

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

THIRTY-SEVENTH 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

Tuesday, June 1, 2004

The House of Representatives was called to order at 3:00 P.M., by the Honorable Sharon Weston Broome, Speaker Pro Tempore! of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

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

Erdey	Montgomery	White
Fannin	Morrell	Winston
Farrar	Morrish	Wooton
Faucheux	Murray	Wright
Flavin	Odinet	
Frith	Pierre	
Total—100		

ABSENT

Mr. Speaker	Bruce
Ansardi	Heaton
Total—4	

The Speaker announced that there were 100 members present and a quorum.

Prayer

Prayer was offered by Father Alan Truille.

Pledge of Allegiance

Rep. Fannin 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. Jane Smith, the reading of the Journal was dispensed with.

On motion of Rep. Honey, and under a suspension of the rules, the Journal of May 27, 2004, was corrected to reflect him as voting yea on final passage of House Bill No. 1.

On motion of Rep. John Smith, and under a suspension of the rules, the Journal of May 20, 2004, was corrected to reflect him as voting nay on concurrence of the Senate amendments to House Bill No. 1244.

On motion of Rep. Honey, the Journal of May 27, 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 27, 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. 5
Returned without amendments.

House Concurrent Resolution No. 14
Returned without amendments.

House Concurrent Resolution No. 32
Returned without amendments.

House Concurrent Resolution No. 42
Returned with amendments.

House Concurrent Resolution No. 59
Returned without amendments.

House Concurrent Resolution No. 62
Returned without amendments.

House Concurrent Resolution No. 65
Returned without amendments.

House Concurrent Resolution No. 68
Returned without amendments.

House Concurrent Resolution No. 80
Returned without amendments.

House Concurrent Resolution No. 110
Returned with amendments.

House Concurrent Resolution No. 115
Returned without amendments.

House Concurrent Resolution No. 151
Returned with amendments.

House Concurrent Resolution No. 183
Returned without amendments.

House Concurrent Resolution No. 184
Returned without amendments.

House Concurrent Resolution No. 227
Returned without amendments.

House Concurrent Resolution No. 230
Returned without amendments.

House Concurrent Resolution No. 231
Returned without amendments.

House Concurrent Resolution No. 232
Returned without amendments.

House Concurrent Resolution No. 233
Returned without amendments.

House Concurrent Resolution No. 234
Returned without amendments.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

HOUSE BILLS

June 1, 2004

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

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

House Bill No. 303
Returned with amendments.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

May 27, 2004

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

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

Senate Concurrent Resolution Nos. 127, 133, and 134

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

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

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 133—
BY SENATOR HINES
A CONCURRENT RESOLUTION
To proclaim June 3, 2004 as "Louisiana Senior Day".

Read by title.

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

Message from the Senate

SENATE BILLS

May 27, 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. 257, 490, 523, 535, and 764

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Farrar, 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. 257—
BY SENATORS MCPHERSON AND ROMERO
AN ACT

To enact R.S. 9:2716, relative to contracts; to provide relative to the automatic renewal of certain contracts; to provide for the terms for the termination of such contracts; to provide for exceptions; and to provide for related matters.

Read by title.

SENATE BILL NO. 490—
BY SENATOR CRAVINS
AN ACT

To amend and reenact R.S. 15:150(C)(1) and (F)(1) and to enact R.S. 15:150(B)(3), relative to regional defense service centers; to provide that a regional defense service center shall include a regional juvenile defense center; to grant a regional defense service center authority to contract for representation of juveniles in all courts having juvenile jurisdiction; and to provide for related matters.

Read by title.

SENATE BILL NO. 523—
BY SENATOR BAJOIE
AN ACT

To enact R.S. 14:95.2.1, relative to offenses affecting public safety; to provide for the crime of illegally carrying of firearms during a parade or demonstration when used to commit certain crimes; to provide for definitions; to provide for penalties; and to provide for related matters.

Read by title.

SENATE BILL NO. 535—
BY SENATOR IRONS
AN ACT

To amend and reenact R.S. 40:1300.52(D)(1)(a) and 1300.53(A)(1)(a), relative to certain care facilities; to provide relative to criminal history; to provide relative to the conviction of certain crimes; to provide relative to employment of nonlicensed persons in certain care facilities; to prohibit such employment for persons convicted of such crimes; and to provide for related matters.

Read by title.

SENATE BILL NO. 764—
BY SENATOR LENTINI
AN ACT

To amend and reenact R.S. 13:4062, relative to suits against the state; to provide relative to injunctions in such suits; to provide relative to the prohibition of injunctions against the state in suits involving the expenditure of state funds when such expenditures would create a deficit; to require an affidavit to certify the potential deficits and to provide relative to traversal of such affidavit; 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. 82—
BY REPRESENTATIVE MURRAY
A RESOLUTION

To urge and request the Louisiana Gaming Control Board to review the employment and contracting practices of certain gaming licensees regarding minority recruitment and hiring and contracting with minority owned businesses to determine compliance with Louisiana law.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 235—
BY REPRESENTATIVE DORSEY
A CONCURRENT RESOLUTION

To commend Richard Joseph Catalon, Sr. of Lafayette posthumously upon the special presentation in his honor on Creole Culture Day on June 5, 2004, at Vermilionville in Lafayette.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 236—
BY REPRESENTATIVE DORSEY
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Ann Bryan.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 237—
BY REPRESENTATIVE DOWNS
A CONCURRENT RESOLUTION

To urge and request the office of motor vehicles and the Board of Elementary and Secondary Education to include in driver education courses rules of the road regarding the need for slower traffic to keep right.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 238—
BY REPRESENTATIVE DORSEY
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Hardee Moseley Schmidt.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 239—

BY REPRESENTATIVE DORSEY
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Donna Bennett Johnston.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 240—

BY REPRESENTATIVES LAMBERT, QUEZAIRE, AND SMILEY AND SENATOR AMEDEE
A CONCURRENT RESOLUTION

To commend the Dutchtown High School Lady Griffin gymnastics team upon winning the state championship.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 241—

BY REPRESENTATIVE FAUCHEUX
A CONCURRENT RESOLUTION

To memorialize the United States Congress to amend 18 U.S.C. 922(g)(1) to allow a person convicted of a crime punishable by more than one year in prison to possess a firearm for the limited purpose of hunting.

Read by title.

Lies over under the rules.

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. 80—

BY REPRESENTATIVE BURNS
A RESOLUTION

To amend and readopt House Rule 14.33 of the Rules of Order of the House of Representatives, relative to information notes; to provide for information notes concerning certain statistical information and data included in prepared statements filed with legislative committees; and to provide for related matters.

Read by title.

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

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 106—

BY SENATOR LENTINI AND REPRESENTATIVE MARTINY
A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections to extend and expand the pilot program for home incarceration and electronic monitoring that was established by Act No. 1139 of the 2001 Regular Session.

Read by title.

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

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. 17—

BY REPRESENTATIVE ALARIO
A CONCURRENT RESOLUTION

To urge and request members of the legislature and statewide elected officials to voluntarily substitute teach in a public elementary or secondary school of the state.

Read by title.

Reported favorably by the Committee on Education.

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

HOUSE CONCURRENT RESOLUTION NO. 107—

BY REPRESENTATIVES BROOME AND MURRAY
A CONCURRENT RESOLUTION

To request the House Committee on Commerce and the Senate Committee on Commerce, Consumer Protection, and International Affairs to meet and function as a joint committee to study the conditions in the Louisiana housing finance market and address the issues and concerns relative to protecting Louisiana citizens from predatory lending practices.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed House Concurrent Resolution No. 107 by Representative Broome

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "to study" delete "create the Predatory Lending Prevention Task Force" and insert "request the House Committee on Commerce and the Senate Committee on Commerce, Consumer Protection, and International Affairs to meet and function as a joint committee"

AMENDMENT NO. 2

On page 2, delete line 5, and insert "request the House Committee on Commerce and the Senate Committee on Commerce, Consumer Protection, and International Affairs to meet and function as a joint committee to study the conditions in the"

AMENDMENT NO. 3

On page 2, line 8, after "that the" delete the remainder of the line and delete lines 9 through 29 and insert the following:

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

- (1) The Louisiana Bankers Association.
- (2) The Office of the Attorney General.
- (3) The Office of Financial Institutions.
- (4) The Greater New Orleans Fair Housing Action Center.
- (5) The Louisiana Consumer Finance Association.
- (6) The Louisiana Chapter of the American Association of Retired Persons.
- (7) The Louisiana Chapter of the Association for Community Organizations for Reform Now.
- (8) The Southern University College of Business.
- (9) The E.J. Ourso College of Business Administration at Louisiana State University.
- (10) The Community Bankers of Louisiana.
- (11) The Greater Baton Rouge Area Community Economic Development Coalition.
- (12) The Louisiana Land Title Association.
- (13) The Louisiana Mortgage Lenders Association."

AMENDMENT NO. 4

On page 3, line 2, after "assist the" and before "by providing" delete "Predatory Lending Prevention Task Force" and insert "joint committee"

AMENDMENT NO. 5

On page 3, delete lines 5 through 7 in their entirety

AMENDMENT NO. 6

On page 3, line 8, after "RESOLVED that" delete the remainder of the line and delete lines 9 and 10 and insert the following:

"the joint committee shall conduct such research, meetings, and hearings as it deems appropriate and shall compile its findings and recommendations into a final report, including any suggested or recommended legislation, which shall be submitted to the Louisiana Legislature prior to January 1, 2006."

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

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

HOUSE CONCURRENT RESOLUTION NO. 148—

BY REPRESENTATIVES BURRELL, JEFFERSON, AND MARCHAND
A CONCURRENT RESOLUTION

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

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

Senate Concurrent Resolutions Reported by Committee

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

SENATE CONCURRENT RESOLUTION NO. 48—

BY SENATOR JONES

A CONCURRENT RESOLUTION

To express Legislative support for Southern University Agricultural and Mechanical College in the implementation of an aggressive economic development strategy known as Vision 2010 which is designed to transform education, quality of life, and economic development in our state by the creation of 2,010 jobs by the year 2010.

Read by title.

Reported favorably by the Committee on Education.

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

SENATE CONCURRENT RESOLUTION NO. 121—

BY SENATOR FIELDS

A CONCURRENT RESOLUTION

To create the Predatory Lending Prevention Task Force to study the conditions in the Louisiana housing finance market and address the issues and concerns relative to protecting Louisiana citizens from predatory lending practices.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original Senate Concurrent Resolution No. 121 by Senator Fields

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "to study" delete "create the Predatory Lending Prevention Task Force" and insert "request the House Committee on Commerce and the Senate Committee on Commerce, Consumer Protection, and International Affairs to meet and function as a joint committee"

AMENDMENT NO. 2

On page 2, delete line 9, and insert "request the House Committee on Commerce and the Senate Committee on Commerce, Consumer Protection, and International Affairs to meet and function as a joint committee to study the conditions in the"

AMENDMENT NO. 3

On page 2, line 12, after "that the" delete the remainder of the line and delete lines 13 through 30 and on page 3, delete lines 1 through 3 and insert the following:

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

- (1) The Louisiana Bankers Association.
- (2) The Office of the Attorney General.
- (3) The Office of Financial Institutions.
- (4) The Greater New Orleans Fair Housing Action Center.
- (5) The Louisiana Consumer Finance Association.
- (6) The Louisiana Chapter of the American Association of Retired Persons.
- (7) The Louisiana Chapter of the Association for Community Organizations for Reform Now.
- (8) The Southern University College of Business.
- (9) The E.J. Ourso College of Business Administration at Louisiana State University.
- (10) The Community Bankers of Louisiana.
- (11) The Greater Baton Rouge Area Community Economic Development Coalition.
- (12) The Louisiana Land Title Association.
- (13) The Louisiana Mortgage Lenders Association."

AMENDMENT NO. 4

On page 3, line 5, after "assist the" and before "by providing" delete "Predatory Lending Prevention Task Force" and insert "joint committee"

AMENDMENT NO. 5

On page 3, delete lines 8 through 10 in their entirety

AMENDMENT NO. 6

On page 3, line 11, after "RESOLVED that" delete the remainder of the line and delete lines 12 through 14 and insert the following:

"the joint committee shall conduct such research, meetings, and hearings as it deems appropriate and shall compile its findings and recommendations into a final report, including any suggested or recommended legislation, which shall be submitted to the Louisiana Legislature prior to January 1, 2006."

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

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

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. 258—

BY REPRESENTATIVE CRANE AND SENATOR ULLO
AN ACT

To amend and reenact R.S. 17:1951, relative to the special school district; to specify that children with exceptionalities enrolled in state-operated facilities and receiving special education services provided by the special school district shall be enrolled as residents of such facilities; to specify that eligible children enrolled in state-operated mental health facilities and receiving appropriate educational services by the special school district shall be enrolled as residents of such facilities; to authorize the special school district to enter into certain interagency agreements; to provide appropriate services to certain children who are not residents of state-operated facilities and to eligible individuals enrolled as residents in state-operated facilities; 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. 258 by Representative Crane

AMENDMENT NO. 1

On page 1, line 9, after "facilities" and before "and to" delete the semicolon ";" and insert "and to eligible individuals enrolled as residents in state-operated facilities;"

AMENDMENT NO. 2

On page 2, at the beginning of line 14, change "D." to "D(1)."

AMENDMENT NO. 3

On page 2, at the end of line 18, add the following:

"The special school district shall retain full financial responsibility for all education programs administered by the special school district."

(2) The special school district may enter into interagency agreements with other state agencies to provide appropriate educational services to any eligible individual regardless of age who is enrolled in any state-operated facility as a resident of the facility."

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. 836—

BY REPRESENTATIVES GLOVER AND HOPKINS
AN ACT

To amend and reenact R.S. 11:3724(8), as enacted by Act No. 74 of the 1991 Regular Session of the Legislature of Louisiana, relative to the Police Pension and Relief Fund of the City of Shreveport; to provide relative to survivor benefits; to repeal R.S. 11:3724(8) as amended and reenacted by prior Acts of the Legislature of Louisiana; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Original House Bill No. 836 by Representative Glover

AMENDMENT NO. 1

On page 1, delete line 19 in its entirety and insert "or until remarriage, unless such remarriage occurs after age fifty-five, in an amount equal to fifty percent of a beginning"

AMENDMENT NO. 2

On page 2, at the end of line 8 delete "or must have been married" and at the beginning of line 9 delete "to such member for at least five years."

AMENDMENT NO. 3

On page 2, at the beginning of line 10, after "death." insert the following:

"Upon application therefor to the board of trustees, the benefits of a widow whose benefits have now terminated or hereafter terminate because of her remarriage shall be restored to the level at the time such benefits previously terminated upon a showing that the subsequent marriage has terminated, provided that if her subsequent marriage was to a member of the fund she shall have the option of choosing restoration to her original benefit or the benefits to which she would be entitled because of the death of her second husband, but not both. If an applicant whose benefits have been restored, as here provided, again marries, her benefits shall terminate."

AMENDMENT NO. 4

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

"Section 4. Notwithstanding the provisions of Section 3 of this Act, the provisions of this Act shall not take effect until approved by the city of Shreveport by ordinance."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 870—

BY REPRESENTATIVES TUCKER, DOERGE, GALLOT, HEBERT, HILL, KENNARD, MONTGOMERY, JOHN SMITH, ST. GERMAIN, TRAHAN, TRICHE, AND WALSWORTH AND SENATOR BOSSIERE
AN ACT

To amend and reenact R.S. 11:2257(F)(2) and (H), relative to the Firefighters' Retirement System; to provide definitions of terms; to remove the authorization for retired members to participate in the Deferred Retirement Option Plan; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 910—

BY REPRESENTATIVES LANCASTER, BURRELL, DARTEZ, GLOVER, PITRE, ST. GERMAIN, AND TRICHE
AN ACT

To amend and reenact R.S. 24:35.5(A)(introductory paragraph), (2), (4), (51), (54), (55), and (60) and (C) and to enact R.S. 24:35.5(B)(3), to provide for the composition of certain House of Representatives districts; to provide for the composition of House of Representatives Districts Nos. 2, 4, 51, 54, 55, and 60; to provide for the precincts used to compose the districts for the House of Representatives; to provide for effectiveness; 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. 910 by Representative Lancaster

AMENDMENT NO. 1

On page 1, line 2, after "amend and reenact" delete the remainder of the line and delete line 3 and insert the following:

"R.S. 24:35.5(A)(introductory paragraph), (2), (4), (51), (54), (55), and (60) and (C) and to enact R.S. 24:35.5(B)(3), to provide for the composition of certain House of Representatives districts; to provide for the composition of House of Representatives Districts Nos. 2, 4, 51, 54, 55, and 60; to provide for the precincts used to compose the districts"

AMENDMENT NO. 2

On page 1, line 7, after "Section 1." delete the remainder of the line and insert the following:

"R.S. 24:35.5(A)(introductory paragraph), (2), (4), (51), (54), (55), and (60) and (C) are hereby amended and reenacted and R.S. 24:35.5(B)(3) is hereby enacted to read as"

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AMENDMENT NO. 3

On page 1, delete lines 10 through 19 and delete pages 2 through 13 and on page 14, delete lines 1 through 12 and insert the following:

"A. The House of Representatives of the Legislature of Louisiana shall be composed of one hundred five members. Effective with the opening of the qualifying period for the primary election in 2003 for members of the legislature, the state shall be divided into the representative districts provided in this Section effective for all purposes of election of members at the 2003 regular elections. These districts shall be effective for all purposes beginning at 10:00 a.m. on January 12, 2004. One representative shall be elected from each district.

* * *

(2) District No. 2 is composed of Precincts 2-5, 2-6, 2-8, and 2-23 of Bossier Parish and Precincts 6, 7, 15, 17, 29, 31, 37, 39, 40, 41, 44, 45, 46, 54, 64, 67, 71, 98, and 99 6, 7, 15, 17, 28, 29, 30, 31, 37, 39, 40, 41, 44, 46, 54, 64, 67, 71, 98, and 99 of Caddo Parish.

* * *

(4) District No. 4 is composed of Precincts 1, 2, 5, 30, 55, 57, 73, 81, 82, 83, 84, 85, 86, 87, 122, 140, and 141 1, 2, 5, 43, 45, 47, 55, 57, 73, 74, 81, 82, 83, 84, 85, 86, 87, 122, 130, 140, and 141 of Caddo Parish.

* * *

(51) District No. 51 is composed of Precincts 2-3, 3-1, 3-2, 4-1, 4-2, 9-1, and 9-2 2-1, 2-2, 2-3, 3-1, 3-2, 4-1, and 4-2 of Assumption Parish; Precincts 27, 28, 29, 30, 31, 32, 33, 34A, 35, 36, 37, 38, 39, and 40 27, 28, 29, 29A, 30, 30A, 32, 33, 35A, 36, 37, 38, 39, and 40 of St. Mary Parish; and Precincts 1, 2, 3, 4, 5, 6, 7, 53, 54, 64, 65, 66, 67, 68, 70, 72, 73, and 76 1, 2, 3, 4, 5, 6, 7, 53, 54, 64, 65, 66, 67, 68, 70, 72, 73, 76, 81, and 82 of Terrebonne Parish.

* * *

(54) District No. 54 is composed of Precinct 1-GI of Jefferson Parish and Precincts 3-5, 3-6, 4-1, 4-2, 4-3, 4-4, 4-5, 4-6, 6-3, 6-4, 7-1, 7-2, 7-3, 7-4, 8-1, 9-1, 9-2, 10-1, 10-2, 10-3, 10-4, 10-5, 10-6, 10-7, 10-8, 10-9, 10-10, 10-11, 10-12, 10-13, 10-14, 10-15, and 10-16 of Lafourche Parish.

(55) District No. 55 is composed of Precincts 1-1, 1-2, 1-3, 1-4, 2-1, 2-1A, 2-2, 2-3, 2-3A, 2-4, 2-4A, 2-5, 2-6, 2-7, 2-8, 2-9, 2-10, 2-11, 2-12, 2-13, 2-14, 3-1, 3-2, 3-3, 3-4, 3-5, 5-1, 5-1A, 5-1B, 5-2, 6-1, 6-2, 6-3, 6-4, 11-3, and 11-4 of Lafourche Parish.

* * *

(60) District No. 60 is composed of Precinct 53 of Ascension Parish; Precincts 2-1, 2-2, 5-1, 5-2, 5-3, 6-1 & 6-1A, 6-2, 7-1 & 7-1A, 7-2, and 8-1 5-1, 5-2, 5-3, 5-4, 6-1 & 6-1A, 6-2, 7-1 & 7-1A, 7-2, 8-1, 8-2, and 9-1 of Assumption Parish; Precincts 4, 5, 6, 6A, 13, 13A, 13B, 14, 14A, 14B, 15, 15A, 15B, 16, 17, 17A, 18, 19, 19A, 20, 21, 22, 23, 24, 25, 25A, 25B, 26, 26A, 27, 28, 29, 30, 31, and 32 4, 5, 6, 6A, 13, 13A, 13B, 13C, 14, 14A, 14B, 15, 15A, 15B, 16, 17, 17A, 18, 19, 19A, 20, 21, 22, 23, 24, 25, 25A, 25B, 26, 26A, 27, 28, 29, 30, 31, and 32 of Iberville Parish; and Precincts 1-1, 2-1, and 3-2 1-1, 2-1A, 2-1B, and 3-2 of West Baton Rouge Parish.

* * *

B.

* * *

(3) The precincts to which reference is made in this Section for House District Nos. 2, 4, 51, 54, 55, and 60 as amended and reenacted by the provisions contained in the Act which originated as House Bill No. 910 of the 2004 Regular Session of the Legislature are those adopted by the respective parish governing authorities under the provisions of R.S. 18:532 or 532.1 or pursuant to a court order, made effective no later than November 1, 2003, and contained in the precinct database of the Department of Elections and Registration as of November 1, 2003."

AMENDMENT NO. 4

On page 14, between lines 26 and 27, insert the following:

"Section 2.(A) The provisions of this Act shall not affect or reduce the term of office of any member of the House of Representatives elected at the regular election of members of the legislature in 2003 or of any member of the House of Representatives elected pursuant to a special election held prior to the effective date of this Act.

(B) Each member of the House of Representatives in office on the effective date of this Act shall be the member of the House of Representatives for the district having the same designation as the district from which the member was elected and shall complete the term for which he was elected.

(C) Notwithstanding any provision of law to the contrary, any vacancy occurring in House District No. 2, 4, 51, 54, 55, or 60 occurring prior to the next regular election of members of the legislature shall be filled from such district as amended by the provisions of this Act."

AMENDMENT NO. 5

On page 14, line 27, change "Section 2." to "Section 3."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 938— BY REPRESENTATIVE TUCKER AN ACT

To enact R.S. 11:266.1(E), relative to the state retirement systems; to provide relative to investment requirements; to provide for reporting; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1163—

BY REPRESENTATIVE LAFLEUR

AN ACT

To amend and reenact R.S. 40:2404(9) and to enact R.S. 17:416.19, R.S. 40:2402(1)(d), and R.S. 40:2404(11), relative to school resource officers; to provide for the contracting of school resource officers by school systems; to provide for definitions and qualifications; 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. 1296—

BY REPRESENTATIVE GLOVER

AN ACT

To enact R.S. 33:9038.25, relative to cooperative economic development; to authorize the Shreveport city council to create the Convention Center Hotel Taxing District as a special taxing and tax increment financing district in the city of Shreveport; to provide for the boundaries of the district; to provide for the governance of the district; to provide for the authority, powers, duties, and functions of the governing body to levy and collect a sales and use tax and a tax upon hotel occupancy within the district and to engage in tax increment financing; to authorize the district to enter into cooperative endeavor agreements with the state and other political subdivisions in order to achieve its purposes; to authorize the state and other political subdivisions to waive or suspend their collection of sales and use taxes within the district; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 1296 by Representative Glover

AMENDMENT NO. 1

On page 1, line 2, after "development; to" and before "create the" insert "authorize the Shreveport city council to"

AMENDMENT NO. 2

On page 1, line 6, after "levy and collect" and before "a tax upon" and insert "a sales and use tax and"

AMENDMENT NO. 3

On page 1, line 7, after "financing;" and before "and to" insert the following:

"to authorize the district to enter into cooperative endeavor agreements with the state and other political subdivisions in order to achieve its purposes; to authorize the state and other political subdivisions to waive or suspend their collection of sales and use taxes within the district;"

AMENDMENT NO. 4

On page 1, line 15, after "Creation. The" and before "Convention Center" insert "Shreveport city council may adopt an ordinance creating the"

AMENDMENT NO. 5

On page 1, line 16, after "hereinafter" insert "in this Section"

AMENDMENT NO. 6

On page 1, at the end of line 16, insert a period "." and delete line 17 in its entirety and insert in lieu thereof the following:

"Prior to adopting the ordinance creating the district, the city council may call an election on the question of the creation of the district. If an election is called, the district shall be created only after the question of its creation has been submitted to and been approved by a majority of the qualified electors of the city of Shreveport voting on the proposition at an election held for the purpose in accordance with the Louisiana Election Code."

AMENDMENT NO. 7

On page 2, line 1, after "Purpose. The" and before "to provide" delete "district is created" and insert in lieu thereof "purpose of the district is"

AMENDMENT NO. 8

On page 2, line 2, after "development" change "between" to "among"

AMENDMENT NO. 9

On page 2, line 2, after "Shreveport" and before "and the district" insert a comma "," and the following "the Shreveport Convention Center Hotel Authority."

AMENDMENT NO. 10

On page 2, at the beginning of line 3, after "the" and before "of the Convention" delete "renovation, restoration, and development" and insert in lieu thereof "development and construction"

AMENDMENT NO. 11

On page 2, line 6, after "commissioners of" and before "persons" delete "three" and insert in lieu thereof "seven"

AMENDMENT NO. 12

On page 2, line 8, after "(a) The" and before "of the city council" delete "president" and insert in lieu thereof "chairman"

AMENDMENT NO. 13

On page 2, between lines 8 and 9, insert the following:

"(b) The vicechairman of the city council of the city of Shreveport."

AMENDMENT NO. 14

On page 2, at the beginning of line 9, change "(b)" to "(c)"

AMENDMENT NO. 15

On page 2, at the beginning of line 10, change "(c)" to "(d)"

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AMENDMENT NO. 16

On page 2, line 10, after "managing director" and before "of the Convention" delete "of the administration"

AMENDMENT NO. 17

On page 2, between lines 11 and 12, insert the following:

"(e) The president of the Shreveport-Bossier Convention and Tourist Bureau.

(f) The member of the House of Representatives representing House District No. 4 or his designee.

(g) The member of the Senate representing Senate District No. 39 or his designee."

AMENDMENT NO. 18

On page 3, line 26, after "(1)" and before "In order to" insert "(a)"

AMENDMENT NO. 19

On page 3, line 29, after "such tax shall" delete the remainder of line 29 and on page 4, delete lines 1 through 3, both inclusive, in their entirety and insert in lieu thereof the following:

"not exceed four and one-half percent. The avails of such tax shall be used as follows:

(i) Three-fourths of one percent shall be distributed to Bossier City.

(ii) The balance of the avails of the tax collected by the district upon the occupancy of hotel rooms, motel rooms, and overnight camping facilities may be retained and expended for any lawful purpose of the district."

AMENDMENT NO. 20

On page 4, at the beginning of line 4, change "(2)(a)" to "(b)"

AMENDMENT NO. 21

On page 4, at the beginning of line 12, change "(b)" to "(c)"

AMENDMENT NO. 22

On page 4, at the beginning of line 16, change "(c)" to "(d)"

AMENDMENT NO. 23

On page 4, between lines 17 and 18, insert the following:

"(2)(a) In addition to the tax upon the occupancy of hotel rooms, motel rooms, and overnight camping facilities within the district, the district, acting by and through its board of commissioners, is hereby authorized to levy and collect a sales and use tax not in excess of eight and six-tenths percent within the district.

(b) Such sales and use tax shall be levied upon the sale at retail, the use, lease, or rental, the consumption, and the storage for use or consumption of tangible personal property and on sales of services, all as defined in Chapter 2 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, within the district.

(c) The district may enter into cooperative endeavor agreements with the state and other political subdivisions in order to achieve its purposes, and other political subdivisions may waive or suspend their collection of sales and use taxes within the district. Notwithstanding any other provisions of law to the contrary, the state of Louisiana may waive or suspend its collection of the state sales and use tax within the district. Prior to the waiver or suspension of any state sales tax collections within the district, the secretary of the Department of Economic Development shall submit the proposed project to the Joint Legislative Committee on the Budget for approval. In addition, any cooperative endeavor agreement or other agreement providing for the use of funds collected by the district as a result of the state's waiver or suspension of state sales tax collections and dedicated to a project or for the payment of revenue bonds therefor shall be subject to approval by the State Bond Commission prior to execution by the state.

(d) In the event the state waives or suspends its collection of sales and use tax within the district, the avails of the sales and use tax from the sale of services as defined in R.S. 47:301(14)(a) in the district shall be distributed as follows:

(i) Three percent to the African-American Theater of the Performing Arts.

(ii) Three percent for the African-American Multi-Cultural Tourism Commission.

(iii) One and one-third percent for Sci-Port Discovery Center.

(iv) One and one-third percent for Ark-La-Tex Antique and Classic Vehicle/Shreveport Firefighters Museum.

(v) One and one-third percent deposited into a special account in the Shreveport Riverfront and Convention Center and Independence Stadium Fund for the expenditure and exclusive use of the Louisiana State Exhibit Museum in Shreveport. All unexpended and unencumbered monies in this special account at the close of the fiscal year shall remain in the account.

(vi) Three percent for the Multicultural Museum.

(vii) The monies allocated to the entities in Items (iii) and (iv) of this Subparagraph shall be used to pay for admission costs for Caddo Parish school system students who meet the definition of "at-risk children" as defined by the State Board of Elementary and Secondary Education. The monies allocated to the Louisiana State Exhibit Museum in Shreveport shall be deposited in the general operating budget of that entity.

(e) The balance of the funds collected by the district as a result of the state's waiver or suspension of state sales tax collections in the district may be retained and expended for any lawful purpose of the district.

(f) The avails of the sales and use tax collected as a result of cooperative endeavor agreements with the following political subdivisions shall be distributed as follows:

(i) One and one-half percent to the Caddo Parish School Board.

(ii) Thirty-five one hundredths of one percent to the Caddo Parish Law Enforcement District.

(iii) Twenty-five one hundredths of one percent to the city of Shreveport.

(iv) The balance of the funds collected by the district as a result of waiver or suspension of sales tax collections in the district by those

political subdivisions may be retained and expended for any lawful purpose of the district.

(g) Notwithstanding anything contained herein to the contrary, the avails of any sales and use taxes currently levied, or which may be levied in the future, by any political subdivision located wholly or partially in Caddo Parish, other than the Shreveport-Bossier Convention and Tourist Bureau, shall, absent a cooperative endeavor agreement between said political subdivision and the district providing to the contrary, be unaffected by this Section, and the taxes shall continue to be collected and disbursed in the same manner as they are currently being collected and disbursed."

AMENDMENT NO. 24

On page 4, line 18, after "(3) The" and before "so authorized" delete "tax" and insert in lieu thereof "taxes"

AMENDMENT NO. 25

On page 4, line 22, after "hotel occupancy tax" and before "by any" insert "or a sales and use tax"

AMENDMENT NO. 26

On page 4, line 24, after "collect the" and before "authorized" delete "tax" and insert in lieu thereof "taxes"

AMENDMENT NO. 27

On page 4, line 25, after "occupancy" delete the remainder of line 25, and delete line 26, in its entirety and insert in lieu thereof "or any sales taxes within the district."

AMENDMENT NO. 28

On page 5, line 14, after "Term." and before "The district" insert "(1)"

AMENDMENT NO. 29

On page 5, delete lines 15 through 17, in their entirety, and insert in lieu thereof the following:

"earliest of the following dates:

(a) The date all bonds, notes, and other evidences of indebtedness of the district, including refunding bonds, are paid in full as to both principal and interest; or

(b) The date any bonds, notes, and other evidences of indebtedness of the district are refinanced; or

(c) The date of the sale, foreclosure, bankruptcy, or any transfer of ownership of the Convention Center Hotel to a nonpublic entity; or

(d) The date of the levy of additional occupancy taxes or fees by the city of Shreveport on hotel rooms, motel rooms, and overnight camping facilities outside the district.

(2) In no event shall the district have an existence of more than thirty years."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1448—

BY REPRESENTATIVES ODINET AND HUTTER
AN ACT

To enact R.S. 17:85.5 and 85.6, relative to naming certain athletic facilities; to authorize the parish school board in certain parishes to name a baseball stadium and a gymnasium in honor of a former coach and a former teacher, respectively; to provide limitations; 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. 1448 by Representative Odinet

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 17:85.5" and before the comma "," insert "and 85.6"

AMENDMENT NO. 2

On page 1, line 2, after "naming" and before the semicolon ";" change "a stadium;" to "certain athletic facilities;"

AMENDMENT NO. 3

On page 1, line 3, after "stadium" and before "in" insert "and a gymnasium"

AMENDMENT NO. 4

On page 1, line 3, after "coach" and before the semicolon ";" insert "and a former teacher, respectively"

AMENDMENT NO. 5

On page 1, line 6, after "R.S. 17:85.5" and before "hereby" delete "is" and insert "and 85.6 are"

AMENDMENT NO. 6

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

"§85.6. Naming of gymnasium by certain school boards

Notwithstanding R.S. 14:316 or any other law to the contrary, a parish school board in a parish having a population between fifty thousand and ninety thousand persons according to the most recent federal decennial census may name a gymnasium at a school in the parish in honor of a former teacher who meets all of the following criteria:

(1) He began teaching in the parish where the gymnasium is located prior to 1960.

(2) He taught in the parish where the gymnasium is located for more than twenty-five years.

(3) He taught the subjects of social studies and physical education in the parish where the gymnasium is located."

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. 1553—
BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 11:557, relative to the benefits for judges and court officers in the Louisiana State Employees' Retirement System; to provide for participation in the Deferred Retirement Option Plan; to allow for remedial participation in the plan; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1563—
BY REPRESENTATIVE E. GUILLORY
AN ACT

To enact R.S. 11:413(15), relative to the Louisiana State Employees' Retirement System; to provide relative to membership in the Louisiana State Employees' Retirement System for employees of certain political subdivisions; to provide an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Original House Bill No. 1563 by Representative Guillory

AMENDMENT NO. 1

On page 1, line 15, after "subdivision" delete the remainder of the line and at the beginning of line 16 delete "parishwide jurisdiction" and insert in lieu thereof "with a parishwide jurisdiction created, as authorized by state law, by local services agreement and intergovernmental contract for the purpose of stimulating and encouraging the development of an industrial air park for economic development"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1636—
BY REPRESENTATIVE GLOVER
AN ACT

To amend and reenact R.S. 18:102(A)(2), 102.1, 104(A)(6), and 172, relative to interdicted voters; to provide for ineligibility to vote of persons under full interdiction; to provide for voting rights for persons under limited interdiction under certain circumstances; 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. 1636 by Representative Glover

AMENDMENT NO. 1

On page 3, delete line 13

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. 1647—
BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact R.S. 25:380.35(A), relative to the Garyville Timberrmill Museum; to provide with respect to the transfer of ownership of the building known as the St. John the Baptist theater to the museum; to provide for acceptance of the transfer by the board; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1652—
BY REPRESENTATIVES THOMPSON AND STRAIN
AN ACT

To amend and reenact R.S. 17:3041.10 and 3041.11 and to enact Chapter 20-A-2 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3041.21 through 3041.26, relative to the tuition payment program for medical school students; to provide relative to program eligibility criteria, purposes, definitions, number of recipients, and contractual obligations; 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. 1652 by Representatives Thompson and Strain

AMENDMENT NO. 1

On page 1, line 2, after "3041.11" and before "relative" delete the comma "," and insert "and to enact Chapter 20-A-2 of Title 17 of the

Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3041.21 through 3041.26,"

AMENDMENT NO. 2

On page 1, line 7, after "reenacted" and before "to" insert "and Chapter 20-A-2 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:3041.21 through 3041.26 is hereby enacted"

AMENDMENT NO. 3

On page 1, line 9, after "students;" and before "eligibility;" insert "Louisiana State University Health Sciences Center;"

AMENDMENT NO. 4

On page 2, line 10, after "commission" and before "shall" insert a comma "," and insert "in collaboration with the Louisiana State University Health Sciences Center;"

AMENDMENT NO. 5

On page 2, at the end of line 23, add the following:

"* * *

CHAPTER 20-A-2. TUITION PAYMENT PROGRAM FOR
MEDICAL SCHOOL STUDENTS-TULANE UNIVERSITY
SCHOOL OF MEDICINE

§3041.21. Tuition payment program for medical students; Tulane University School of Medicine; eligibility; applications; definition

A. The Louisiana Student Financial Assistance Commission, hereinafter referred to as "the commission", shall provide for and administer a tuition payment program for students who meet all of the following eligibility criteria:

(1) Are bona fide citizens and residents of the state of Louisiana.

(2) Desire to become doctors of medicine.

(3) Are acceptable for enrollment at the Tulane University School of Medicine.

(4) Agree to practice the profession in a rural or medically disadvantaged area in Louisiana as determined by the Tulane University School of Medicine for at least five consecutive years after completion of their medical education and upon becoming licensed, practicing physicians.

B. The purpose of the program shall be to bring about an adequate supply of doctors of medicine who will engage in the general practice of medicine in the rural or medically disadvantaged areas of the state by inducing a sufficient number of the graduates from the Tulane University School of Medicine to remain in or relocate to rural or medically disadvantaged areas of Louisiana to practice their profession, thus affording adequate medical care to the people of Louisiana in the areas where there is a shortage of medical doctors.

C. The commission, in collaboration with the Tulane University School of Medicine, shall accept and review applications for such tuition payment program and shall determine the recipients of the tuition payments; however, the number of recipients shall not exceed five in any one year.

D. For the purposes of the program, "tuition" shall mean full tuition and room and board costs in an amount to be determined by the commission to equal the amounts paid for students participating in the tuition payment program as provided in R.S. 17:3041.10 through 3041.15.

§3041.22. Contracts

The applicant shall enter into a contract with the state of Louisiana, agreeing to the terms and conditions upon which the tuition shall be paid and such contract shall be prepared, approved, and signed by the chairman of the commission and shall be signed by the applicant. If the applicant fails to abide by the terms of the contract, the applicant shall be responsible for full and immediate payment in an amount equal to double the amount of any tuition paid on his behalf through the program, and the commission shall take all necessary steps to secure collection of the payment.

§3041.23. Tulane University School of Medicine; contracts

The commission shall enter into such contracts for students who have been admitted to the medical school, and the money obligations of any such contract as made by the commission with the medical school shall be paid for out of funds to be provided in accordance with law for such purposes.

§3041.24. Cancellation

The commission shall have authority to cancel any contract made between it and any applicant upon cause deemed sufficient by the commission, and the commission shall have authority to cancel such contracts which it may lawfully cancel made with the Tulane University School of Medicine and any of the schools as herein provided.

§3041.25. Funding

Implementation of the program shall be subject to the appropriation of funds by the legislature for this purpose.

§3041.26. Rules and regulations

The commission shall prescribe such rules and regulations as it deems necessary and proper to implement the provisions of this Chapter."

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. 1656—
BY REPRESENTATIVE WRIGHT
AN ACT

To enact R.S. 33:3834.1, relative to water supply; to provide that the governing authorities of waterworks systems are not required to hire an engineer for certain public works; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 1656 by Representative Wright

AMENDMENT NO. 1

On page 1, at the end of line 2, delete "certain political" and at the beginning of line 3, delete "subdivisions" and insert "the governing authorities of waterworks systems"

AMENDMENT NO. 2

On page 1, at the end of line 8, delete "a waterworks" and at the beginning of line 9, delete "district" and insert "the governing authority of a waterworks system"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1657—

BY REPRESENTATIVE DARTEZ
AN ACT

To amend and reenact R.S. 18:463(A)(2) and to enact R.S. 18:491(C) and 492(A)(5), relative to qualifying for elective public office; to require certain certifications on the notice of candidacy; to provide that falsely certifying certain information on the notice of candidacy constitutes grounds for objection to candidacy; to provide that the Supervisory Committee on Campaign Finance Disclosure has standing to object to the candidacy of certain persons on certain grounds; to provide for definitions; to provide for penalties; 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. 1669—

BY REPRESENTATIVE BROOME
AN ACT

To enact Chapter 31 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1270.1 through 1270.4, to establish the Neighborhood Enhancement Program within the Department of Culture, Recreation and Tourism; to provide relative to program requirements; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Municipal, Parochial and Cultural Affairs.

The substitute was read by title as follows:

HOUSE BILL NO. 1720 (Substitute for House Bill No. 1669 by Rep. Broome)—

BY REPRESENTATIVE BROOME
AN ACT

To enact Chapter 31 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1270.1 through 1270.4, to establish the Neighborhood Enhancement Program within the Department of Culture, Recreation and Tourism; to provide for program requirements; and to provide for related matters.

Read by title.

On motion of Rep. Baylor, the substitute was adopted and became House Bill No. 1720 by Rep. Broome, on behalf of the Committee on Municipal, Parochial and Cultural Affairs, as a substitute for House Bill No. 1669 by Rep. Broome.

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

HOUSE BILL NO. 1682—

BY REPRESENTATIVES HONEY AND DANIEL
AN ACT

To amend and reenact R.S. 12:202.1(C), relative to quasi-public nonprofit corporations; to provide that such corporation created to acquire and operate a public transportation system in East Baton Rouge Parish is a political subdivision; to provide that the assets of such corporation are public property; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 1682 by Representative Honey

AMENDMENT NO. 1

On page 1, between lines 5 and 6, insert the following:

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

AMENDMENT NO. 2

On page 2, line 1, after "pertaining" and before "including" delete "thereto," and insert "to such corporations and political subdivisions."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1684—

BY REPRESENTATIVE GARY SMITH
AN ACT

To enact R.S. 33:4720.15.2, relative to St. Charles Parish; to provide with respect to abandoned and blighted property; to authorize St. Charles Parish to acquire such property under certain circumstances; to provide definitions; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Municipal, Parochial and Cultural Affairs.

The substitute was read by title as follows:

HOUSE BILL NO. 1721 (Substitute for House Bill No. 1684 by Representative Gary Smith)—
BY REPRESENTATIVE GARY SMITH
AN ACT

To enact Chapter 13-D of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4720.51 through 4720.59, relative to St. Charles Parish; to provide with respect to blighted property; to authorize St. Charles Parish to acquire and dispose of such property under certain circumstances; to provide definitions; and to provide for related matters.

Read by title.

On motion of Rep. Baylor, the substitute was adopted and became House Bill No. 1721 by Rep. Gary Smith, on behalf of the Committee on Municipal, Parochial and Cultural Affairs, as a substitute for House Bill No. 1684 by Rep. Gary Smith.

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

HOUSE BILL NO. 1719 (Substitute for House Bill No. 92 by Representative Murray)—
BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 14:90(B) and 90.3(F) and R.S. 27:3(14), (16), and (18), 27.1(C), 29.2(B) and (D), 29.3(A) and (D), and 29.4(D) and to enact R.S. 14:90(F) and Chapter 9 of Title 27 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 27:501 through 536, relative to domestic cruiseship gaming; to enact the Domestic Cruiseship Gaming Control Act; to provide for applicability; to provide for definitions; to declare public policy; to provide for procedures for licensing of gaming on a domestic cruiseship; to provide suitability criteria and conditions for licensing; to provide criteria for domestic cruiseships; to provide conditions with respect to licensing; to provide for the powers and duties of the Louisiana Gaming Control Board; to provide for the powers and duties of the gaming division, office of state police; to provide limitations on the designated gaming area; to provide for fees; to prohibit certain relationships; to provide for certain crimes; to provide for penalties; to provide for appeals; to provide for assistance for compulsive or problem gambling; to provide that the provisions of law regarding the uniform and compulsive problem gambling program and permits for non-gaming suppliers, key and non-key gaming employees apply to licensees for domestic cruiseship gaming; and to provide for related matters.

Read by title.

On motion of Rep. Martiny, 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. 105—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 56:2(D), relative to wildlife and fisheries; to provide relative to the Wildlife and Fisheries Commission; to provide for the elections of the chairman and vice-chairman; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 140—
BY SENATOR BAJOIE

AN ACT

To amend and reenact R.S. 40:1300.51(3) and to enact R.S. 40:1300.51(2)(h), (i) and (j), relative to those employed to care for the infirm; to provide for criminal background checks on those seeking employment at agencies that care for the infirm; to provide a bar to employment in these agencies of persons convicted of certain offenses; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 160—
BY SENATOR HAINKEL

AN ACT

To repeal R.S. 56:1855(K), relative to natural and scenic rivers; to provide relative to exceptions; to repeal the exception authorizing certain commercial or suburban agricultural zoning exemptions for tracts of land located along the Tchefuncte River between Louisiana Highway No. 22 and Lake Pontchartrain; 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 Engrossed Senate Bill No. 160 by Senator Hainkel

AMENDMENT NO. 1

On page 1, line 2, change "repeal" to "amend and reenact"

AMENDMENT NO. 2

On page 1, line 3, delete "exceptions; to repeal"

AMENDMENT NO. 3

On page 1, delete line 9 in its entirety and insert in lieu thereof the following:

"Section 1. R.S. 56:1855(K) is hereby amended and reenacted to read as follows:

§1855. Exceptions

* * *

K. Notwithstanding any provisions of law or administrative rule to the contrary, no provision of this Part shall be applicable to those tracts of land located along the banks of the Tchefuncte River between Louisiana Highway No. 22 to and Lake Pontchartrain which possess a commercial or ~~suburban agricultural~~ zoning classification granted by the appropriate local government zoning authority, nor shall the provisions of this Part be applicable to tracts of land located along the banks of such sections of the Tchefuncte River and situated between and in the same ownership as tracts of land which possess a commercial or ~~suburban agricultural~~ zoning classification granted by the appropriate local government zoning authority.

* * *"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 169—
BY SENATOR IRONS

AN ACT

To amend and reenact Children's Code Articles 607(A) and 1016(B), relative to the protection of children; to provide with respect to right to counsel for children in the custody of the state; to provide for qualified counsel in child protection proceedings in accordance with federal Child Abuse Prevention and Treatment Act requirements; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 241—

BY SENATORS IRONS, BAJOE, CHAISSON, CHEEK, N. GAUTREAUX, JACKSON, MCPHERSON AND SCHEDLER
AN ACT

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

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 249—

BY SENATOR BAJOE

AN ACT

To amend and reenact R.S. 46:1792(A), (B)(1), and (B)(2), relative to subsidy for adopted children; to clarify the requirements of Title IV-E redetermination cases; to bring state law in compliance with the federal Adoptions and Safe Families Act; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 274—

BY SENATORS LENTINI AND HOLDEN
AN ACT

To amend and reenact Children's Code Arts. 615(E) (introductory paragraph), (2) and (3), and to repeal Children's Code Art. 615(F), relative to the disposition of child abuse investigatory reports; provides that reports determined not to be justified are handled similarly to those found to be inconclusive; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 308—

BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 49:214.27(B)(2), 214.30(C)(2)(b) and (7), and 214.41(E), relative to coastal conservation, restoration, and management; to provide certain procedures and requirements; to provide relative to guidelines; to provide

relative to certain delegations of power by the secretary; to provide relative to options for mitigation of coastal wetland losses by the owner of the land on which a permitted activity is to occur; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 345—

BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 27:306(A)(4)(c)(ii), relative to the Video Draw Poker Devices Control Law; to provide for requirements for qualified truck stop facilities; to provide for necessary restaurant criteria; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 367—

BY SENATORS HINES, CHEEK, AMEDEE, BOISSIERE, CRAVINS, DUPRE, FIELDS, FONTENOT, HOLDEN, HOLLIS, JONES, LENTINI, MARIONNEAUX, MCPHERSON AND MICHOT

AN ACT

To amend and reenact R.S. 33:2011(B), relative to health insurance; to provide with respect to the fire department; to provide for the classification of certain types of cancer as occupational diseases or infirmities connected with the duties of a firefighter; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Reengrossed Senate Bill No. 367 by Senator Hines

AMENDMENT NO. 1

On page 1, line 2, after "33:2011(B)" and before the comma ",", insert "and to enact R.S. 23:1376(C) and R.S. 33:2011(E)"

AMENDMENT NO. 2

On page 1, line 2, after "relative to" delete the remainder of the line and at the beginning of line 3 delete "to the fire department" and insert "certain firefighters"

AMENDMENT NO. 3

On page 1, line 4, after the semicolon ";" and before "and" insert "to provide for funding of associated costs;"

AMENDMENT NO. 4

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

"Section 1: R.S. 23:1376(C) is hereby enacted to read as follows:

§1376. Rule making power; reports

* * *

R.S. 23:1376(C) is all proposed new law.

C. At the request of the legislative actuary, the board shall collect information and compile statistics relevant and pertinent to provisions of R.S. 33:2011(E). In order to accomplish this purpose, it may require employers and insurers to file reports with it containing such information and details as the board deems necessary to determine workers' compensation payments applicable to R.S. 33:2011(E)."

AMENDMENT NO. 5

On page 1, line 7, change "Section 1" to "Section 2" and after "reenacted" and before "to" insert "and R.S. 33:2011(E) is hereby enacted"

AMENDMENT NO. 6

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

"R.S. 33:2011(E) is all proposed new law

E. Cost associated with workers' compensation and retirement payments for disability occurring from cancer of the kidney, lymphoma, or multiple myeloma described in this Section shall be certified by the legislative actuary and reported to the governor and the commissioner of administration no later than January fifteenth of each year. The governor shall cause to be included in the executive budget, pursuant to R.S. 39:34, and in the General Appropriations Bill, pursuant to R.S. 39:51, for the ensuing fiscal year an appropriation to each appropriate entity to reimburse such expense."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 411—

BY SENATOR BAJOIE

AN ACT

To amend and reenact R.S. 46:1403(A)(2) and 1404, relative to child care facilities and child-placing agencies; to clarify the law regarding mandated licensure of child-placing agencies; to include an adoption agency within the definition of "child-placing agency"; to provide for retroactive application; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

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.

Reported favorably by the Committee on Natural Resources.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 539—
BY SENATOR IRONS

AN ACT

To amend and reenact R.S. 46:460.21(A)(3), (4) and (5), (B)(1), the introductory paragraph of (C), (C)(1)(g), and (F), and to enact R.S. 46:460.21(A)(6), (C)(1)(h), and (C)(4), relative to public welfare and assistance; to provide with respect to fees in child protection cases; to provide for an annual reserve for out-of-pocket expenses; to provide a time limit for the submission of payment request forms; to require specific attorney certifications; to provide authorization for suspension of payments not meeting necessary requirements; to require rule-making relative to recommendations of the Task Force on Legal Representation in Child Protection Cases; 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 Engrossed Senate Bill No. 539 by Senator Irons

AMENDMENT NO. 1

On page 4, line 26, after "parent," delete "that"

AMENDMENT NO. 2

On page 4, line 27, after "law" delete "; and," and insert a "." period

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 556—

BY SENATORS DUPRE, DARDENNE AND MARIONNEAUX
AN ACT

To enact R.S. 15:1228.9, relative to the establishment and maintenance of the impaired driver tracking system; to provide for legislative intent; to require certain agencies to provide information regarding the arrest, prosecution, conviction, and disposition of persons arrested for certain driving offenses; to provide for the exchange of that information between agencies; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 570—
BY SENATOR CHAISSON

AN ACT

To amend and reenact Code of Evidence Article 801(D)(1)(a), relative to evidence; to provide when prior inconsistent statements are not hearsay; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 592—

BY SENATORS CHAISSON AND AMEDEE
AN ACT

To amend and reenact Code of Evidence Article 412.2(A), relative to evidence; to provide for the introduction of certain crimes, wrongs, and acts in sex offense cases; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 616—
BY SENATOR CHAISSON

AN ACT

To amend and reenact the introductory paragraph of R.S. 27:306(A)(4)(c)(vi) and to enact R.S. 27:306(A)(7)(b), relative to the Video Draw Poker Devices Control Law; to provide for qualified truck stop facilities; to provide for calculation of

monthly fuel sales average for device number determinations at truck stops; to provide for exceptions; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 616 by Senator Chaisson

AMENDMENT NO. 1

On page 1, line 2, after "reenact" and before "of" delete "the introductory paragraph of"

AMENDMENT NO. 2

On page 1, line 8, after "Section 1." and before "R.S." delete "The introductory paragraph of"

AMENDMENT NO. 3

On page 1, line 13, after "facility" delete the remainder of the line and on line 14 delete "thousand feet of an interstate highway exit."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 633—

BY SENATORS KOSTELKA, SCHEDLER, ADLEY, AMEDEE, BARHAM, BOASSO, BOISSIERE, CAIN, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FONTENOT, B. GAUTREAU, N. GAUTREAU, HINES, HOLLIS, IRONS, JACKSON, LENTINI, MALONE, MARIONNEAU, MICHOT, MOUNT, NEVERS, THEUNISSEN AND ULLO

AN ACT

To enact R.S. 14:75, relative to nonpayment of child support obligations; to enact the Deadbeat Parents Punishment Act of Louisiana; to create the crime of failure to pay legal child support obligation; to provide for presumptions; to provide for penalties; to provide for restitution; to provide for venue; to provide for definitions; to provide for an affirmative defense; 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 Reengrossed Senate Bill No. 633 by Senator Kostelka

AMENDMENT NO. 1

On page 1, line 4, after "obligation;" and before "to provide for penalties;" delete "to provide for presumptions;"

AMENDMENT NO. 2

On page 1, delete line 17 in its entirety and on page 2, delete lines 1 through 2 in their entirety

AMENDMENT NO. 3

On page 2, at the beginning of line 3, change "D." to "C."

AMENDMENT NO. 4

On page 2, at the beginning of line 15, change "E." to "D."

AMENDMENT NO. 5

On page 2, at the beginning of line 21, change "F." to "E."

AMENDMENT NO. 6

On page 2, at the beginning of line 27, change "G." to "F."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 645—

BY SENATOR HINES

AN ACT

To amend and reenact R.S. 40:961(7), (8), (9), (10), (13), (14), (15), (20), (21), (24), (27), (32), (34), and (38), to enact R.S. 40:961(39), (40) and (41), and to rename Part X of Chapter 4 of Title 40 of the Louisiana Revised Statutes of 1950, relative to uniform controlled substances law; to provide for changes in definitions to conform with federal law; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 710—

BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 34:855.3(E) and (F), relative to the regulation of personal watercraft; to change the age requirement to sixteen years of age to operate a personal watercraft; to authorize a person thirteen years of age or older on August 15, 2004, until they reach the age of sixteen, to operate a personal watercraft if they have completed a boating safety education course and are accompanied by a person at least eighteen years of age; 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 Reengrossed Senate Bill No. 710 by Senator Ellington

AMENDMENT NO. 1

On page 1, line 4, change "August 15, 2004" to "January 1, 2005"

AMENDMENT NO. 2

On page 1, line 6, after "course" delete the remainder of the line and on line 7, delete "eighteen years of age"

AMENDMENT NO. 3

On page 1, after line 15, change "August 15, 2004" to "January 1, 2005"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 732—
BY SENATORS CAIN AND HAINKEL
AN ACT

To amend and reenact R.S. 22:627(A)(2), 1257, 1258, 1259, 1262.1(B)(1) and (E), the introductory paragraph of R.S. 22:1263, and R.S. 22:1267(A), relative to surplus lines insurance; to require that the premium and premium tax on a surplus lines policy be separately stated on the policy declaration page; to provide for printing of an endorsement on the insurance contract and for the display of such endorsement; to remove requirements that certain insurers file affidavits as to passage of Insurance Regulatory Information Systems tests; to remove the commissioner's authority to remove an insurer from the list of approved unauthorized insurers if the insurer is designated a first, second, or third priority company by failing to pass certain prescribed tests of the Insurance Regulatory Information Systems; to remove the requirement that a surplus line broker keep an office in this state and remove the authority of the commissioner to revoke such insurer's license for failure to maintain such office in the state; to remove the commissioner's authority to revoke a surplus lines broker's license for failure to maintain the required bond or other security requirements; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

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.

SENATE BILL NO. 767—
BY SENATOR HAINKEL
AN ACT

To enact R.S. 41:1702(J), relative to certain waters; to provide relative to uses of the water bottom of Lake Pontchartrain; to provide certain terms, conditions, and requirements; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Engrossed Senate Bill No. 767 by Senator Hainkel

AMENDMENT NO. 1

On page 1, line 11, delete "or use"

AMENDMENT NO. 2

On page 1, line 14, delete "or use"

AMENDMENT NO. 3

On page 1, at the end of line 15, add "The provisions of this Subsection shall not apply to water bottoms located in Jefferson Parish."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 821—
BY SENATORS BAJIOE AND CHEEK
AN ACT

To enact R.S. 36:259(II) and 919.7 and Chapter 46-A of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2616 through 2618, relative to diabetes; to create the Louisiana Diabetes Initiatives Council in the Department of Health and Hospitals; to provide for the membership, powers, and duties of the board; 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 Engrossed Senate Bill No. 821 by Senator Bajoie

AMENDMENT NO. 1

On page 4, line 22, change "Northeast Louisiana University" to "University of Louisiana at Monroe"

AMENDMENT NO. 2

On page 5, between lines 5 and 6, insert:

"(30) A representative of the Louisiana Primary Care Association.

(31) The director of the Biomedical Research Foundation of Northwest Louisiana, or his designee."

AMENDMENT NO. 3

On page 5, line 6, after "26:2618(B)" delete "(7), (10), (24), (25), or (26)"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 831—

BY SENATOR ELLINGTON

AN ACT

To authorize and provide for the sale and transfer of certain state property from the Department of Transportation and Development and from the Department of Health and Hospitals; 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 Engrossed Senate Bill No. 831 by Senator Ellington

AMENDMENT NO. 1

On page 1, line 2, delete "sale and"

AMENDMENT NO. 2

On page 1, line 8, delete "sell,"

AMENDMENT NO. 3

On page 3, line 9, delete "sale,"

AMENDMENT NO. 4

On page 3, line 10, after "rights" delete "to the property,"

AMENDMENT NO. 5

On page 3, line 19, change "Ouachita Parish Sheriff's Department" to "Law Enforcement District of Ouachita Parish"

AMENDMENT NO. 6

On page 4, line 13, change "Ouachita Parish Sheriff's Department" to "Law Enforcement District of Ouachita Parish"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 837—

BY SENATORS CAIN, SCHEDLER AND MCPHERSON

AN ACT

To amend and reenact R.S. 40:1379.3(T)(1) relative to concealed weapons; to provide for reciprocity with other states which have concealed weapons laws; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**Senate Bills on Second Reading
Reported by Committee**

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

SENATE BILL NO. 785—

BY SENATOR JONES

AN ACT

To enact R.S. 17:3226(D) and 3228(D), relative to the authority of the Board of Regents to establish learning centers; to authorize the Board of Regents to establish the Northeast Louisiana Delta Learning Center; to provide for the management, and supervision of the learning center; to authorize the establishment of a commission and advisory council; and to provide for related matters.

Read by title.

Reported without action by the Committee on Education with recommendation that the bill be recommitted to the Committee on Appropriations.

On motion of Rep. Crane, the bill was recommitted to the Committee on Appropriations, under the rules.

Suspension of the Rules

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

**House Bills and Joint Resolutions on
Third Reading and Final Passage**

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

Regular Calendar

HOUSE BILL NO. 340—

BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact Code of Criminal Procedure Article 326(B), relative to bail; to provide for the cancellation of the bail bond in felony cases upon entry of a plea of guilty or nolo contendere; 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	Faucheux	Odinet
Alexander	Frith	Pierre
Ansardi	Futrell	Pinac
Arnold	Gallot	Pitre
Badon	Geymann	Powell, M.
Baldone	Glover	Powell, T.
Baudoin	Gray	Quezaire
Baylor	Guillory, E.	Ritchie
Beard	Guillory, M.	Robideaux
Broome	Hammett	Scalise
Bruneau	Hebert	Schneider
Burns	Hill	Smiley
Burrell	Honey	Smith, G.—56th
Carter, K.	Hopkins	Smith, J.D.—50th
Carter, R.	Hunter	Smith, J.H.—8th
Cazayoux	Hutter	Smith, J.R.—30th
Crane	Jefferson	St. Germain
Crowe	Johns	Strain
Curtis	Katz	Thompson
Damico	Kenney	Toomy
Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Triche
DeWitt	Lambert	Tucker
Doerge	Marchand	Waddell
Dorsey	Martiny	Walker
Dove	McDonald	Walsworth
Downs	McVea	White
Durand	Montgomery	Winston
Erdey	Morrell	Wooton
Fannin	Morrish	Wright
Farrar	Murray	
Total—92		

NAYS

Total—0

ABSENT

Mr. Speaker	Heaton	Richmond
Bowler	Jackson	Romero
Bruce	Kennard	Shepherd
Flavin	Lancaster	Trahan
Total—12		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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.

HOUSE BILL NO. 394—

BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 13:2500(C), relative to the jurisdiction of the Municipal Court of New Orleans; to increase the monetary penalty which may be imposed for the violation of a municipal ordinance; and to provide for related matters.

Read by title.

Rep. Murray moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Farrar	Morrell
Ansardi	Faucheux	Morrish
Arnold	Flavin	Murray
Badon	Frith	Odinet
Baldone	Gallot	Pierre
Baylor	Geymann	Pinac
Broome	Glover	Pitre
Bruneau	Gray	Powell, M.
Burns	Guillory, E.	Powell, T.
Burrell	Hammett	Quezaire
Carter, K.	Hebert	Ritchie
Carter, R.	Hill	Smith, G.—56th
Cazayoux	Honey	Smith, J.D.—50th
Crane	Hopkins	Smith, J.R.—30th
Crowe	Hunter	St. Germain
Curtis	Hutter	Strain
Damico	Jefferson	Thompson
Daniel	Johns	Toomy
Dartez	LaFleur	Townsend
DeWitt	Lancaster	Triche
Doerge	Marchand	Walker
Dorsey	Martiny	White
Dove	McVea	Wooton
Durand	Montgomery	Wright
Total—72		

NAYS

Alexander	Kenney	Tucker
Baudoin	LaBruzzo	Waddell
Bowler	Robideaux	Walsworth
Fannin	Scalise	Winston
Futrell	Schneider	
Katz	Smiley	
Total—16		

ABSENT

Mr. Speaker	Heaton	Romero
Beard	Jackson	Shepherd
Bruce	Kennard	Smith, J.H.—8th
Downs	Lambert	Trahan
Erdey	McDonald	
Guillory, M.	Richmond	
Total—16		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Suspension of the Rules

On joint motion of Reps. Tank Powell and Strain, and under a suspension of the rules, the above roll call was corrected to reflect them as voting yea.

HOUSE BILL NO. 403—

BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 15:85.1(A)(2)(a) and (d), relative to posting of criminal bonds; to provide for the distribution of fees assessed in connection with criminal bonds posted in each parish; and to provide for related matters.

Read by title.

Rep. Daniel moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Faucheux	Odinet
Alexander	Frith	Pierre
Ansardi	Futrell	Pinac
Arnold	Gallot	Pitre
Badon	Geymann	Powell, M.
Baldone	Glover	Powell, T.
Baudoin	Gray	Quezaire
Baylor	Guillory, E.	Ritchie
Beard	Guillory, M.	Robideaux
Bowler	Hammett	Scalise
Broome	Hebert	Schneider
Bruneau	Hill	Smiley
Burns	Honey	Smith, G.—56th
Burrell	Hopkins	Smith, J.D.—50th
Carter, K.	Hunter	Smith, J.H.—8th
Carter, R.	Hutter	Smith, J.R.—30th
Cazayoux	Jefferson	St. Germain
Crane	Johns	Strain
Crowe	Katz	Thompson
Curtis	Kennard	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	Morrish	Wright
Farrar	Murray	
Total—95		

NAYS

Total—0

ABSENT

Mr. Speaker	Heaton	Richmond
Bruce	Jackson	Romero
Flavin	Morrell	Shepherd
Total—9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1034—

BY REPRESENTATIVE DOVE
AN ACT

To enact R.S. 49:214.8, relative to state funds; to create the Barrier Island Stabilization and Preservation Fund as a special fund in the state treasury; to provide for the deposit, use, and investment of monies in the fund; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Dove moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Frith	Pierre
Alexander	Futrell	Pinac
Ansardi	Gallot	Pitre
Arnold	Geymann	Powell, M.
Badon	Gray	Powell, T.
Baldone	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Beard	Hebert	Scalise
Broome	Hill	Schneider
Bruneau	Honey	Smiley
Burns	Hopkins	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
Downs	McVea	White
Erdey	Montgomery	Winston
Fannin	Morrell	Wooton
Farrar	Morrish	Wright
Faucheux	Murray	
Flavin	Odinet	
Total—94		

NAYS

Total—0

ABSENT

Mr. Speaker	Glover	Romero
Bowler	Heaton	Shepherd
Bruce	Kennard	
Durand	Richmond	
Total—10		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Dove 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. 1090—
BY REPRESENTATIVES GALLOT AND ANSARDI
AN ACT

To amend and reenact R.S. 30:2050.31, relative to appeals of judicial decisions, judgments, orders, or rulings affecting certain permits from the Department of Environmental Quality; to provide for the manner of such appeals; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Gallot gave notice of his intention to call House Bill No. 1090 from the calendar for future action.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Damico gave notice of his intention to call House Bill No. 377 from the calendar for future action.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Walker gave notice of her intention to call House Bill No. 420 from the calendar for future action.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Durand gave notice of her intention to call House Bill Nos. 187 and 474 from the calendar for future action.

HOUSE BILL NO. 1162—
BY REPRESENTATIVE DOVE
AN ACT

To enact R.S. 9:2800.14, relative to a limitation of civil liability; to provide for a limitation of liability for damages to oyster leases from the transportation of materials to and from a certain location along an approved water route; and to provide for related matters.

Read by title.

Rep. Dove moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Farrar	Murray
Alexander	Faucheux	Odinot
Ansardi	Flavin	Pierre

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

Total—91

NAYS

Total—0

ABSENT

Mr. Speaker	Kennard	Smith, G.—56th
Bruce	Montgomery	Trahan
Glover	Richmond	Walsworth
Guillory, M.	Romero	
Heaton	Shepherd	

Total—13

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Dove 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. 1272—
BY REPRESENTATIVE M. POWELL
AN ACT

To amend and reenact R.S. 15:144(B), relative to judicial district indigent defender boards; to provide with respect to membership; to provide with respect to nominating a person to an indigent defender board; to provide with respect to the selection of board members; and to provide for related matters.

Read by title.

Rep. Michael Powell moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. Speaker	Heaton	Walsworth
Bruce	Kennard	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Michael Powell 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. 1410—
BY REPRESENTATIVE LAFLEUR
AN ACT

To amend and reenact Code of Civil Procedure Article 1922 and to enact Code of Civil Procedure Article 891(C), relative to the payment of money; to require the last four digits of the social security number of the defendant to be included in the petition; to require certain information to be included in the judgment; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1551—

BY REPRESENTATIVES HEATON, DARTEZ, DORSEY, FARRAR, RICHMOND, AND SMILEY

AN ACT

To amend and reenact R.S. 46:2140, relative to family violence; to provide for guidelines for law enforcement officers to use in determining the predominant aggressor for arrest purposes; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Bruneau gave notice of his intention to call House Bill No. 1551 from the calendar for future action.

HOUSE BILL NO. 1616—

BY REPRESENTATIVES BAYLOR AND TOWNSEND
AN ACT

To enact R.S. 2:135.1(A)(4), relative to the lease of certain airport facilities; to provide for the exemption of leasing certain airport facilities from the Public Bid Law and the provisions on leases of public lands; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McDonald on behalf of the Legislative Bureau to Engrossed House Bill No. 1616 by Representative Baylor

AMENDMENT NO. 1

On page 1, line 11, following "including" and before "New" insert "the"

AMENDMENT NO. 2

On page 1, line 15, at the beginning of the line, delete "contrary"

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

Motion

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

HOUSE BILL NO. 1625—

BY REPRESENTATIVE TRICHE
AN ACT

To repeal Civil Code Article 2589 through 2600, relative to the rescission of a sale of immovable property for lesion beyond moiety.

Read by title.

Rep. Triche moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Alexander	Hutter	Smiley
Ansardi	Katz	Smith, J.D.—50th
Baldone	Kenney	Smith, J.R.—30th
Baudoin	LaBruzzo	Thompson
Carter, R.	McDonald	Townsend
Crowe	McVea	Triche
Dartez	Odinet	Walker
Dove	Pitre	Walsworth
Erdey	Powell, T.	White
Frith	Robideaux	Winston
Hebert	Scalise	Wooton
Hopkins	Schneider	Wright
Total—36		

NAYS

Alario	Farrar	Marchand
Arnold	Faucheux	Martiny
Badon	Flavin	Montgomery
Baylor	Futrell	Morrell
Bowler	Gallot	Murray
Broome	Geymann	Pierre
Bruneau	Glover	Pinac
Burns	Gray	Powell, M.
Burrell	Guillory, E.	Quezaire
Carter, K.	Guillory, M.	Richmond
Cazayoux	Hammett	Ritchie
Crane	Hill	Romero
Curtis	Honey	Shepherd
Damico	Hunter	Smith, G.—56th
Daniel	Jackson	Smith, J.H.—8th
DeWitt	Jefferson	St. Germain
Doerge	Johns	Strain
Dorsey	Kennard	Toomy
Downs	LaFleur	Trahan
Durand	Lambert	Tucker
Fannin	Lancaster	Waddell
Total—63		

ABSENT

Mr. Speaker	Bruce	Morrish
Beard	Heaton	
Total—5		

The Chair declared the above bill failed to pass.

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

HOUSE BILL NO. 1717 (Substitute for House Bill No. 1554 by Representative Walsworth)—
 BY REPRESENTATIVES WALSWORTH AND KATZ
 AN ACT

To enact R.S. 32:387.17, relative to special permits; to authorize issuance of special permits for trucks hauling containerized cargo intended for international trade; to authorize the Department of Transportation and Development to promulgate certain rules and regulations; to provide for certain limitations; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Walsworth gave notice of his intention to call House Bill No. 1717 from the calendar for future action.

HOUSE BILL NO. 37—
 BY REPRESENTATIVE BALDONE
 AN ACT

To amend and reenact R.S. 40:981.3(E), relative to drug-free zone; to provide that sentences imposed pursuant to the drug free zone provisions shall be served without benefit of suspension of sentence; and to provide for related matters.

Read by title.

Rep. Baldone moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Faucheux	Odinet
Alexander	Flavin	Pierre
Ansardi	Frith	Pinac
Arnold	Futrell	Pitre
Badon	Gallot	Powell, M.
Baldone	Geymann	Powell, T.
Baudoin	Glover	Quezaire
Baylor	Gray	Richmond
Beard	Guillory, E.	Ritchie
Bowler	Guillory, M.	Robideaux
Broome	Hammett	Romero
Bruneau	Hebert	Scalise
Burns	Hill	Schneider
Burrell	Honey	Smiley
Carter, K.	Hopkins	Smith, G.—56th
Carter, R.	Hunter	Smith, J.D.—50th
Cazayoux	Hutter	Smith, J.H.—8th
Crane	Jackson	Smith, J.R.—30th
Crowe	Jefferson	St. Germain
Curtis	Johns	Strain
Damico	Katz	Thompson
Daniel	Kennard	Toomy
Dartez	Kenney	Townsend
DeWitt	LaBruzzo	Trahan
Doerge	Lambert	Triche
Dorsey	Lancaster	Tucker
Dove	Marchand	Waddell
Downs	Martiny	Walker
Durand	McDonald	Walsworth
Erdey	McVea	White
Fannin	Montgomery	Winston
Farrar	Morrish	Wright
Total—96		

NAYS

Morrell	Murray
Total—2	

ABSENT

Mr. Speaker	Heaton	Shepherd
Bruce	LaFleur	Wooton
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1437—
BY REPRESENTATIVE STRAIN
AN ACT

To enact R.S. 40:983.1, relative to controlled dangerous substances; to create the crime of the creation or operation of a clandestine laboratory for the unlawful manufacture of a controlled dangerous substance on or within one thousand feet of school property; to provide for definitions; to provide for penalties; 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

Alario	Frith	Powell, M.
Alexander	Futrell	Powell, T.
Ansardi	Gallot	Quezaire
Arnold	Geymann	Richmond
Baldone	Glover	Ritchie
Baudoin	Gray	Robideaux
Baylor	Guillory, M.	Romero
Beard	Hammett	Scalise
Bowler	Hebert	Schneider
Broome	Hill	Shepherd
Bruneau	Honey	Smiley
Burns	Hopkins	Smith, G.—56th
Burrell	Hunter	Smith, J.D.—50th
Carter, K.	Hutter	Smith, J.H.—8th
Carter, R.	Jefferson	Smith, J.R.—30th
Cazayoux	Johns	St. Germain
Crane	Katz	Strain
Crowe	Kennard	Thompson
Damico	Kenney	Toomy
Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Trahan
DeWitt	Lambert	Triche
Doerge	Lancaster	Tucker
Dove	Martiny	Waddell
Downs	McDonald	Walker
Durand	McVea	Walsworth
Erdey	Montgomery	White
Fannin	Morrish	Winston
Farrar	Odinot	Wooton
Faucheux	Pinac	Wright
Flavin	Pitre	
Total—92		

NAYS

Badon	Marchand	Pierre
Curtis	Morrell	
Dorsey	Murray	
Total—7		

ABSENT

Mr. Speaker	Guillory, E.	Jackson
Bruce	Heaton	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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.

HOUSE BILL NO. 1666—
BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 30:213(A), relative to geophysical surveys and information; to provide for ownership of the data gathered through such surveys; and to provide for related matters.

Read by title.

Rep. Daniel moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. Speaker	Heaton	Odinot
Bruce	Jackson	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1718 Substitute for House Bill No. 1606 by Representative G. Smith)—
BY REPRESENTATIVE GARY SMITH
AN ACT

To amend and reenact R.S. 47:1852(B), 1852.1, and 1856(A)(1) and to enact R.S. 47:1856(G), relative to the assessment of public service properties for ad valorem taxation; to specify filing requirements for certain reports; to increase the penalty for failure to timely file reports; to specify procedures for protesting assessments; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McDonald on behalf of the Legislative Bureau to Engrossed House Bill No. 1718 by Representative Gary Smith

AMENDMENT NO. 1

On page 2, line 24, change "provisions of" to "amendments herein to"

AMENDMENT NO. 2

On page 2, line 26, change "provisions of" to "amendments herein to"

AMENDMENT NO. 3

On page 2, line 26, change "and (G)" to ", and the enactment herein of R. S. 47:1856(G),"

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

Rep. Gary Smith moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Frith	Odinot
Alexander	Futrell	Pierre
Ansardi	Gallot	Pinac
Arnold	Geymann	Pitre
Badon	Glover	Powell, M.
Baldone	Gray	Powell, T.
Baudoin	Guillory, E.	Quezaire
Baylor	Guillory, M.	Richmond
Broome	Hebert	Ritchie
Bruneau	Hill	Romero
Burns	Honey	Schneider
Burrell	Hopkins	Shepherd
Carter, K.	Hunter	Smiley
Carter, R.	Hutter	Smith, G.—56th
Cazayoux	Jackson	Smith, J.D.—50th

Crane	Jefferson	Smith, J.H.—8th
Crowe	Johns	Smith, J.R.—30th
Curtis	Katz	St. Germain
Damico	Kennard	Strain
Daniel	Kenney	Thompson
Dartez	LaBruzzo	Toomy
DeWitt	LaFleur	Townsend
Doerge	Lambert	Trahan
Dorsey	Lancaster	Triche
Dove	Marchand	Tucker
Downs	Martiny	Waddell
Durand	McDonald	Walker
Erdey	McVea	White
Fannin	Montgomery	Winston
Farrar	Morrell	Wooton
Faucheux	Morrish	Wright
Flavin	Murray	
Total—95		

NAYS

Bowler	Robideaux	Scalise
Total—3		

ABSENT

Mr. Speaker	Bruce	Heaton
Beard	Hammett	Walsworth
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 984—
BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 11:1423(C), relative to the Louisiana Assessors' Retirement Fund; to provide relative to retirement options; to provide relative to option reductions; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Pinac moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Frith	Odinot
Alexander	Futrell	Pierre
Ansardi	Gallot	Pinac
Arnold	Geymann	Pitre
Badon	Glover	Powell, M.
Baldone	Gray	Powell, T.
Baudoin	Guillory, E.	Quezaire
Baylor	Guillory, M.	Richmond
Beard	Hammett	Ritchie
Bowler	Hebert	Robideaux
Broome	Hill	Romero
Bruneau	Honey	Scalise
Burns	Hopkins	Schneider

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

NAYS

Total—0

ABSENT

Mr. Speaker	Carter, R.	Townsend
Bruce	Heaton	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Suspension of the Rules

On motion of Rep. Montgomery, 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. 1331—
BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 37:575(A)(1), 589, 593, 599(A)(2)(f)(iv) and (A)(7) and to enact R.S. 37:587, 591(D), and 599(A)(9), relative to cosmetology; to provide relative to the sale of immovable property; to provide for certification of records; to require licensed managers; to provide exceptions for services outside the licensed facility; to provide regarding booth rental permits; to provide for fees; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Pinac moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Gallot	Morrish
Ansardi	Geymann	Murray
Arnold	Glover	Pinac
Badon	Gray	Powell, T.
Baldone	Guillory, E.	Quezaire
Baylor	Guillory, M.	Richmond
Broome	Hammett	Ritchie
Burrell	Hebert	Schneider
Carter, K.	Hill	Shepherd
Carter, R.	Honey	Smith, J.D.—50th
Cazayoux	Hunter	Smith, J.H.—8th
Crane	Hutter	Smith, J.R.—30th
Curtis	Jackson	St. Germain
Damico	Jefferson	Strain
Dartez	Johns	Thompson
DeWitt	Kennard	Toomy
Doerge	LaFleur	Townsend
Dorsey	Marchand	Trahan
Dove	Martiny	Waddell
Durand	McVea	White
Farrar	Montgomery	
Flavin	Morrell	
Total—64		

NAYS

Alexander	Futrell	Scalise
Baudoin	Katz	Smiley
Bruneau	Kenney	Smith, G.—56th
Burns	LaBruzzo	Triche
Crowe	Lancaster	Tucker
Downs	McDonald	Walker
Erdey	Pierre	Walsworth
Fannin	Pitre	Winston
Faucheux	Powell, M.	Wright
Frith	Robideaux	
Total—29		

ABSENT

Mr. Speaker	Daniel	Odinot
Beard	Heaton	Romero
Bowler	Hopkins	Wooton
Bruce	Lambert	
Total—11		

The bill, not having received a two-thirds vote of the elected members, failed to pass.

Motion to reconsider pending.

HOUSE BILL NO. 1416—
BY REPRESENTATIVE TOOMY
AN ACT

To amend and reenact R.S. 4:705(2)(b) and (c), 707(F)(3), and 710(A), relative to charitable gaming; to provide with respect to the licensing and conducting of charitable gaming; to provide for an increase in the license fees for certain distributors and licensed charitable organizations; to require charitable organizations conducting certain raffles with prizes in excess of certain amounts to be licensed; to increase the number of bingo sessions which may be conducted annually pursuant to a special license; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Toomy to Engrossed House Bill No. 1416 by Representative Toomy

AMENDMENT NO. 1

On page 1, line 2, after "and (c)," and before "relative" delete "707(F)(3), and 710(A),"

AMENDMENT NO. 2

On page 1, line 10, after "and (c)," and before "are hereby" delete the comma "," and delete "707(F)(3), and 710(A)"

AMENDMENT NO. 3

On page 2, delete lines 4 through 28 in their entirety

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing members and their counts for YEAS: Alario, Ansardi, Arnold, Badon, Baylor, Bowler, Burns, Burrell, Carter, K., Carter, R., Crane, Curtis, Damico, Daniel, Dartez, DeWitt, Doerge, Dorsey, Dove, Downs, Total—60

NAYS

Table listing members and their counts for NAYS: Alexander, Baldone, Baudoin, Broome, Crowe, Erdey, Fannin, Farrar, Futrell, Geymann, Total—30

ABSENT

Table listing members and their counts for ABSENT: Mr. Speaker, Hammett, Morrell

Table listing members and their counts: Beard, Bruce, Bruneau, Cazayoux, Total—14; Heaton, Hill, Hopkins, LaFleur; Scalise, Waddell, Winston

The chair declared the above bill, not having received a two-thirds vote of the elected members, failed to pass.

HOUSE BILL NO. 1417— BY REPRESENTATIVE TOOMY AN ACT

To amend and reenact R.S. 4:705(3) and 739(A)(3)(a), (E)(1), and (F), relative to electronic bingo card dabber devices; to authorize the office of charitable gaming to establish and collect a fee of not more than eight percent of the lease or rental price of electronic dabber devices; to allow electronic dabber devices to be used with paper other than disposable paper if approved by the office; to provide that electronic dabber devices may be used without purchasing disposable bingo paper; to provide for the adoption of rules to govern the specifications, use, and operation of electronic dabber devices; to provide for the establishment of a list of manufacturers, distributors, and suppliers of electronic dabber devices; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Toomy to Engrossed House Bill No. 1417 by Representative Toomy

AMENDMENT NO. 1

On page 1, line 2, after "reenact" change "R.S. 4:705(3) and 739(A)(3)(a)," to "R.S. 4:739(A)(3)(a),"

AMENDMENT NO. 2

On page 1, line 13, after "Section 1." change "R.S. 4:705(3) and 739(A)(3)(a)," to "R.S. 4:739(A)(3)(a),"

AMENDMENT NO. 3

On page 1, delete lines 15 through 19 in their entirety and on page 2, delete lines 1 through 3 in their entirety

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing members and their counts for YEAS: Alario, Ansardi, Arnold, Badon, Bowler, Bruneau, Burns, Glover, Gray, Guillory, M., Hammett, Hebert, Honey, Hunter, Pinac, Pitre, Quezaire, Richmond, Robideaux, Romero, Shepherd

Burrell	Hutter	Smiley
Carter, K.	Jackson	Smith, G.—56th
Cazayoux	Jefferson	Smith, J.D.—50th
Curtis	Johns	Smith, J.R.—30th
Damico	Katz	St. Germain
Daniel	LaBruzzo	Toomy
Dartez	Lancaster	Townsend
DeWitt	Marchand	Trahan
Dove	Martiny	Triche
Downs	McDonald	Tucker
Durand	Montgomery	Walker
Faucheux	Morrish	White
Flavin	Murray	Winston
Frith	Odinot	Wooton
Gallot	Pierre	
Total—65		

NAYS

Alexander	Farrar	Ritchie
Baldone	Futrell	Schneider
Baudoin	Geymann	Smith, J.H.—8th
Beard	Guillory, E.	Strain
Broome	Kennard	Thompson
Crane	Kenney	Waddell
Crowe	Lambert	Walsworth
Doerge	McVea	Wright
Erdey	Powell, M.	
Fannin	Powell, T.	
Total—28		

ABSENT

Mr. Speaker	Dorsey	LaFleur
Baylor	Heaton	Morrell
Bruce	Hill	Scalise
Carter, R.	Hopkins	
Total—11		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Toomy 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. 1260—
BY REPRESENTATIVE CAZAYOUX
AN ACT

To enact R.S. 32:200, relative to motor vehicles; to prohibit the operation of certain motor scooters on sidewalks; to provide for certain exceptions; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Cazayoux to Engrossed House Bill No. 1260 by Representative Cazayoux

AMENDMENT NO. 1

On page 1, line 8, after "scooters" delete the remainder of the line and insert "shall be"

AMENDMENT NO. 2

On page 1, line 10 after "scooters" insert "at a speed not to exceed 20 miles per hour by persons eight years old or older between sunrise and sunset"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Burns to Engrossed House Bill No. 1260 by Representative Cazayoux

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 32:200" and before the comma "," insert "and 300.2"

AMENDMENT NO. 2

On page 1, line 3, after "exceptions;" insert "to provide relative to electric personal assistive mobility devices; to provide relative to the operation of such devices;"

AMENDMENT NO. 3

On page 1, line 6, after "R.S. 32:200" delete "is" and insert "and 300.2 are"

AMENDMENT NO. 4

On page 1, after line 11, insert the following:

"§300.2. Electric personal assistive mobility devices; operation; exceptions

A. Electric personal assistive mobility devices shall be authorized to operate on sidewalks, bicycle paths, and highways with posted speed limits of thirty-five miles per hour or less, except that any parish or municipal governing authority may limit or prohibit the operation of such devices on any sidewalk, bicycle path or highway under its jurisdiction.

B. For purposes of this Section, the term "electric personal assistive mobility device" shall mean a self-balancing, two, non-tandem wheeled device designed to transport only one person at a time, with an electric propulsion system which limits the maximum speed of the device to not more than fifteen miles per hour. An electric personal assistive mobility device shall not be considered a motor scooter, an electric scooter, a vehicle, or a motor vehicle."

Rep. Burns moved the adoption of the amendments.

Rep. Cazayoux objected.

By a vote of 68 yeas and 23 nays, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Faucheux	Murray
Ansardi	Frith	Odinet
Arnold	Futrell	Pierre
Badon	Gallot	Pinac
Baldone	Geymann	Pitre
Baylor	Glover	Powell, M.
Beard	Gray	Powell, T.
Bowler	Guillory, E.	Quezaire
Broome	Guillory, M.	Richmond
Burns	Hammett	Ritchie
Burrell	Hebert	Robideaux
Carter, K.	Hill	Romero
Carter, R.	Honey	Schneider
Cazayoux	Hunter	Smith, J.D.—50th
Crane	Hutter	Smith, J.H.—8th
Crowe	Jackson	Smith, J.R.—30th
Curtis	Jefferson	St. Germain
Damico	Johms	Strain
Daniel	Katz	Thompson
Dartez	Kennard	Toomy
DeWitt	Kenney	Townsend
Doerge	LaBruzzo	Waddell
Dorsey	Lambert	Walker
Dove	Marchand	White
Downs	Martiny	Winston
Durand	McVea	Wooton
Fannin	Montgomery	Wright
Farrar	Morrish	
Total—83		

NAYS

Alexander	Hopkins	Smiley
Baudoin	Lancaster	Smith, G.—56th
Bruneau	McDonald	Trahan
Erdey	Scalise	Tucker
Flavin	Shepherd	Walsworth
Total—15		

ABSENT

Mr. Speaker	Heaton	Morrell
Bruce	LaFleur	Triche
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1659—
BY REPRESENTATIVE K. CARTER
AN ACT

To enact R.S. 17:10.6, relative to school and district accountability; to provide for the status of a city, parish, or other local public school system which is academically in crisis; to provide for notice of the status; to provide for the powers of the school board of such a system; to provide for the powers of the school superintendent of such a system; to provide for definitions and audit and accounting requirements; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative K. Carter to Engrossed House Bill No. 1659 by Representative K. Carter

AMENDMENT NO. 1

On page 3, line 8, between "superintendent" and "shall" insert ", or his designee."

AMENDMENT NO. 2

On page 4, between lines 14 and 15, insert the following:

"(f) The superintendent shall seek and consider advice and input from the local board and appropriate subject matter committees thereof prior to making policy and contractual decisions."

AMENDMENT NO. 3

On page 6, after line 16, insert the following:

"Section 2. This Act shall become effective upon the signature by the governor or, if not signed by the governor, upon expiration of 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. Karen Carter, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Futrell to Engrossed House Bill No. 1659 by Representative K. Carter

AMENDMENT NO. 1

On page 6, after line 16, add the following:

"H. The provisions of this Section shall apply only in any parish having a population of not less than four hundred seventy thousand persons according to the latest federal decennial census."

Rep. Futrell moved the adoption of the amendments.

Rep. Karen Carter objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Arnold	Kennard	Smith, G.—56th
Bruneau	Lancaster	Smith, J.R.—30th
Carter, R.	Martiny	Thompson
Fannin	McDonald	Walker
Futrell	Powell, M.	Walsworth
Hopkins	Schneider	White
Katz	Smiley	Wright
Total—21		

NAYS

Alario	Farrar	Morrell
Alexander	Faucheux	Morrish
Badon	Flavin	Murray
Baudoin	Frith	Odinot
Beard	Gallot	Pierre
Bowler	Geymann	Pinac
Broome	Gray	Pitre
Burns	Guillory, E.	Powell, T.
Carter, K.	Guillory, M.	Quezaire
Cazayoux	Hammett	Ritchie
Crane	Hebert	Robideaux
Crowe	Hill	Scalise
Curtis	Honey	Shepherd
Damico	Hunter	Smith, J.D.—50th
Daniel	Hutter	Smith, J.H.—8th
Dartez	Jackson	St. Germain
DeWitt	Jefferson	Strain
Doerge	Johns	Toomy
Dorsey	Kenney	Trahan
Dove	LaBruzzo	Tucker
Downs	LaFleur	Waddell
Durand	Lambert	Winston
Erdey	Montgomery	Wooton

Total—69

ABSENT

Mr. Speaker	Burrell	Richmond
Ansardi	Glover	Romero
Baldone	Heaton	Townsend
Baylor	Marchand	Triche
Bruce	McVea	

Total—14

The amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Morrell to Engrossed House Bill No. 1659 by Representative K. Carter

AMENDMENT NO. 1

On page 6, after line 16 insert the following:

"Section 2. The provisions of this Act shall not go into effect in any parish until the voters of such parish have approved the provisions of this Act by proposition."

Rep. Morrell moved the adoption of the amendments.

Rep. Karen Carter objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Arnold	Hutter	Smiley
Baylor	Katz	Smith, G.—56th
Beard	Kennard	Smith, J.R.—30th
Bruneau	Morrell	Triche

Carter, R.
Curtis
Futrell
Guillory, E.
Hopkins
Total—26

Murray	Tucker
Odinot	Walker
Powell, M.	Walsworth
Schneider	Wright
Shepherd	

NAYS

Alario	Faucheux	Montgomery
Alexander	Flavin	Morrish
Badon	Frith	Pierre
Baudoin	Gallot	Pinac
Bowler	Geymann	Pitre
Broome	Gray	Powell, T.
Burns	Guillory, M.	Quezaire
Carter, K.	Hammett	Ritchie
Cazayoux	Hebert	Robideaux
Crane	Hill	Scalise
Crowe	Honey	Smith, J.D.—50th
Damico	Hunter	Smith, J.H.—8th
Daniel	Jackson	St. Germain
DeWitt	Jefferson	Strain
Doerge	Johns	Thompson
Dorsey	Kenney	Toomy
Dove	LaBruzzo	Townsend
Downs	LaFleur	Trahan
Durand	Lambert	Waddell
Erdey	Lancaster	Winston
Fannin	Martiny	Wooton
Farrar	McDonald	

Total—65

ABSENT

Mr. Speaker	Dartez	Richmond
Ansardi	Glover	Romero
Baldone	Heaton	White
Bruce	Marchand	
Burrell	McVea	

Total—13

The amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tucker to Engrossed House Bill No. 1659 by Representative K. Carter

AMENDMENT NO. 1

On page 6, after line 16, insert the following:

"Prior to entering into a contract authorized by this Section, the superintendent shall be required to publish the contract on the next school board meeting's agenda. The superintendent shall make available to the public at that school board meeting a final draft of said contract. No changes shall be made to the contract after it has been publicly displayed."

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

Rep. Karen Carter moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Farrar	Montgomery
Alexander	Faucheux	Morrish
Badon	Flavin	Murray
Baldone	Frith	Pierre
Baudoin	Futrell	Pinac
Baylor	Gallot	Powell, M.
Beard	Geymann	Powell, T.
Broome	Gray	Quezaire
Burns	Guillory, E.	Ritchie
Burrell	Guillory, M.	Robideaux
Carter, K.	Hammett	Scalise
Cazayoux	Hebert	Smiley
Crane	Hill	Smith, G.—56th
Crowe	Honey	Smith, J.D.—50th
Curtis	Hopkins	Smith, J.H.—8th
Damico	Hunter	St. Germain
Daniel	Jackson	Strain
Dartez	Jefferson	Thompson
DeWitt	Johns	Townsend
Doerge	Kenney	Trahan
Dorsey	LaBruzzo	Waddell
Dove	LaFleur	White
Downs	Lambert	Winston
Durand	Martiny	Wooton
Fannin	McDonald	
Total—74		

NAYS

Arnold	Kennard	Toomy
Bowler	Morrell	Triche
Bruneau	Odinot	Tucker
Carter, R.	Pitre	Walker
Erdey	Schneider	Walsworth
Hutter	Shepherd	Wright
Katz	Smith, J.R.—30th	
Total—20		

ABSENT

Mr. Speaker	Heaton	Richmond
Ansardi	Lancaster	Romero
Bruce	Marchand	
Glover	McVea	
Total—10		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Conference Committee Reports Received

Conference Committee Reports were received for the following legislative instruments:

HOUSE BILL NO. 272—

BY REPRESENTATIVES DURAND, THOMPSON, SALTER, JOHN SMITH, STRAIN, TOOMY, CURTIS, DOERGE, DORSEY, GRAY, E. GUILLORY, M. GUILLORY, KATZ, MARCHAND, MCDONALD, STRAIN, WADDELL, WALKER, WINSTON, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BAUDOIN, BAYLOR, BEARD, BROOME, BRUCE, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CROWE, DAMICO, DANIEL, DARTEZ, DEWITT, DOVE, DOWNS, ERDY, FANNIN, FARRAR, FAUCHEUX, FLAVIN, FRITH, FUTRELL, GALLOT, GLOVER, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUNTER, JACKSON, JEFFERSON, KENNEY, LAFLEUR, MARTINY, MCVEA, MONTGOMERY, MURRAY, ODINOT, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE,

RICHMOND, RITCHIE, ROMERO, SHEPHERD, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, ST. GERMAIN, TOWNSEND, TRICHE, TUCKER, AND WRIGHT AND SENATORS BARHAM, HINES, JONES, MCPHERSON, AND SCHEDLER

AN ACT

To amend and reenact R.S. 36:801.1(A) and to enact R.S. 36:259(J) and Chapter 34 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2841 through 2846, relative to the Louisiana Emergency Response Network (LERN); to provide for statement of purpose; to provide for definitions; to provide for the creation of the Louisiana Emergency Response Network; to provide for the board and its membership, appointments, terms of office, vacancies, meetings, compensation, functions, powers, and duties; to provide for rules and regulations; to provide for an effective date; and to provide for related matters.

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

Suspension of the Rules

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

Petitions, Memorials and Communications

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

Message from the Senate

HOUSE BILLS

June 1, 2004

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

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

House Bill No. 17
Returned without amendments.

House Bill No. 97
Returned without amendments.

House Bill No. 119
Returned with amendments.

House Bill No. 121
Returned without amendments.

House Bill No. 132
Returned without amendments.

House Bill No. 155
Returned without amendments.

House Bill No. 471
Returned with amendments.

House Bill No. 593
Returned with amendments.

House Bill No. 880
Returned without amendments.

House Bill No. 1115
Returned with amendments.

House Bill No. 1472
Returned without amendments.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

June 1, 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. 135

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

June 1, 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. 130 and 131

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

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

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

Introduction of Resolutions, House and House Concurrent

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

HOUSE RESOLUTION NO. 83—

BY REPRESENTATIVE ERDEY

A RESOLUTION

To designate October fifteenth of each year as Pregnancy and Infant Loss Remembrance Day so as to allow families a day each year to remember and reflect upon their loss and to enable more support for these families so that these children can be remembered by all.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 242—

BY REPRESENTATIVE MARTINY

A CONCURRENT RESOLUTION

To declare June 8, 2004, as Boys and Girls Club Day in the state of Louisiana.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 243—

BY REPRESENTATIVE DURAND

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to consider making recommendations for changes in qualifications for businesses applying for specific information logo signs along interstates and fully controlled access highway rights-of-way, and to report such recommendations to the House and Senate Transportation, Highways and Public Works Committees prior to the convening of the 2005 Regular Session.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 244—

BY REPRESENTATIVE MONTGOMERY

A CONCURRENT RESOLUTION

To direct the Department of Health and Hospitals, office for citizens with developmental disabilities to review and assess whether it would be beneficial to transfer the management of Northwest Louisiana Developmental Center to a private nonprofit management entity and report their findings to the House and Senate Health and Welfare Committees on or before November 1, 2004.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 245—

BY REPRESENTATIVE THOMPSON

A CONCURRENT RESOLUTION

To commend Dr. William H. Brown upon his retirement after providing more than twenty-eight years of dedicated service to the Louisiana State University System.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 246—

BY REPRESENTATIVE BURNS

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Veterans Affairs to take appropriate measures to raise awareness of educational benefits available to surviving spouses and dependents of members of the military who have been killed or disabled in military service.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 247—

BY REPRESENTATIVE KENNARD

A CONCURRENT RESOLUTION

To commend Gayle Hatch of Baton Rouge upon his selection as coach of the men's 2004 United States Olympic Weightlifting Team.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 248—

BY REPRESENTATIVE DORSEY

A CONCURRENT RESOLUTION

To commend Garret Douget for his heroism and courage while assisting in the detainment of a suspected shoplifter at a Baton Rouge store.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 249—

BY REPRESENTATIVE DORSEY

A CONCURRENT RESOLUTION

To commend Stanford Wilson for his heroism and courage displayed while assisting in the detainment of a shoplifting suspect at a Baton Rouge store.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 250—

BY REPRESENTATIVE BROOME

A CONCURRENT RESOLUTION

To recognize Delta Sigma Theta Sorority, Inc., and its support for legislation which provides affordable health insurance for all uninsured adults in Louisiana.

Read by title.

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

Ordered to the Senate.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Civil Law and Procedure

June 1, 2004

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on May 27, 2004, I am directed by your Committee on Civil Law and Procedure to submit the following report:

House Bill No. 647, by Alario (Joint Resolution)
Reported with amendments. (7-0) (Regular)

House Bill No. 676, by Doerge (Joint Resolution)
Reported with amendments. (7-0) (Regular)

House Bill No. 724, by Hammett (Joint Resolution)
Reported with amendments. (7-0) (Regular)

Senate Bill No. 806, by Dupre (Joint Resolution)
Reported with amendments. (7-0) (Regular)

GLENN ANSARDI
Chairman

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

Report of the Committee on Health and Welfare

June 1, 2004

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on May 27, 2004, I am directed by your Committee on Health and Welfare to submit the following report:

House Concurrent Resolution No. 206, by Walker
Reported favorably. (11-0)

Senate Bill No. 445, by Jackson
Reported favorably. (12-0) (Regular)

Senate Bill No. 492, by Schedler
Reported with amendments. (12-0) (Regular)

Senate Bill No. 826, by Jackson
Reported favorably. (13-0) (Regular)

Senate Bill No. 840, by Jackson
Reported favorably. (13-0) (Regular)

SYDNIE MAE DURAND
Chairman

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

Privileged Report of the Legislative Bureau

June 1, 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. 11
Reported without amendments.

Senate Bill No. 133
Reported without amendments.

Senate Bill No. 218
Reported without amendments.

Senate Bill No. 243
Reported with amendments.

Senate Bill No. 290
Reported without amendments.

Senate Bill No. 356
Reported without amendments.

Senate Bill No. 542
Reported without amendments.

Senate Bill No. 617
Reported without amendments.

Senate Bill No. 709
Reported with amendments.

Senate Bill No. 756
Reported without amendments.

Senate Bill No. 757
Reported without amendments.

Senate Bill No. 758
Reported without amendments.

Senate Bill No. 772
Reported without amendments.

Senate Bill No. 801
Reported without amendments.

Senate Bill No. 835
Reported without amendments.

Respectfully submitted,

CHARLES MCDONALD
Chairman

Privileged Report of the Committee on Enrollment

June 1, 2004

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

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

The following House Resolutions have been properly enrolled:

HOUSE RESOLUTION NO. 81—
BY REPRESENTATIVE MORRELL
A RESOLUTION

To commend Rainbow Academy and Preschool upon the celebration of its thirtieth anniversary.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above House Resolutions contained in the report were signed by the Speaker of the House and taken by the Clerk of the House to the Secretar

y of State in accordance with the rules of the House.

Suspension of the Rules

On motion of Rep. Martiny, the rules were suspended to permit the Committee on Administration of Criminal Justice to meet on Wednesday, June 2, 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. 408

Suspension of the Rules

On motion of Rep. Karen Carter, the rules were suspended to permit the Committee on Insurance to meet on Wednesday, June 2, 2004, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

Senate Bill No. 73

Suspension of the Rules

On motion of Rep. Toomy, the rules were suspended to permit the Committee on Judiciary to meet upon adjournment on Wednesday, June 2, 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 Nos. 1169 and 1535

House Concurrent Resolution No. 218

Senate Bill Nos. 364 and 657

Leave of Absence

Rep. Bruce - 1 day

Rep. Heaton - 1 day

Adjournment

On motion of Rep. Kenney, at 5:50 P.M., the House agreed to adjourn until Wednesday, June 2, 2004, at 2:00 P.M.

The Speaker Pro Tempore! of the House declared the House adjourned until 2:00 P.M., Wednesday, June 2, 2004.

ALFRED W. SPEER
Clerk of the House

