for redispensing; to provide for requirements of donations; to provide for the authority of the board to promulgate rules; to provide for limitations of liability; 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. 1402 by Representative Walker

AMENDMENT NO. 1

On page 2, between lines 21 and 22, insert "(8) No drug dispensed through a charitable pharmacy shall be eligible for reimbursement from the Medicaid Pharmacy Program."

AMENDMENT NO. 2

On page 2, line 25, after "D" insert "(1)"

AMENDMENT NO. 3

On page 2, line 27, after "pharmacy," insert "any pharmacist who originally dispensed the donated prescription drugs."

AMENDMENT NO. 4

On page 3, between lines 2 and 3, insert:

"(2) No pharmaceutical manufacturer shall be liable for any claim or injury arising from the transfer of any prescription drug pursuant to the provisions of this Section, including but not limited to liability for failure to transfer or communicate product or consumer information regarding the transferred drug, as well as the expiration date of the transferred drug."

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. 1514—

BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:1410(I) and to enact R.S. 22:1401.1, relative to rates for commercial lines of property and casualty insurance; to provide for file and use; to provide for the office of property and casualty; to provide for procedures; to provide for rules and regulations; 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. 1514 by Representative K. Carter

AMENDMENT NO. 1

On page 2, line 18, after "entities" and before "with" insert the following:

" , except with regard to workers' compensation and medical malpractice insurance."

AMENDMENT NO. 2

On page 2, after line 23, add the following:

"D. All provisions of this Section shall be applicable when a competitive market in commercial lines insurance exists. The commissioner of insurance shall adopt rules and regulations to determine if there exists a competitive or noncompetitive market. At a minimum those rules shall require reasonable notice and a hearing prior to determining a market to be noncompetitive. If, after a hearing, the commissioner determines the market to be noncompetitive, all commercial rate filings shall follow the provisions of Subsection B of this Section without regard to the exception specified in Subsection C of this Section.

E. No provision of this Section shall prohibit the Department of Insurance from conducting market conduct exams to ensure the rates being charged by insurers are adequate, not excessive, or unfairly discriminatory.

Section 2. The provisions of this Act shall become effective on January 1, 2005."

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. 1516—

BY REPRESENTATIVE BALDONE
AN ACT

To enact R.S. 56:499(D), relative to shrimp nets; to provide for the relative location of stationary shrimp nets; 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. 1555—

BY REPRESENTATIVE WALSWORTH
AN ACT

To authorize and provide for the transfer of certain state property in Ouachita Parish to the governing authority of Ouachita Parish; 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. 1560—

BY REPRESENTATIVE CROWE
AN ACT

To authorize and provide for the transfer of certain state property in St. Tammany Parish to the St. Tammany Parish School Board; 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. 1564—

BY REPRESENTATIVE SALTER
AN ACT

To authorize the transfer and sale of certain immovable improvements owned by the state and located on property in Red River Parish; 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. 1564 by Representative Salter

AMENDMENT NO. 1

On page 1, line 5, change "commissioner of administration" to "Board of Supervisors of Community and Technical Colleges"

AMENDMENT NO. 2

On page 2, line 1, change "commissioner of administration" to "Board of Supervisors of Community and Technical Colleges" and delete the "comma" after Louisiana

AMENDMENT NO. 3

On page 2, line 6, change "commissioner of" to "Board of Supervisors of Community and Technical Colleges" and on line 7, delete "administration"

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. 1573—

BY REPRESENTATIVE BALDONE
AN ACT

To amend and reenact R.S. 56:651, relative to hunting preserves; to authorize the establishment of such preserves in any area of the state; 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. 1621—

BY REPRESENTATIVE ODINET
AN ACT

To enact R.S. 56:123, relative to killing animals; to prohibit killing zoo or circus animals for sport; to provide for violations; 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. 1623—

BY REPRESENTATIVE HOPKINS
AN ACT

To enact R.S. 30:5.2, relative to units for coal seam natural gas, unit operations and unit operators; 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. 1627—

BY REPRESENTATIVE MARCHAND
AN ACT

To enact R.S. 40:1299.25, relative to lead poisoning prevention and control; to provide for the identification of high-risk areas by the Department of Health and Hospitals; 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. 1640—

BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact R.S. 42:1123(22)(a), relative to exceptions from ethics laws for elected officials of certain municipalities to enter into certain transactions; to provide for a mayor or member of a governing authority of certain municipalities to enter into certain transactions; to increase the population size of the municipalities included in the exception; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1671—

BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:1021 and 1028, relative to premium taxes paid by insurers; to provide for tax reductions; to provide for disadvantage business enterprise banks; to provide for regulations by the commissioner of insurance; 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. 1671 by Representative K. Carter

AMENDMENT NO. 1

On page 1, line 2, after "1021" and before "relative" delete ", 1028, and 1068(C)(g)" and insert in lieu thereof "and 1028"

AMENDMENT NO. 2

On page 1, line 7, after "1021" and before "are" delete ", 1028, and 1068(C)(g)" and insert in lieu thereof "and 1028"

AMENDMENT NO. 3

On page 1, line 19, change "ten" to "five"

AMENDMENT NO. 4

On page 2, line 1, after "deposit" and before "in" insert "for one calendar year"

AMENDMENT NO. 5

On page 2, line 3, at the end of the line, after "2005." add the following:

"The reduction may be granted during the succeeding calendar year in which the deposit was made."

AMENDMENT NO. 6

On page 2 line 19, change "ten" to "five"

AMENDMENT NO. 7

On page 2, Line 20, after "deposit" and before "in" insert "for one calendar year"

AMENDMENT NO. 8

On page 2, line 22, at the end of the line, after "2005." add the following:

"The reduction may be granted during the succeeding calendar year in which the deposit was made."

AMENDMENT NO. 9

On page 2, delete line 24 through 28, both inclusive and in their entirety.

AMENDMENT NO. 10

Delete page 3 in its entirety.

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. 1700 (Substitute for House Bill No. 1130 by Representative Daniel)—
BY REPRESENTATIVE DANIEL

AN ACT

To enact R.S. 47:1837.1, relative to the Louisiana Tax Commission; to establish a pilot program for creation of a statewide ad valorem tax assessment database for publication on the Internet; 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. 53—
BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 9:334(A)(4), relative to child custody; to provide relative to the qualifications of mediators in such proceedings; to expand the authorization for judges meeting certain criteria to serve as such mediators to include all judges of the state; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 119—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 37:2504(G), relative to the Louisiana Board of Examiners of Nursing Facility Administrators; to authorize the board to purchase property and office space and to incur debt in such purchase; to provide for an effective date; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 233—

BY SENATORS NEVERS AND DUPLESIS AND REPRESENTATIVE STRAIN

AN ACT

To amend and reenact R.S. 15:574.2(B), relative to parole; to provide with respect to the parole of offenders convicted of certain offenses against a peace officer; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 540—

BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 22:691.2(A), relative to standard fire policy; to provide for coverage for peril of fire; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Karen Carter, 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. 109—

BY REPRESENTATIVE BAUDOIN

AN ACT

To amend and reenact R.S. 32:190(A), relative to motorcycles; to require any person who operates or rides upon a motorcycle, motor-driven cycle, or motorized bicycle to wear a safety helmet; and to provide for related matters.

Read by title.

On motion of Rep. Baudoin, 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.

**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. 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.

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

Ordered to the Senate.

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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Townsend to Engrossed House Concurrent Resolution No. 97 by Representative Townsend

AMENDMENT NO. 1

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

AMENDMENT NO. 2

On page 1, line 3, change "justify" to "review"

AMENDMENT NO. 3

On page 1, line 11, change "required" to "able"

AMENDMENT NO. 4

On page 1, line 12, change "required" to "directed"

AMENDMENT NO. 5

On page 1, line 13, change "provide" to "review"

AMENDMENT NO. 6

On page 1, line 13, at the end of the line delete "the commissioner" and insert in lieu thereof "reassess their ratings based on classification."

AMENDMENT NO. 7

On page 1, delete line 14.

AMENDMENT NO. 8

On page 1, line 16, change "issue a directive to all" to "request"

AMENDMENT NO. 9

On page 1, line 17, change "require them to provide" to "review"

AMENDMENT NO. 10

On page 1, line 19, delete "and to justify"

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

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

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
Broome	Hebert	Scalise
Bruce	Hill	Schneider
Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hudson	Smith, G.—56th
Carter, K.	Hunter	Smith, J.D.—50th
Carter, R.	Hutter	Smith, J.H.—8th
Cazayoux	Jackson	Smith, J.R.—30th
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
Durand	McVea	White
Erdey	Montgomery	Winston
Fannin	Morrell	Wooton
Farrar	Morrish	Wright
Faucheux	Murray	
Total—104		

NAYS

Total—0

ABSENT

Kennard
Total—1

The resolution was adopted.

Ordered to the Senate.

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.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 90—
BY REPRESENTATIVE TOWNSEND

A CONCURRENT RESOLUTION

To urge and request the Louisiana Supreme Court to study and make recommendations for a uniform and streamlined procedure for expungement of criminal records.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 99—
BY REPRESENTATIVE HUTTER

A CONCURRENT RESOLUTION

To urge and request the City Council of New Orleans to review the City Domicile Ordinance of the Code of the City of New Orleans and to consider amending it to permit any qualified resident of the state of Louisiana to be employed at the Louis Armstrong International Airport.

Read by title.

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

Ordered to the Senate.

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. 75—

BY REPRESENTATIVE ANSARDI
AN ACT

To amend and reenact Code of Civil Procedure Article 1920, relative to court costs; to require the nonprevailing party to pay all costs and attorney fees if the suit or defense is frivolous; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Martiny gave notice of his intention to call House Bill No. 75 from the calendar for future action.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Baudoin gave notice of her intention to call House Bill No. 109 from the calendar for future action.

HOUSE BILL NO. 303—

BY REPRESENTATIVES R. CARTER AND MCVEA AND SENATOR NEVERS

AN ACT

To enact R.S. 30:2154(B)(2)(g), relative to solid waste; to provide for the authority of the secretary of the Department of Environmental Quality; to provide for the registration and permitting of certain solid waste facilities in St. Helena Parish; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Engrossed House Bill No. 303 by Representative R. Carter

AMENDMENT NO. 1

On page 1, line 2, after "(g)" insert "and (h)"

AMENDMENT NO. 2

On page 1, line 4, after "Parish;" insert "to provide with respect to the renewal of solid waste facilities in Jefferson Parish;"

AMENDMENT NO. 3

On page 1, after line 21, add the following:

"(h) Notwithstanding any provision of law to the contrary, the secretary shall not renew any permit for solid waste disposal in Jefferson Parish except for permits for those facilities owned by the local governing authorities."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pierre
Alario	Futrell	Pinac
Arnold	Gallot	Pitre
Badon	Geymann	Powell, M.
Baldone	Glover	Powell, T.
Baudoin	Gray	Quezaire
Baylor	Guillory, E.	Richmond
Bear	Guillory, M.	Ritchie
Bowler	Hammett	Robideaux
Broome	Heaton	Romero
Bruce	Hebert	Scalise
Bruneau	Hill	Schneider
Burns	Honey	Shepherd
Burrell	Hudson	Smith, G.—56th
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
Dartez	LaBruzzo	Trahan
DeWitt	LaFleur	Triche
Doerge	Lambert	Tucker
Dorsey	Marchand	Waddell
Dove	Martiny	Walker
Downs	McDonald	Walsworth
Durand	McVea	White
Erdey	Montgomery	Winston
Fannin	Morrell	Wooton
Farrar	Murray	Wright
Faucheux	Odinet	
Total—95		

NAYS

Daniel	Morrish
Lancaster	Smiley
Total—4	

ABSENT

Alexander	Flavin	Kennard
Ansardi	Hopkins	Smith, J.D.—50th
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 613—
BY REPRESENTATIVE HEBERT (BY REQUEST)
AN ACT

To enact R.S. 9:346 through 348, relative to visitation rights; to provide relative to intentional violations of court orders; to provide relative to public interaction with a child; to provide relative to parenting interference; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 622—
BY REPRESENTATIVE HEBERT
AN ACT

To enact R.S. 13:4611(1)(e)(iv) and (f) and Children's Code Article 1509(E)(4) and (F), relative to penalties for contempt of court; to authorize the court to award attorney fees; to provide for the modification of an order; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 623—
BY REPRESENTATIVE JEFFERSON
AN ACT

To enact R.S. 9:3571.1(H)(4) and (M) through (Z), relative to protection from identity theft; to provide for security freezes; to provide for definitions; to provide for the procedures for access after imposition and removal of security freezes; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Jefferson gave notice of her intention to call House Bill No. 623 from the calendar for future action.

HOUSE BILL NO. 694—
BY REPRESENTATIVE ARNOLD
A JOINT RESOLUTION

Proposing to amend Article VII, Section 21(E) of the Constitution of Louisiana, to remove prohibition against extending ad valorem tax exemption for motor vehicles to taxes levied by a municipal governing authority or a district created by such authority; and to provide for related matters.

Read by title.

On motion of Rep. Arnold, the bill was recommitted to the Committee on Civil Law and Procedure.

Suspension of the Rules

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

HOUSE BILL NO. 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.

Rep. Bruneau moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Pitre
Alexander	Frith	Powell, T.
Ansardi	Gallot	Quezaire

Badon	Hebert	Richmond
Baldone	Hill	Ritchie
Baudoin	Hopkins	Robideaux
Baylor	Hudson	Romero
Bowler	Hutter	Shepherd
Broome	Jefferson	Smiley
Bruce	Johns	Smith, J.D.—50th
Bruneau	Katz	Smith, J.H.—8th
Burns	Kenney	Smith, J.R.—30th
Burrell	Lancaster	St. Germain
Carter, R.	Marchand	Strain
Curtis	Martiny	Thompson
Damico	McDonald	Toomy
Daniel	McVea	Triche
Dartez	Montgomery	Tucker
Doerge	Morrell	Waddell
Dorsey	Morrish	Walker
Dove	Murray	Walsworth
Downs	Odinet	Wooton
Durand	Pierre	Wright
Fannin	Pinac	
Total—71		

NAYS

Alario	Futrell	Lambert
Arnold	Geymann	Powell, M.
Beard	Glover	Scalise
Carter, K.	Gray	Schneider
Cazayoux	Guillory, E.	Smith, G.—56th
Crane	Guillory, M.	Townsend
Crowe	Honey	Trahan
DeWitt	Hunter	White
Erdey	Jackson	Winston
Farrar	LaBruzzo	
Flavin	LaFleur	
Total—31		

ABSENT

Hammett	Heaton	Kennard
Total—3		

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. 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 joint motion of Reps. Crowe and Flavin, and under a suspension of the rules, the above roll call was corrected to reflect them as voting nay.

HOUSE BILL NO. 789—
BY REPRESENTATIVE FUTRELL
AN ACT

To amend and reenact R.S. 32:387(J)(introductory paragraph) and (1), relative to special permits; to provide relative to special container permits issued by the Department of Transportation and Development; to provide relative to certain requirements for issuance of such permits; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Futrell to Engrossed House Bill No. 789 by Representative Futrell

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 32:387(J)(introductory paragraph) and (1)," to "R.S. 32:387(J)(1),"

AMENDMENT NO. 2

On page 1, line 7, change "R.S. 32:387(J)(introductory paragraph) and (1) are" to "R.S. 32:387(J)(1) is"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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
Broome	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	Strain
Damico	Kenney	Thompson
Daniel	LaBruzzo	Toomy
Dartez	LaFleur	Townsend
DeWitt	Lambert	Trahan
Doerge	Lancaster	Triche
Dorsey	Marchand	Tucker
Dove	Martiny	Walker
Downs	McDonald	Walsworth
Durand	McVea	White
Erdey	Montgomery	Winston
Fannin	Morrell	Wooton
Farrar	Morrish	Wright
Faucheux	Murray	
Total—101		

NAYS

Total—0

ABSENT

Curtis	Kennard
Guillory, M.	Waddell
Total—4	

The Chair declared the above bill 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. 991—
BY REPRESENTATIVE FUTRELL
AN ACT

To enact R.S 32:414.2(A)(9), relative to commercial driver's licenses; to provide relative to operating records of commercial drivers; to require certain violations and judgments be included on a commercial motor vehicle driver's operating record; to provide relative to the definition of "conviction"; to provide relative to certain notice requirements; 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	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
Broome	Hebert	Scalise
Bruce	Hill	Schneider
Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hudson	Smith, G.—56th
Carter, K.	Hunter	Smith, J.D.—50th
Carter, R.	Hutter	Smith, J.H.—8th
Cazayoux	Jackson	Smith, J.R.—30th
Crane	Jefferson	Strain
Crowe	Johns	Thompson
Curtis	Katz	Toomy
Damico	Kenney	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	Lambert	Tucker
Doerge	Lancaster	Waddell
Dorsey	Marchand	Walker
Dove	Martiny	Walsworth
Downs	McDonald	White
Durand	McVea	Winston
Erdey	Montgomery	Wooton
Fannin	Morrell	Wright
Farrar	Morrish	
Faucheux	Murray	
Total—103		

NAYS

Total—0

ABSENT

Kennard
Total—2
St. Germain

The Chair declared the above bill 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. 1078—
BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 32:365(B) and to enact R.S. 32:41(E) and R.S. 33:4881, relative to traffic violations; to authorize certain municipalities to use traffic control photographic systems for enforcement of certain traffic regulations and to adopt ordinances relative to such use; to provide for penalties for such violations; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Murray to Engrossed House Bill No. 1078 by Representative Murray

AMENDMENT NO. 1

On page 4, line 14, delete "processed by" and on line 15, "officials or" and insert in lieu thereof "approved by a"

AMENDMENT NO. 2

On page 4, line 15, change "officers" to "officer"

AMENDMENT NO. 3

On page 4, line 16, after "to the" insert "registered owner of the vehicle at the"

AMENDMENT NO. 4

On page 4, after line 23, add the following:

"(5) A municipality may contract with a vendor for automated enforcement services, including the processing of citations. However, the municipality shall retain management control and oversight of the vendor, and all citations for violations captured by the automated enforcement system shall be approved by a law enforcement officer of the municipality prior to issuance. Compensation paid to a vendor for automated enforcement services shall be based upon a flat fee agreement for equipment and services provided, and shall not be based upon the number of citations generated or as a percentage of the revenue generated as a result of the use of an automated enforcement system."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tucker to Engrossed House Bill No. 1078 by Representative Murray

AMENDMENT NO. 1

On page 1, line 12, change "33:4881" to "33:4881(A)(1)(a) and those unincorporated areas identified by R.S. 33:4881(A)(1)(b)"

AMENDMENT NO. 2

On page 2, line 15, after "(1)" insert "(a)"

AMENDMENT NO. 3

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

"(b) "Municipality" also means any unincorporated area with a population over twenty thousand persons according to the latest federal decennial census which is sited exclusively within a parish with a population over four hundred thousand according to the latest federal decennial census for the limited purpose of authorizing the use of traffic control photographic systems as authorized by R.S. 32:41(E)."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Engrossed House Bill No. 1078 by Representative Murray

AMENDMENT NO. 1

On page 4, line 10, change "fifty" to "twenty"

AMENDMENT NO. 2

On page 4, line 20, change "one hundred" to "fifty"

On motion of Rep. Alario, 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

Alexander	Dorsey	Murray
Arnold	Dove	Odinet
Badon	Futrell	Pierre
Baudoin	Gray	Richmond
Beard	Guillory, M.	Ritchie
Bruce	Jefferson	St. Germain
Carter, K.	Marchand	Tucker
Crane	Morrell	White
Total—24		

NAYS

Mr. Speaker	Gallot	Powell, T.
Alario	Geymann	Quezaire
Baldone	Glover	Robideaux
Baylor	Guillory, E.	Romero
Bowler	Hammett	Scalise
Broome	Hill	Schneider
Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.—56th

Carter, R.	Hutter	Smith, J.D.—50th
Cazayoux	Jackson	Smith, J.H.—8th
Crowe	Johns	Smith, J.R.—30th
Damico	Kenney	Strain
Daniel	LaBruzzo	Thompson
Dartez	LaFleur	Toomy
DeWitt	Lambert	Townsend
Doerge	Martiny	Trahan
Durand	McDonald	Triche
Erdey	McVea	Waddell
Fannin	Montgomery	Walker
Farrar	Morrish	Walsworth
Faucheux	Pinac	Winston
Flavin	Pitre	Wright
Frith	Powell, M.	
Total—71		

ABSENT

Ansardi	Hebert	Lancaster
Curtis	Hudson	Wooton
Downs	Katz	
Heaton	Kennard	
Total—10		

The Chair declared the above bill failed to pass.

Rep. DeWitt 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.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Murray gave notice of his intention to call House Bill No. 430 from the calendar for future action.

Suspension of the Rules

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

SENATE BILL NO. 726—
BY SENATORS HOLLIS AND HOLDEN
AN ACT

To amend and reenact R.S. 51:2378(A) and the introductory paragraph of (B), 2382(B)(1), (2), (5), (6), and (7), and 2383(C), and to enact R.S. 51:2378(B)(14) and (15), (C)(15) and (16), and 2381(C), and 2383(A)(13), (14), (15), (16), (17), (18), (19), (20), (21), and (22), relative to the Louisiana Economic Development Council; to increase the membership of the council; to provide for reports by the council to the legislature; to appoint certain subcommittees of the council; to increase the cabinet advisory group on economic development; and to provide for related matters.

Read by title.

Rep. Pinac moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Pinac
Alario	Gallot	Pitre
Alexander	Geymann	Powell, M.
Arnold	Glover	Powell, T.
Badon	Gray	Quezairé
Baldone	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Beard	Heaton	Romero
Bowler	Hebert	Scalise
Broome	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	Kenney	Thompson
Curtis	LaFleur	Toomy
Damico	Lambert	Townsend
Daniel	Lancaster	Trahan
Dartez	Marchand	Triche
DeWitt	Martiny	Tucker
Doerge	McDonald	Waddell
Dorsey	McVea	Walker
Dove	Montgomery	Walsworth
Durand	Morrell	White
Erdey	Morrish	Winston
Fannin	Murray	Wright
Flavin	Odinet	
Frith	Pierre	

Total—97

NAYS

Farrar	Faucheux
Total—2	

ABSENT

Ansardi	Katz	LaBruzzo
Downs	Kennard	Wooton
Total—6		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 467—
BY SENATOR FONTENOT

AN ACT

To enact R.S. 30:2025(H), relative to environmental quality; to provide a limitation on the time within which actions, suits, or proceedings for the assessment or enforcement of any civil fine or penalty may be instituted; and to provide for related matters.

Read by title.

Rep. Damico moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Murray
Alario	Frith	Odinet
Alexander	Futrell	Pierre
Ansardi	Gallot	Pinac
Arnold	Geymann	Pitre
Badon	Glover	Powell, M.
Baldone	Gray	Powell, T.
Baudoin	Guillory, E.	Quezairé
Baylor	Guillory, M.	Ritchie
Beard	Hammett	Robideaux
Bowler	Heaton	Romero
Broome	Hebert	Scalise
Bruce	Hill	Schneider
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	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	Morrish	Wright

Total—99

NAYS

Richmond	Shepherd
Total—2	

ABSENT

Downs	Katz
Flavin	Kennard
Total—4	

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 65—

BY SENATORS FIELDS, AMEDEE, BAJOIE, 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.

Rep. Bowler moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Arnold
Total—2

Farrar

ABSENT

Downs	Flavin	Kennard
Erdey	Katz	White
Total—6		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 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.

Rep. Honey 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
Broome	Hebert	Scalise
Bruce	Hill	Schneider
Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hudson	Smith, G.—56th
Carter, K.	Hunter	Smith, J.D.—50th
Carter, R.	Hutter	Smith, J.H.—8th
Cazayoux	Jackson	Smith, J.R.—30th
Crane	Jefferson	St. Germain
Crowe	Johns	Strain
Curtis	Kenney	Thompson
Damico	LaBruzzo	Toomy
Daniel	LaFleur	Townsend
Dartez	Lambert	Trahan
DeWitt	Lancaster	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
Total—102		

NAYS

Total—0

ABSENT

Downs	Katz	Kennard
Total—3		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 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.

Rep. Martiny moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Gallot	Murray
Ansardi	Glover	Odinot
Badon	Gray	Pierre
Baldone	Guillory, E.	Pinac
Baylor	Hammett	Pitre
Bowler	Heaton	Quezaire
Bruce	Hebert	Richmond
Burrell	Honey	Romero
Carter, R.	Hopkins	Shepherd
Cazayoux	Hutter	Smith, G.—56th
Curtis	Jefferson	Smith, J.D.—50th
Damico	LaBruzzo	Smith, J.R.—30th
Daniel	LaFleur	St. Germain
Dartez	Lancaster	Townsend
Dorsey	Marchand	Trahan
Dove	Martiny	Triche
Durand	McDonald	Winston
Farrar	Montgomery	Wooton
Faucheux	Morrell	
Frith	Morrish	
Total—58		

NAYS

Mr. Speaker	Erdey	Scalise
Alexander	Fannin	Schneider
Arnold	Futrell	Smiley
Baudoin	Geymann	Smith, J.H.—8th
Beard	Hill	Strain
Broome	Hunter	Thompson
Bruneau	Kenney	Toomy
Burns	Lambert	Tucker
Carter, K.	McVea	Waddell
Crane	Powell, M.	Walker
Crowe	Powell, T.	Walsworth
DeWitt	Ritchie	Wright
Doerge	Robideaux	
Total—38		

ABSENT

Downs	Hudson	Katz
Flavin	Jackson	Kennard
Guillory, M.	Johns	White
Total—9		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 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.

Rep. Alario moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrish
Alario	Flavin	Murray
Alexander	Frith	Odinot
Ansardi	Futrell	Pierre
Arnold	Gallot	Pinac
Badon	Geymann	Pitre
Baldone	Gray	Powell, M.
Baudoin	Guillory, E.	Powell, T.
Baylor	Guillory, M.	Quezaire
Beard	Hammett	Richmond
Bowler	Heaton	Ritchie
Broome	Hebert	Robideaux
Bruce	Hill	Romero
Bruneau	Honey	Scalise
Burns	Hopkins	Schneider
Burrell	Hudson	Shepherd
Carter, K.	Hunter	Smiley
Carter, R.	Hutter	Smith, G.—56th
Cazayoux	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Crowe	Johns	Strain
Curtis	Kenney	Thompson
Damico	LaBruzzo	Toomy
Daniel	LaFleur	Trahan
DeWitt	Lambert	Triche
Doerge	Lancaster	Tucker
Dorsey	Marchand	Waddell
Dove	Martiny	Walker
Durand	McDonald	Walsworth
Erdey	McVea	White
Fannin	Montgomery	Winston
Farrar	Morrell	Wright
Total—96		

NAYS

Total—0

ABSENT

Dartez	Katz	St. Germain
Downs	Kennard	Townsend
Glover	Smith, J.D.—50th	Wooton
Total—9		

The Chair declared the above bill was finally passed.

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.

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.

Rep. Alario moved the final passage of the bill.

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	Guillory, E.	Ritchie
Baudoin	Hammett	Robideaux
Beard	Heaton	Romero
Bowler	Hebert	Scalise
Broome	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	Kenney	Thompson
Curtis	LaBruzzo	Toomy
Damico	LaFleur	Townsend
Daniel	Lambert	Trahan
Dartez	Lancaster	Triche
DeWitt	Marchand	Tucker
Doerge	Martiny	Waddell
Dorsey	McDonald	Walker
Dove	McVea	Walsworth
Durand	Morrell	White
Erdey	Morrish	Winston
Fannin	Murray	Wright
Farrar	Odinet	
Faucheux	Pierre	
Total—97		

NAYS

Total—0

ABSENT

Baylor	Guillory, M.	Montgomery
Downs	Katz	Wooton
Gray	Kennard	
Total—8		

The Chair declared the above bill was finally passed.

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.

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.

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
Broome	Hebert	Scalise
Bruce	Hill	Schneider
Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hudson	Smith, G.—56th
Carter, K.	Hunter	Smith, J.D.—50th
Carter, R.	Hutter	Smith, J.H.—8th
Cazayoux	Jackson	Smith, J.R.—30th
Crane	Jefferson	St. Germain
Crowe	Johns	Strain
Curtis	Kenney	Thompson
Damico	LaBruzzo	Toomy
Daniel	LaFleur	Townsend
Dartez	Lambert	Trahan
DeWitt	Lancaster	Triche
Doerge	Marchand	Tucker
Dorsey	Martiny	Waddell
Dove	McDonald	Walker
Durand	McVea	Walsworth
Erdey	Montgomery	White
Fannin	Morrell	Winston
Farrar	Morrish	Wright
Faucheux	Murray	
Total—101		

NAYS

Total—0

ABSENT

Downs	Kennard
Katz	Wooton
Total—4	

The Chair declared the above bill was finally passed.

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.

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.

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
Broome	Hebert	Scalise
Bruce	Hill	Schneider
Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hudson	Smith, G.—56th
Carter, K.	Hunter	Smith, J.D.—50th
Carter, R.	Hutter	Smith, J.H.—8th
Cazayoux	Jackson	Smith, J.R.—30th
Crane	Jefferson	St. Germain
Crowe	Johns	Strain
Curtis	Kenney	Thompson
Damico	LaBruzzo	Toomy
Daniel	LaFleur	Townsend
Dartez	Lambert	Trahan
DeWitt	Lancaster	Triche
Doerge	Marchand	Tucker
Dorsey	Martiny	Waddell
Dove	McDonald	Walker
Durand	McVea	Walsworth
Erdey	Montgomery	White
Fannin	Morrell	Winston
Farrar	Morrish	Wright
Faucheux	Murray	
Total—101		

NAYS

Total—0

ABSENT

Downs	Kennard
Katz	Wooton
Total—4	

The Chair declared the above bill was finally passed.

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.

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.

Rep. Alario moved the final passage of the bill.

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
Bowler	Heaton	Romero
Broome	Hebert	Scalise
Bruce	Hill	Schneider
Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hudson	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	Kenney	Strain
Damico	LaBruzzo	Thompson
Daniel	LaFleur	Toomy
Dartez	Lambert	Townsend
DeWitt	Lancaster	Trahan
Doerge	Marchand	Triche
Dorsey	Martiny	Tucker
Dove	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Walsworth
Fannin	Morrell	White
Farrar	Morrish	Winston
Faucheux	Murray	Wooton
Flavin	Odinet	Wright
Total—99		

NAYS

Total—0

ABSENT

Beard	Downs	Katz
Curtis	Hunter	Kennard
Total—6		

The Chair declared the above bill was finally passed.

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.

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.

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

Total—100

NAYS

Total—0

ABSENT

Downs	Guillory, M.	Kennard
Durand	Katz	
Total—5		

The Chair declared the above bill was finally passed.

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.

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.

Rep. Alario moved the final passage of the bill.

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
Broome	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	Morrish	Wright
Faucheux	Murray	
Flavin	Odinet	

Total—103

NAYS

Total—0

ABSENT

Downs	Kennard
Total—2	

The Chair declared the above bill was finally passed.

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.

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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Reengrossed Senate Bill No. 629 by Senator Ullo

AMENDMENT NO. 1

On page 2, after line 6, insert the following:

"Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

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	Flavin	Odinet
Alario	Frith	Pierre
Alexander	Futrell	Pinac
Ansardi	Gallot	Pitre
Arnold	Geymann	Powell, M.
Badon	Glover	Powell, T.
Baldone	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Richmond
Baylor	Hammett	Ritchie
Beard	Heaton	Robideaux
Bowler	Hebert	Romero
Broome	Hill	Scalise
Bruce	Honey	Schneider
Bruneau	Hopkins	Shepherd
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	Morrish	Wright
Faucheux	Murray	

Total—101

NAYS

Total—0

ABSENT

Downs	Kennard
Gray	Smiley

Total—4

The Chair declared the above bill was finally passed.

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.

SENATE BILL NO. 400—

BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 47:9004(B)(1), relative to the Louisiana Lottery Corporation; to provide with respect to the board of directors; to provide for rules of appointment; and to provide for related matters.

Read by title.

Rep. McVea moved the final passage of the bill.

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	Guillory, E.	Quezaire
Baldone	Guillory, M.	Richmond
Baudoin	Hammett	Ritchie
Baylor	Heaton	Robideaux
Beard	Hebert	Romero
Bowler	Hill	Scalise
Broome	Honey	Schneider
Bruce	Hopkins	Shepherd
Bruneau	Hudson	Smiley
Burns	Hunter	Smith, G.—56th
Burrell	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Crowe	Katz	Strain
Curtis	Kenney	Thompson
Damico	LaBruzzo	Toomy

Daniel	LaFleur	Townsend
Dartez	Lambert	Trahan
DeWitt	Lancaster	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	

Total—101

NAYS

Total—0

ABSENT

Carter, K.	Gray
Downs	Kennard

Total—4

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 42—

BY SENATORS NEVERS AND SCHEDLER AND REPRESENTATIVE STRAIN

AN ACT

To enact Part XIV-A of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:557.21, relative to dairy promotion; to require state agencies to assist the Department of Agriculture and Forestry in the development, registration, and licensing of any trademark or label for use in promoting Louisiana dairy products; to authorize the Department of Agriculture and Forestry to sell licenses for such trademarks or labels; to create the Dairy Farmer Support Fund; to provide for the deposit of monies into the fund and for the use of such monies; to require the promulgation of rules and regulations; and to provide for related matters.

Read by title.

Rep. Strain moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Flavin	Pierre
Alario	Futrell	Pinac
Arnold	Gallot	Pitre
Badon	Geymann	Powell, T.
Baldone	Glover	Quezaire
Baudoin	Gray	Richmond
Baylor	Guillory, E.	Ritchie
Broome	Hammett	Scalise
Bruce	Hebert	Shepherd
Burns	Hill	Smiley
Carter, K.	Honey	Smith, G.—56th
Carter, R.	Hopkins	Smith, J.D.—50th
Crowe	Hudson	Smith, J.H.—8th
Curtis	Hunter	Smith, J.R.—30th
Damico	Jackson	St. Germain

Daniel	Jefferson	Strain
Dartez	Johns	Thompson
DeWitt	Kenney	Toomy
Doerge	LaFleur	Townsend
Dorsey	Marchand	Trahan
Dove	McDonald	Triche
Durand	McVea	Waddell
Erdey	Morrell	Walker
Fannin	Morrish	White
Farrar	Murray	Winston
Faucheux	Odinet	

Total—77

NAYS

Alexander	Lambert	Romero
Bowler	Martiny	Walsworth
Bruneau	Powell, M.	Wright
Crane	Robideaux	

Total—11

ABSENT

Ansardi	Guillory, M.	Lancaster
Beard	Heaton	Montgomery
Burrell	Hutter	Schneider
Cazayoux	Katz	Tucker
Downs	Kennard	Wooton
Frith	LaBruzzo	

Total—17

The Chair declared the above bill was finally passed.

Rep. Strain 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. Thompson, 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

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

May 6, 2004

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

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

Senate Concurrent Resolution No. 96

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SENATE BILLS

May 6, 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 No. 432

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Thompson, 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. 432—
BY SENATOR JONES

AN ACT

To amend and reenact R.S. 23:1141(B) and 1143(B)(1), relative to workers' compensation; to provide with respect to attorney fees in workers' compensation matters; and to provide for related matters.

Read by title.

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

May 6, 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. 33, 75, 89, and 94

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

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

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

Message from the Senate

SIGNED SENATE BILLS AND JOINT RESOLUTIONS

May 6, 2004

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

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

Senate Bill Nos. 24, 276, and 500

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

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

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

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. 53—
BY REPRESENTATIVE JOHNS

A RESOLUTION

To commend the efforts of the organizers of the Louisiana Hugh O'Brian Youth Leadership seminars and to recognize May 28, 2004, as Hugh O'Brian Youth Leadership Day in the state of Louisiana.

Read by title.

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

HOUSE RESOLUTION NO. 54—
BY REPRESENTATIVE DORSEY

A RESOLUTION

To express the sincere and heartfelt condolences of the House of Representatives of the Legislature of Louisiana upon the death of Nettie Jean Millican of Baton Rouge.

Read by title.

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

HOUSE RESOLUTION NO. 55—
BY REPRESENTATIVE PINAC

A RESOLUTION

To commend John E. Dailey upon his retirement as principal of Notre Dame High School in Crowley, to recognize and record his myriad accomplishments and his remarkable contributions to Acadia Parish, and extend to him the best wishes of the House of Representatives of the Legislature of Louisiana as he embarks on new challenges and endeavors.

Read by title.

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

HOUSE RESOLUTION NO. 56—
BY REPRESENTATIVES SALTER AND BROOME
A RESOLUTION

To express recognition of and affirmation for proclamations by President George W. Bush and Governor Kathleen Babineaux Blanco declaring Thursday May 6, 2004, as a National Day of Prayer.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 164—
BY REPRESENTATIVE BAUDOIN
A CONCURRENT RESOLUTION

To urge and request the Department of Education to study the feasibility of incorporating a unit of study in Acadian history into the eighth grade Louisiana history curriculum and to report findings and recommendations, in writing, to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the beginning of the 2005 Regular Session.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 165—
BY REPRESENTATIVES CROWE AND SCHNEIDER AND SENATORS BOASSO AND SCHEDLER
A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of The Honorable Gary Dragon, Judge of the City Court of Slidell.

Read by title.

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

Ordered to the Senate.

Reports of Committees

The following reports of committees were received and read:

**Report of the Committee on
Administration of Criminal Justice**

May 6, 2004

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Administration of Criminal Justice to submit the following report:

House Bill No. 1579, by J.D. Smith
Reported with amendments. (8-0) (Regular)

House Bill No. 1626, by Shepherd
Reported by substitute. (4-1-1) (Regular)

House Bill No. 1683, by Winston
Reported with amendments. (6-0) (Regular)

DANIEL MARTINY
Chairman

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

May 5, 2004

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on May 5, 2004, I am directed by your Committee on Agriculture, Forestry, Aquaculture, and Rural Development to submit the following report:

House Concurrent Resolution No. 48, by Strain
Reported favorably. (14-0)

House Concurrent Resolution No. 113, by Baldone
Reported favorably. (14-0)

House Concurrent Resolution No. 137, by Odinet
Reported favorably. (15-0)

FRANCIS THOMPSON
Chairman

Report of the Committee on Education

May 6, 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. 16, by Doerge
Reported with amendments with recommendation to recommit the bill to the Committee on Appropriations. (11-0)

House Bill No. 257, by Crane
Reported with amendments. (13-0) (Regular)

House Bill No. 1498, by Crane
Reported with amendments. (12-2) (Regular)

House Bill No. 1503, by Scalise
Reported with amendments with recommendation to recommit the bill to the Committee on Appropriations. (14-0)

CARL CRANE
Chairman

Report of the Committee on Health and Welfare

May 6, 2004

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 101, by Montgomery
Reported with amendments. (13-0)

House Bill No. 1264, by Daniel
Reported favorably. (13-0) (Regular)

Senate Bill No. 193, by Bajoie
Reported favorably. (13-0) (Regular)

Senate Bill No. 690, by Hines
Reported favorably. (10-0) (Regular)

SYDNIE MAE DURAND
Chairman

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

Report of the Committee on House and Governmental Affairs

May 6, 2004

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on House and Governmental Affairs to submit the following report:

House Bill No. 94, by Bruneau
Reported favorably. (7-0) (Regular)

House Bill No. 382, by E. Guillory
Reported with amendments. (7-0) (Regular)

House Bill No. 796, by Toomy (Joint Resolution)
Reported with amendments. (9-0)

House Bill No. 1215, by LaFleur
Reported with amendments. (8-0) (Regular)

House Bill No. 1229, by Murray
Reported with amendments. (7-2) (Regular)

House Bill No. 1436, by Bruneau
Reported with amendments. (7-0) (Regular)

CHARLES D. LANCASTER, JR.
Chairman

Report of the Committee on Insurance

May 6, 2004

To the Speaker and Members of the House of Representatives:

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

House Bill No. 345, by Hebert
Reported with amendments. (10-0) (Regular)

House Bill No. 349, by Hebert
Reported with amendments. (11-0) (Regular)

House Bill No. 523, by Hebert
Reported with amendments. (11-0) (Regular)

House Bill No. 797, by Tucker
Reported favorably. (10-0) (Regular)

House Bill No. 923, by Hebert
Reported by substitute. (10-0) (Regular)

House Bill No. 1053, by Hebert
Reported with amendments. (10-0) (Regular)

KAREN CARTER
Chair

Report of the Committee on Labor and Industrial Relations

May 5, 2004

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on May 5, 2004, I am directed by your Committee on Labor and Industrial Relations to submit the following report:

House Bill No. 191, by Faucheux
Reported with amendments. (8-0) (Regular)

House Bill No. 821, by Hunter
Reported with amendments. (7-0) (Regular)

WILLIE HUNTER
Chairman

Report of the Committee on Retirement

May 6, 2004

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on May 5, 2004, I am directed by your Committee on Retirement to submit the following report:

House Bill No. 1084, by Pinac
Reported with amendments. (7-0) (Regular)

House Bill No. 1271, by DeWitt
Reported with amendments. (8-0) (Regular)

PETE SCHNEIDER
Chairman

Privileged Report of the Legislative Bureau

May 6, 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. 679
Reported with amendments.

Respectfully submitted,

CHARLES MCDONALD
Chairman

Suspension of the Rules

On motion of Rep. Ansardi, the rules were suspended to permit the Committee on Civil Law and Procedure to meet on Monday, May 10, 2004, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 658

Leave of Absence

Rep. Kennard - 1 day

Adjournment

On motion of Rep. Kenney, at 4:10 P.M., the House agreed to adjourn until Monday, May 10, 2004, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Monday, May 10, 2004.

ALFRED W. SPEER
Clerk of the House

