

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

FORTY-THIRD DAY'S PROCEEDINGS

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

House of Representatives
 State Capitol
 Baton Rouge, Louisiana

Thursday, June 10, 2004

The House of Representatives was called to order at 9:00 A.M., by the Honorable Joe R. Salter, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

Mr. Speaker	Frith	Odinet
Alario	Futrell	Pierre
Alexander	Gallot	Pinac
Ansardi	Geymann	Pitre
Arnold	Glover	Powell, M.
Badon	Gray	Powell, T.
Baldone	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Richmond
Beard	Hammett	Ritchie
Bowler	Heaton	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	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	Walsworth
Fannin	Montgomery	White
Farrar	Morrell	Winston
Faucheux	Morrish	Wooton
Flavin	Murray	Wright
Total—102		

ABSENT

Baylor	Bruce
Total—2	

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

Prayer

Prayer was offered by Dr. Ken Ward.

Pledge of Allegiance

Rep. Elcie Guillory 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. Mickey Guillory, the reading of the Journal was dispensed with.

On motion of Rep. Crowe, and under a suspension of the rules, the Journal of June 7, 2004, was corrected to reflect him as voting yea on final passage of House Bill No. 740.

On motion of Rep. Walsworth, and under a suspension of the rules, the Journal of June 9, 2004, was corrected to reflect him as voting nay on the motion to adopt the amendments by Representative Downs to Senate Bill No. 394.

On motion of Rep. Gray, and under a suspension of the rules, the Journal of June 9, 2004, was corrected to reflect her as voting yea on the concurrence of the Senate Amendments to House Bill No. 1659.

On motion of Rep. Waddell, the Journal of June 9, 2004, was adopted.

Petitions, Memorials and Communications

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

Message from the Senate

SENATE BILLS

June 10, 2004

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

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

Senate Bill No. 591

Respectfully submitted,

GLENN A. KOEPP
 Secretary of the Senate

Suspension of the Rules

On motion of Rep. Shepherd, 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. 591—
BY SENATOR CHEEK

AN ACT

To enact R.S. 22:11.1, relative to health insurance; to provide for a credentialing process for health insurance issuers who contract directly with health care providers for health care services; 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. 98—
BY REPRESENTATIVE CRANE

A RESOLUTION

To urge and request the Board of Regents to study the need for and feasibility of requiring students residing in on-campus housing at public postsecondary education institutions to be vaccinated for meningococcal disease and to submit a written report of its findings and recommendations to the House Committee on Education prior to the beginning of the 2005 Regular Session.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 279—
BY REPRESENTATIVE BAUDOIN

A CONCURRENT RESOLUTION

To direct the Department of Health and Hospitals, the Department of Environmental Quality, the Department of Wildlife and Fisheries, and the Department of Agriculture and Forestry and to urge and request the federal agency for toxic substances and disease registry to cooperate in a study to determine the immediate risks to and the cumulative impact on humans, crops, wildlife, and fisheries living and or located in areas within a close proximity to chemical and petrochemical plants in Louisiana, particularly facilities involved in the handling of hazardous waste and the environmental impact of such entities in the areas in which they are located, especially the increased rate of cancer that occurs in the industrial corridor of the state that has come to be known as "Cancer Alley".

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Baudoin to Original House Concurrent Resolution No. 279 by Representative Baudoin

AMENDMENT NO. 1

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

AMENDMENT NO. 2

On page 2, at the beginning of line 13, change "direct" to "urge and request"

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

On motion of Rep. Baudoin, and under a suspension of the rules, the resolution, as amended, was adopted.

Ordered to the Senate.

House and House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 306—
BY REPRESENTATIVE DANIEL

A CONCURRENT RESOLUTION

To express the intent of the Louisiana Legislature in the passage of Act No. 715 of the 2003 Regular Session relative to the retroactive effects on the ownership of improvements, including oil casings and facilities placed by a lessee or another third party on the land of another.

Read by title.

Under the rules, the above resolution was referred to the Committee on Civil Law and Procedure.

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 56—
BY SENATORS DARDENNE AND SMITH

A CONCURRENT RESOLUTION

To direct the legislative auditor to compile a report on the cost of operating the district court system in Louisiana for presentation to the legislature prior to the 2005 Regular Session; to request assistance of various state and local governmental entities which perform various district court functions or provide financial support of the court system; and to report to the legislature any limitations imposed on the compilation of timely, relevant, and accurate information on the operations of the district court system.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 62—
BY SENATOR HOLDEN

A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Environmental Quality and each member of the Louisiana delegation to the United States Congress to support federal

regulations mandating restrictions on mercury emissions and discharges to reduce mercury contamination in the environment.

Read by title.

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

Senate Bills and Joint Resolutions on Second Reading to be Referred

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

SENATE BILL NO. 352—
BY SENATOR BOISSIERE

AN ACT

To enact R.S. 11:416(A)(3)(c), relative to the Louisiana State Employees' Retirement System; to provide with respect to reemployment of retired members; to provide with respect to earnings limitations, repayment of excess earnings, and notifications by the employing agency; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 623—
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:102(A) and (B)(3)(d), and 883.1(A), (B), (C)(1)(introductory paragraph) and to enact R.S. 11:102(B)(5), and to repeal R. S. 11:883.1(D), relative to state retirement systems; to provide relative to payment of unfunded accrued liabilities of the Teachers' Retirement System of Louisiana; to provide for amortization of unfunded accrued liabilities over a thirty-year period or in accordance with standards promulgated by the Governmental Accounting Standards Board from the time of occurrence; to include negative employee experience account balances in the unfunded accrued liability; to provide for experience account credits; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 858—
BY SENATORS KOSTELKA, MICHOT AND NEVERS AND
REPRESENTATIVE WALSWORTH

AN ACT

To amend and reenact R.S. 51:2454(C)(1), to enact R.S. 51:2453(1)(a)(i)(dd), and to repeal R.S. 51:2454(C)(2), relative to the Louisiana Quality Jobs Program; to provide for participation in the program for certain small Vision 2020 cluster businesses; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 875 (Substitute for Senate Bill No. 336 by
Senator McPherson)—**
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 17: 403(C), R.S. 36:258(E)(1), and R.S. 46:2503(A) and to enact Chapter 50-A of Title 37 of Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:3386 through 3390.6, and to repeal R.S. 36:259(E)(19), R.S. 46:2503(E), and Chapter 50 of Title 37 of Louisiana Revised Statutes of 1950, comprised of R.S. 37:3371 through 3384, relative to addictive disorder professionals; to provide for definitions; to provide for categories of addictive disorder professionals; to provide for powers and duties of the Department of Health and Hospitals, office for addictive disorders; to provide for licensure, certification, and registration of addictive disorder counselors and professionals; to authorize the department to impose application fees; to provide with respect to penalties; to establish the Addictive Disorders Professionals Licensing and Certification Fund in the state treasury; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Broome to Reengrossed Senate Bill No. 875 by Senator McPherson

AMENDMENT NO. 1

On page 7, delete lines 16 through 20 in their entirety

AMENDMENT NO. 2

On page 7, line 21, change "(d)" to "(c)"

AMENDMENT NO. 3

On page 9, delete lines 22 through 26 in their entirety

AMENDMENT NO. 4

On page 9, line 27, change "(d)" to "(c)"

AMENDMENT NO. 5

On page 9, line 29, change "(e)" to "(d)"

AMENDMENT NO. 6

On page 11, delete lines 27 through 29 in their entirety

AMENDMENT NO. 7

On page 12, delete lines 1 and 2 in their entirety

AMENDMENT NO. 8

On page 12, line 3, change "(d)" to "(c)"

AMENDMENT NO. 9

On page 12, line 5, change "(e)" to "(d)"

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AMENDMENT NO. 10

On page 14, delete lines 1 through 4 in their entirety

AMENDMENT NO. 11

On page 14, line 5, change "(6)" to "(5)"

AMENDMENT NO. 12

On page 14, line 7, change "(7)" to "(6)"

AMENDMENT NO. 13

On page 14, line 9, change "(8)" to "(7)"

AMENDMENT NO. 14

On page 15, delete lines 12 through 15 in their entirety

AMENDMENT NO. 15

On page 15, line 16, change "(6)" to "(5)"

AMENDMENT NO. 16

On page 15, line 18, change "(7)" to "(6)"

AMENDMENT NO. 17

On page 15, delete lines 20 through 25 in their entirety

AMENDMENT NO. 18

On page 17, delete lines 10 through 13 in their entirety

AMENDMENT NO. 19

On page 17, line 14, change "(d)" to "(c)"

AMENDMENT NO. 20

On page 19, delete lines 20 through 23 in their entirety

AMENDMENT NO. 21

On page 19, line 24, change "(d)" to "(c)"

AMENDMENT NO. 22

On page 21, delete lines 21 through 25 in their entirety

AMENDMENT NO. 23

On page 21, line 26, change "(d)" to "(c)"

AMENDMENT NO. 24

On page 22, delete line 10 and insert "this Chapter."

AMENDMENT NO. 25

On page 22, delete lines 11 and 12 in their entirety

AMENDMENT NO. 26

On page 24, delete line 2 and insert "Chapter."

AMENDMENT NO. 27

On page 24, delete lines 3 and 4 in their entirety

AMENDMENT NO. 28

On page 25, delete lines 12 through 15 in their entirety

AMENDMENT NO. 29

On page 25, line 16, change "(6)" to "(5)"

AMENDMENT NO. 30

On page 25, line 18, change "(7)" to "(6)"

AMENDMENT NO. 31

On page 25, line 20, change "(8)" to "(7)"

AMENDMENT NO. 32

On page 25, delete line 23 and insert "this Chapter."

AMENDMENT NO. 33

On page 25, delete lines 24 and 25 in their entirety

AMENDMENT NO. 34

On page 26, delete lines 7 through 10 in their entirety

AMENDMENT NO. 35

On page 26, delete lines 24 through 27 in their entirety

AMENDMENT NO. 36

On page 26, line 28, change "E." to "D."

AMENDMENT NO. 37

On page 27, line 1, change "F." to "E."

AMENDMENT NO. 38

On page 27, line 6, change "G." to "F."

AMENDMENT NO. 39

On page 27, line 13, change "H." to "G."

AMENDMENT NO. 40

On page 27, line 17, change "I." to "H."

AMENDMENT NO. 41

On page 28, delete lines 2 through 5 in their entirety

AMENDMENT NO. 42

On page 28, line 6, change "E." to "D."

AMENDMENT NO. 43

On page 29, delete line 29 in its entirety

AMENDMENT NO. 44

On page 30, delete line 1 in its entirety

AMENDMENT NO. 45

On page 31, line 28, after "rule" and before "promulgated" delete "or fee"

AMENDMENT NO. 46

On page 35, delete line 28 and insert "credential or status authorized by this Chapter,"

AMENDMENT NO. 47

On page 35, delete line 29 in its entirety

AMENDMENT NO. 48

On page 36, at the beginning of line 1, delete "violation"

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

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

House and House Concurrent Resolutions Reported by Committee

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

HOUSE RESOLUTION NO. 8—

BY REPRESENTATIVE TRICHE

A RESOLUTION

To amend and readopt House Rule 6.4(A) and (B) of the Rules of Order of the House of Representatives to provide for the composition of the Committee on Appropriations.

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.

HOUSE RESOLUTION NO. 16—

BY REPRESENTATIVE HEBERT

A RESOLUTION

To amend and readopt House Rule 9.13 of the Rules of Order of the House of Representatives, to require the approval of two-thirds of the members present and voting to adopt the motion to end consideration of amendments.

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 Resolution No. 16 by Representative Hebert

AMENDMENT NO. 1

On page 1, line 2, after "House Rule" and before "9.13" delete "9.10(D) and"

AMENDMENT NO. 2

On page 1, line 4, after "adopt the" delete the remainder of the line and at the beginning of line 5, delete "the entire subject matter, and" and insert "motion"

AMENDMENT NO. 3

On page 1, line 7, after "House Rule" and before "9.13" delete "9.10(D) and"

AMENDMENT NO. 4

On page 1, at the end of line 7, change "are" to "is"

AMENDMENT NO. 5

On page 1, delete lines 9 through 14

AMENDMENT NO. 6

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

"BE IT FURTHER RESOLVED by the House of Representatives of the Legislature of Louisiana that the provisions of this Resolution shall become effective on June 22, 2004."

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 RESOLUTION NO. 41—

BY REPRESENTATIVE HEBERT

A RESOLUTION

To adopt House Rule 10.3(D) of the Rules of Order of the House of Representatives to provide that only a member may cast his own vote after the voting machines are locked and to provide for an exception.

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 Resolution No. 41 by Representative Hebert

AMENDMENT NO. 1

On page 1, line 4, after "locked" delete the period "." and insert "and to provide for an exception."

AMENDMENT NO. 2

On page 1, line 14, after "determine" delete the period "." and insert the following:

"unless the member, being present in the Chamber, publicly directs that his vote be cast and explicitly and specifically directs how his vote shall be cast on the specific question."

BE IT FURTHER RESOLVED by the House of Representatives of the Legislature of Louisiana that the provisions of this Resolution shall become effective on June 22, 2004."

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. 202—
BY REPRESENTATIVES JOHN SMITH, SCHNEIDER, TRAHAN, AND TRICHE

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to review and consider eliminating provisions of law which reduce social security benefits for those receiving benefits from federal, state, or local government retirement systems.

Read by title.

Reported favorably by the Committee on Retirement.

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

HOUSE CONCURRENT RESOLUTION NO. 212—
BY REPRESENTATIVE HUNTER

A CONCURRENT RESOLUTION

To create and provide with respect to a Workers' Compensation Medical Reimbursement Task Force to study the medical reimbursement schedule and its formulas to make recommendations regarding legislation.

Read by title.

Reported favorably by the Committee on Labor and Industrial Relations.

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

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.

Reported favorably by the Committee on Judiciary.

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

HOUSE CONCURRENT RESOLUTION NO. 269—
BY REPRESENTATIVE DURAND

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to oppose the Equal Employment Opportunity Commission's (EEOC) rule that allows employers to reduce or eliminate retiree health benefits offered to older, Medicare-eligible retirees.

Read by title.

Reported favorably by the Committee on Labor and Industrial Relations.

On motion of Rep. Hunter, 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. 58—
BY SENATOR IRONS

A CONCURRENT RESOLUTION

To urge and request that the Senate and House labor and industrial relations committees to meet and function as a joint committee to study the effects of an inadequately trained and motivated tourism and hospitality workforce on the future financial viability and competitiveness of the tourism industry on the New Orleans Metropolitan Area and throughout the state.

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. 58 by Senator Irons

AMENDMENT NO. 1

On page 1, line 2, after "Senate and House" delete the remainder of the line and insert "committees on labor and industrial relations to"

AMENDMENT NO. 2

On page 3, line 1, after "Senate and House" delete the remainder of the line and insert "committees on labor and industrial relations to meet and"

AMENDMENT NO. 3

On page 3, line 2, after "conduct a study" and before "during" insert "prior to and"

AMENDMENT NO. 4

On page 3, line 2, change "2004" to "2005"

AMENDMENT NO. 5

On page 3, line 11, change "would" to "should"

AMENDMENT NO. 6

On page 3, line 18, change "2004" to "2005"

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

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

SENATE CONCURRENT RESOLUTION NO. 93—
BY SENATOR FIELDS

A CONCURRENT RESOLUTION

To the Senate Committee on Judiciary A and the House Committee on Judiciary to meet and to function as a joint committee to study all aspects of increasing the number of judges of the First Circuit Court of Appeal, supreme court districts, and associate justices.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

SENATE CONCURRENT RESOLUTION NO. 107—
BY SENATOR BOASSO

A CONCURRENT RESOLUTION

To create the Joint Legislative Commission on Saltwater Fisheries and the Ad Hoc Saltwater Fisheries Advisory Board to study and make recommendations to the legislature on a revision of the state's saltwater fisheries laws and regulations as they pertain to commercial and recreational fishing.

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 Reengrossed Senate Concurrent Resolution No. 107 by Senator Boasso

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line and on line 3 delete "Fisheries Advisory Board" and insert the following:

"request the House Committee on Natural Resources and Senate Committee on Natural Resources to meet and function as a joint committee"

AMENDMENT NO. 2

On page 1, at the end of line 3, delete "on" and at the beginning of line 4 delete "a" and insert "regarding"

AMENDMENT NO. 3

On page 1, delete lines 16 and 17 and on page 2 delete lines 1 through 3 and at the beginning of line 4 delete "districts," and insert the following:

"request the House Committee on Natural Resources and Senate Committee on Natural Resources to meet and function as a joint committee"

AMENDMENT NO. 4

On page 2, line 6, after "fishing." delete the remainder of the line and delete line 7

AMENDMENT NO. 5

On page 2, line 14, after "that the" delete "commission" and insert "joint committee"

AMENDMENT NO. 6

On page 2, line 15, change "renewal" to "renewable"

AMENDMENT NO. 7

On page 2, line 17, after "that the" delete "commission" and insert "joint committee"

AMENDMENT NO. 8

On page 2, line 18, after "September 1, 2004" delete the remainder of the line and delete line 19 and insert a period "."

AMENDMENT NO. 9

On page 2, line 20, after "RESOLVED that" delete the remainder of the line and delete line 21 and at the beginning of line 22 delete "Board is hereby created, consisting of" and insert the following:

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

AMENDMENT NO. 10

On page 2, line 23, after "of Louisiana" change "appointed" to "designated"

AMENDMENT NO. 11

On page 2, line 23, after "three" change "members" to "representatives"

AMENDMENT NO. 12

On page 2, line 24, after "Federation" change "appointed" to "designated"

AMENDMENT NO. 13

On page 2, line 24, after "one" change "member" to "representative"

AMENDMENT NO. 14

On page 2, line 25, after "Association" change "appointed" to "designated"

AMENDMENT NO. 15

On page 2, line 26, after "Fisheries" change "appointed" to "designated"

AMENDMENT NO. 16

On page 2, at the end of line 26, after "secretary" insert a semicolon ";" and delete the remainder of the line and at the beginning of line 27, delete "serve in an advisory capacity only;"

AMENDMENT NO. 17

On page 2, line 29, after "Two" delete "members appointed from" and insert "representatives designated jointly by"

AMENDMENT NO. 18

On page 3, at the end of line 1, delete "or the" and insert "and the"

AMENDMENT NO. 19

On page 3, line 3, after "Two" delete "members appointed from" and insert "representatives designated jointly by"

AMENDMENT NO. 20

On page 3, line 5, after "Growers Association," change "or" to "and"

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AMENDMENT NO. 21

On page 3, line 6, after "Two" delete "members appointed from" and insert "representatives designated jointly by"

AMENDMENT NO. 22

On page 3, line 8, after "Association," change "or" to "and"

AMENDMENT NO. 23

On page 3, line 10, after "Two" delete "members appointed from" and insert "representatives designated jointly by"

AMENDMENT NO. 24

On page 3, at the beginning of line 12, change "or" to "and"

AMENDMENT NO. 25

On page 3, line 13, after "that the" delete the remainder of the line and insert "joint committee"

AMENDMENT NO. 26

On page 3, line 16, after "to the" delete the remainder of the line and insert "Louisiana Legislature."

AMENDMENT NO. 27

On page 3, line 17, after "joint" change "commission" to "committee"

AMENDMENT NO. 28

On page 3, line 20, after "that the" delete the remainder of the line and insert "chairmen of the joint committee are authorized"

AMENDMENT NO. 29

On page 3, line 23, after "as the" change "chair" to "chairmen"

AMENDMENT NO. 30

On page 3, line 25, after "that the" change "commission" to "joint committee"

AMENDMENT NO. 31

On page 3, delete lines 28 and 29

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

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

SENATE CONCURRENT RESOLUTION NO. 124— BY SENATOR DUPLESSIS

A CONCURRENT RESOLUTION

To establish the Louisiana Prosper Commission to conduct a comprehensive study of the public bid law, the procurement code, bid preferences and reciprocal preferences, and services contracts.

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. 124 by Senator Duplessis

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "to conduct" delete "establish the Louisiana Prosper Commission" and insert the following:

"request the House Committee on Appropriations and the Senate Committee on Finance to meet and function as a joint committee"

AMENDMENT NO. 2

On page 2, line 19, after "Louisiana" delete the remainder of the line and at the beginning of line 20, delete "the Louisiana Prosper Commission" and insert the following:

"does hereby request the House Committee on Appropriations and the Senate Committee on Finance to meet and function as a joint committee"

AMENDMENT NO. 3

On page 3, line 1, after "that the" delete the remainder of the line and delete lines 2 through 14 and insert the following:

"joint committee shall specifically solicit the input, recommendations, and advice of the commissioner of administration, or his designee; the director of facility planning and control, or his designee; the director of contractual review, or her designee; the director of state purchasing, or her designee; the secretary of the Department of Economic Development, or his designee; two representatives of the small business community designated by the governor; one representative of the Louisiana Association of Business and Industry designated by its executive director; and one representative of the National Federation of Independent Business designated by its president."

AMENDMENT NO. 4

On page 3, delete lines 15 through 24 and insert the following"

"BE IT FURTHER RESOLVED that the designations made pursuant to this Resolution shall be submitted to the chairmen of the joint committee."

AMENDMENT NO. 5

On page 3, line 26, after "assist the" change "commission" to "joint committee"

AMENDMENT NO. 6

On page 3, at the end of line 26, change "chair" to "chairmen"

AMENDMENT NO. 7

On page 3, at the end of line 27, change "commission." to "joint committee."

AMENDMENT NO. 8

On page 3, line 28, change "commission" to "joint committee"

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

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

SENATE CONCURRENT RESOLUTION NO. 127—
BY SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Insurance and the House Committee on Insurance to meet and function as a joint committee to study the difficulty in obtaining professional liability coverage for certain healthcare providers.

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. 127 by Senator Schedler

AMENDMENT NO. 1

On page 1, line 12, after "WHEREAS," delete the remainder of the line and at the beginning of line 13, delete "recommendations to"

AMENDMENT NO. 2

On page 1, line 13, after "joint legislative" delete "insurance committees for" and insert "committee shall consider"

AMENDMENT NO. 3

On page 1, line 17, after "WHEREAS, the" delete "advisory task force is needed to" and insert "joint committee shall"

AMENDMENT NO. 4

On page 2, line 18, after "RESOLVED that" delete the remainder of the line and insert "the joint committee shall specifically examine"

AMENDMENT NO. 5

On page 2, line 23, after "private sector" delete the remainder of the line and delete line 24 and insert a period "."

AMENDMENT NO. 6

On page 2, line 25, after "that the" delete the remainder of the line and insert "joint committee shall specifically solicit the input, recommendations, and advice of one"

AMENDMENT NO. 7

On page 2, line 26, change "appointed" to "designated"

AMENDMENT NO. 8

On page 2, at the beginning of line 27, change "appointed" to "designated"

AMENDMENT NO. 9

On page 2, at the beginning of line 28, change "appointed" to "designated"

AMENDMENT NO. 10

On page 2, line 29 after "pharmacist" change "appointed" to "designated"

AMENDMENT NO. 11

On page 2, line 30, after "ophthalmologist" change "appointed" to "designated"

AMENDMENT NO. 12

On page 3, line 1, after "podiatrist" change "appointed" to "designated"

AMENDMENT NO. 13

On page 3, line 2, after "worker" change "appointed" to "designated"

AMENDMENT NO. 14

On page 3, at the beginning of line 4, change "appointed" to "designated"

AMENDMENT NO. 15

On page 3, line 5, after "counselor" change "appointed" to "designated"

AMENDMENT NO. 16

On page 3, line 7, after "professional" change "appointed" to "designated"

AMENDMENT NO. 17

On page 3, line 8, after "one" change "member appointed" to "person designated"

AMENDMENT NO. 18

On page 3, line 9, after "one" change "member appointed" to "person designated"

AMENDMENT NO. 19

On page 3, line 10, after "one" change "member appointed" to "person designated"

AMENDMENT NO. 20

On page 3, between lines 11 and 12, insert the following"

"BE IT FURTHER RESOLVED that the joint committee shall conduct such research, meetings, and hearings as it deems appropriate and shall compile its findings and recommendations into a final report which shall be submitted to the Louisiana Legislature prior to March 1, 2005."

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

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

SENATE CONCURRENT RESOLUTION NO. 132—

BY SENATOR CHAISSON

A CONCURRENT RESOLUTION

To direct the governor of the state of Louisiana, the president of the Senate, and the speaker of the House of Representatives to, individually or jointly, take appropriate action to prohibit smoking throughout the state capitol thereby creating and declaring the capitol a "smoke-free" environment.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

SENATE CONCURRENT RESOLUTION NO. 135—

BY SENATOR MICHOT

A CONCURRENT RESOLUTION

To continue the special committee created by Senate Concurrent Resolution No. 21 of the 2003 Regular Session to study and develop recommendations for standards and records management technologies for clerks of court's offices and to provide relative to the committee membership.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Original Senate Concurrent Resolution No. 135 by Senator Michot

AMENDMENT NO. 1

On page 4, line 1, change "millages," to "mortgages,"

AMENDMENT NO. 2

On page 4, between lines 3 and 4, insert the following:

"(18) The clerk of court of St. Helena Parish or his designee."

AMENDMENT NO. 3

On page 4, at the end of line 24, change "millages," to "mortgages,"

AMENDMENT NO. 4

On page 4, line 25, after "archives," and before "and" insert "the clerk of court of St. Helena Parish,"

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

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

SENATE CONCURRENT RESOLUTION NO. 139—

BY SENATOR JACKSON

A CONCURRENT RESOLUTION

To direct the Joint Legislative Committee on the Budget to create a task force to study the practices and standards followed by departments and agencies of the executive branch of state government, with respect to contracting with nonprofit organizations, in order to better assist such organizations in

developing consistent professional standards of excellence applicable to such contracts.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original Senate Concurrent Resolution No. 139 by Senator Jackson

AMENDMENT NO. 1

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

AMENDMENT NO. 2

On page 2, line 3, change "direct" to "urge and request"

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

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

SENATE CONCURRENT RESOLUTION NO. 144—

BY SENATOR BOASSO

A CONCURRENT RESOLUTION

To authorize and request the Senate Committee on Insurance and House Committee on Insurance to establish a joint committee to conduct a comprehensive study of local government insurance and risk management programs with a review of statutory authority.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

Senate 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. 10—

BY SENATOR DUPRE

AN ACT

To authorize and empower the Terrebonne Parish School Board to negotiate and lease certain described properties to the Terrebonne Council on Aging, Inc.; to provide for execution of lease documents; to provide for reservation of mineral rights; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 15—

BY SENATORS DUPRE, B. GAUTREAUX, N. GAUTREAUX,
MCPHERSON AND ROMERO

AN ACT

To amend and reenact R.S. 56:326(F)(1), relative to size and possession limits of commercial fish; to provide for an affirmative defense for undersized crab violations; 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. 57—

BY SENATOR HOLDEN

AN ACT

To enact R.S. 17:176.1, relative to field trips and extracurricular activities; to require that school boards develop policies and procedures effecting bonding and insurance limits relating to travel or booking agents that provide travel and lodging arrangements for students; to prohibit school principals from approving certain excursions unless in conformity with school board policies and procedures; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 70—

BY SENATOR THEUNISSEN

AN ACT

To enact R.S. 17:85.5, relative to naming a headstart and community center; to authorize the parish school board in certain parishes to name a headstart and community center in honor of a former educator and community leader; to provide limitations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 157—

BY SENATORS CAIN, IRONS, ADLEY, BAJOE, MICHOT, SMITH,
KOSTELKA, BOISSIERE AND DARDENNE

AN ACT

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

Read by title.

Reported favorably by the Committee on Insurance.

Reported with amendments by the Legislative Bureau.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 157 by Senator Cain

AMENDMENT NO. 1

On page 2, line 2, following "Part VII" and before "of the" insert "of Chapter 1"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 209—

BY SENATOR ADLEY AND REPRESENTATIVE DOERGE

AN ACT

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

Read by title.

Reported favorably by the Committee on Education.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 301—

BY SENATOR HOLDEN

AN ACT

To enact R.S. 17:24.7, relative to the functions of the state Department of Education; to require the establishment of a pilot program of extended kindergarten; to provide for the eligibility of students to participate; to provide for the nature, duration, evaluation, and continuation of the pilot program; 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 Engrossed Senate Bill No. 301 by Senator Holden

AMENDMENT NO. 1

On page 1, line 5, after "program;" and before "and to" insert "to provide for funding;"

AMENDMENT NO. 2

On page 1, line 11, after "establishment of" and before "one" change "not less than" to "at least"

AMENDMENT NO. 3

On page 2, at the beginning of line 21, change "students" to "students"

AMENDMENT NO. 4

On page 2, line 25, after "in" and before "the state" change "2008-2009," to "the 2008-2009 school year,"

AMENDMENT NO. 5

On page 3, after line 2, add the following:

"E. Implementation of the provisions of this Section shall be subject to the appropriation of funds for this purpose."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 310—
BY SENATORS DUPRE AND ROMERO
AN ACT

To amend and reenact R.S. 49:214.38, and to enact Part II-B of Chapter 2 of Title 49 of the Louisiana Revised Statutes of 1950, consisting of R.S. 49:214.52 through 214.61, inclusive, relative to coastal wetlands; to provide relative to barrier islands; to provide relative to property in the coastal zone needed for barrier island preservation, restoration, or creation for coastal wetlands purposes; to authorize certain expropriation of property; to authorize and provide certain procedures for expropriation by declaration of taking; to provide relative to authority and procedures by the state Department of Natural Resources; to set forth certain terms, conditions, and procedures for proceedings; to provide an effective date; 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. 310 by Senators Dupre and Romero

AMENDMENT NO. 1

On page 4, line 27, delete "hereinabove" and insert "in this Section"

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 310 by Senator Dupre

AMENDMENT NO. 1

On page 6, line 10, change "then existing" to "then-existing"

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. 375—
BY SENATOR MARIONNEAUX
AN ACT

To enact R.S. 56:115.1, relative to the definition of a legal buck deer; to provide for uniformity in regulations as to size and number of antlers which an antlered buck deer must possess in order to be legally taken; to provide for exceptions; 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. 375 by Senator Marionneaux

AMENDMENT NO. 1

On page 1, at the end of line 10, delete "as of March" and at the beginning of line 11 delete "1, 2005,"

AMENDMENT NO. 2

On page 1, at the end of line 14, delete "For the" and delete lines 15 through 17 in their entirety and on page 2, delete lines 1 and 2 in their entirety and insert in lieu thereof the following:

"No statewide rule or regulation which limits the taking of deer based on the number and size of antlers shall be adopted without the formal approval of the Senate Committee on Natural Resources and the House Committee on Natural Resources in a committee meeting held for that purpose."

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. 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.

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. 523—
BY SENATOR BAJOE

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.

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. 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.

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. 538—
BY SENATORS CAIN AND HAINKEL
AN ACT

To amend and reenact R.S. 22:228.1(B)(7), (8), (9), (10), (11), (12), and (C) and to enact R.S. 22:228.1(B)(13) and (14), relative to health insurance; to define health savings accounts and high deductible health plans; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Reengrossed Senate Bill No. 538 by Senators Cain and Hainkel

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete "R.S. 22:228.1(B)(7)," and insert "R.S. 22:228.1(A), (B)(7),"

AMENDMENT NO. 2

On page 1, line 4, after "plans;" insert "to exempt certain policies and plans from laws on premium rating of small group and individual health insurance policies;"

AMENDMENT NO. 3

On page 1, line 6, after "1." delete "R.S. 22:228.1(B)(7)," and insert "R.S. 22:228.1(A), (B)(7),"

AMENDMENT NO. 4

On page 1, line 9, delete the line of asterisks "****" and insert the following:

"A. The provisions of R.S. 22:228.1 through 228.6 shall apply to any health benefit plan which provides coverage to a small employer except the following:

(1) An Archer medical savings account that meets all requirements of Section 220 of the Internal Revenue Code of 1986.

(2) A health savings account that meets all requirements of Section 223 of the Internal Revenue Code of 1986.

(3) A health reimbursement arrangement as authorized by the Internal Revenue Service pursuant to Revenue Rule 2002-41 and Notice 2002-45.

(4) A flexible spending account that meets all requirements of Section 125 of the Internal Revenue Code of 1986."

AMENDMENT NO. 5

On page 3, at the beginning of line 3, change "policies" to "plans"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 579—
BY SENATOR JONES

AN ACT

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

Read by title.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 731—
BY SENATORS CAIN AND CRAVINS
AN ACT

To enact Chapter 9 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:3201 through 3205, relative to automobile insurance fraud prevention; to establish the Louisiana Automobile Theft and Insurance Fraud Prevention Authority in the Department of Insurance; to provide for the authority's duties, purposes, board of directors, staff, plan of operations, and funding; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Reengrossed Senate Bill No. 731 by Senator Cain

AMENDMENT NO. 1

On page 2, line 18, after "unit," delete the rest of the line and delete lines 19 and 20 in their entirety and insert the following:

"the chairman of the Senate Committee on Insurance or his designee, the chairman of the House Committee on Insurance or his designee,"

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 731 by Senator Cain

AMENDMENT NO. 1

On page 4, line 29, following "state" and before "financial" change "chartered" to "chartered"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 859—
BY SENATOR ROMERO
AN ACT

To enact R.S. 27:403, relative to the Louisiana Gaming Control Law; to provide with respect to the status of licenses issued in good faith reliance on a survey which was wrong; 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 Engrossed Senate Bill No. 859 by Senator Romero

AMENDMENT NO. 1

On page 1, at the end of line 3, after the semicolon ";" add "to provide for exceptions;"

AMENDMENT NO. 2

On page 1, at the end of line 14, insert "The provisions of this Section shall only apply to licenses issued to conduct gaming pursuant to the provisions of this Title prior to July 1, 2004."

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. 871 (Substitute for Senate Bill No. 534 by Senator Irons)—
BY SENATOR IRONS
AN ACT

To amend and reenact R.S. 17:17, and to enact R.S. 17:17.1 and 17.2, relative to physical fitness in schools; to provide relative to the physical activity of students; to provide for legislative findings and objectives; to establish and provide for awards for schools with outstanding programs, based on funding; to establish and provide for the implementation of a pilot program consisting of an assessment measuring the health-related fitness of students in certain grades; to provide for the selection of school systems for participation; to provide for program development; to provide for limitations; to provide for reports; to provide relative to funding; 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 Engrossed Senate Bill No. 871 by Senator Irons

AMENDMENT NO. 1

On page 1, line 2, after "enact R.S." and before "relative" change "17:17.1 and 17.2," to "17:17.1, 17.2, and 17.3,"

AMENDMENT NO. 2

On page 1, line 3, after "activity" insert "and nutrition"

AMENDMENT NO. 3

On page 1, line 6, after "program" delete the remainder of the line and on line 7 delete "related fitness of students in certain grades;" and insert in lieu thereof a semicolon ";"

AMENDMENT NO. 4

On page 1, line 12, after "and R.S." delete the remainder of the line and insert "17:17.1, 17.2, and 17.3"

AMENDMENT NO. 5

On page 1 delete lines 14 through 17 in their entirety and insert in lieu thereof the following:

"§17. Physical activity fitness; students; required findings; purpose

A.(1) Effective for the 2004-2005 school year and thereafter, each public school with grades kindergarten through six shall provide at least thirty minutes each school day of quality physical activity for students. The legislature finds that childhood obesity is a growing problem in this state and that the promotion of physical activity and the promotion of the consumption of snacks of higher nutritional value during the school day for children are first steps in combating this problem and in changing the"

AMENDMENT NO. 6

On page 2, at the end of line 3, delete the period "." and add "and by providing and encouraging the consumption of more highly nutritious snacks."

AMENDMENT NO. 7

On page 2, line 4, after "activity" insert "and healthy eating habits"

AMENDMENT NO. 8

On page 2, line 8, after "Section" and before "shall" insert "and R.S. 17:17.1, 17.2, and 17.3"

AMENDMENT NO. 9

On page 2, between lines 15 and 16, insert the following:

"(3) To promote improved nutritional levels in children by providing for snacks with higher nutritional value during the school day."

AMENDMENT NO. 10

On page 2, at the beginning of line 16, change "(3)" to "(4)"

AMENDMENT NO. 11

On page 2 delete line 17 and insert in lieu thereof "physical activity and improved nutrition and the effects of both on positive outcomes."

AMENDMENT NO. 12

On page 2, at the beginning of line 18, change "(4)" to "(5)"

AMENDMENT NO. 13

On page 2 delete line 20 and insert in lieu thereof the following:

"(6) To promote daily physical activity, the enjoyment of physical activity, the improvement of nutritional levels and eating habits."

AMENDMENT NO. 14

On page 2 delete lines 22 through 25 in their entirety and insert in lieu thereof the following:

"§17.1. Required physical activity in schools

A.(1) Effective for the 2004-2005 school year and thereafter, each public elementary school that includes any of the grades kindergarten through six shall provide at least thirty minutes each school day of quality moderate to vigorous physical activity for students."

AMENDMENT NO. 15

On page 3, at the beginning of line 5, change "D." to "B."

AMENDMENT NO. 16

On page 3, line 10, change "E." to "C."

AMENDMENT NO. 17

On page 3, at the beginning of line 20, change "§17.1." to "§17.2."

AMENDMENT NO. 18

On page 4, at the beginning of line 8, change "§17.2" to "§17.3."

AMENDMENT NO. 19

On page 4 delete lines 10 through 14 and insert in lieu thereof the following:

"A.(1) Subject to the approval of its city, parish, or other local public school board, referred to in this Section as "local school board," and pursuant to rules and guidelines adopted by the State Board of Elementary and Secondary Education, referred to in this Section as "state board," any public school that contains grades seven, eight, nine, or ten may apply to the state board for participation in a pilot program established by this Section."

AMENDMENT NO. 20

On page 4, after "(2)" delete the remainder of the line and insert in lieu thereof "The"

AMENDMENT NO. 21

On page 4, line 16, after "eight" delete the remainder of the line and delete lines 17 through 19 and insert "schools from each of the eight

regional service districts, as established in R.S. 17:3781, et seq., to participate in the program."

AMENDMENT NO. 22

On page 4 delete line 22 through 29 and on page 5 delete line 1 through 6 and insert in lieu thereof the following:

"B. The program shall consist of the following elements in a three-year study pursuant to the development and implementation recommendations provided pursuant to Subsection C of this Section:

(1) An assessment that measures aspects of health-related fitness, rather than skill or agility, of the students in participating schools. The assessment shall be administered during the month of September beginning in the 2005-2006 school year and each subsequent year of the pilot and may include a post-assessment during the school year as may be determined by the state board pursuant to the development of the program as provided in Subsection C of this Section.

(2)(a) An assessment of the changes in weight status of the students who are enrolled in participating schools and who are receiving combined nutritional and physical activity intervention versus a nutritional intervention or physical activity intervention alone.

(b) The pilot study shall be done as a randomized, controlled, four-group, repeated measures study.

(c) Participating schools shall be randomly assigned to one of the following four groups:

(i) A group in which the students shall receive nutritional intervention only.

(ii) A group in which the students shall receive physical activity intervention only.

(iii) A group in which the students shall receive combined nutritional intervention and physical activity intervention.

(iv) A group in which the students shall receive no intervention.

(d)(i) Nutritional intervention shall require that not less than fifty percent of beverages offered for sale to students for consumption at school, other than those sold as part of the lunch program, shall be one of the following options:

(aa) Fruit juice or drinks that are composed of one hundred percent fruit juice and that do not contain added natural or artificial sweetener.

(bb) Drinking water.

(cc) Milk, including low-fat, nonfat, chocolate, and nondairy milk.

(dd) Electrolyte replacement beverages which contain forty-two grams or less of sweetener per twenty-one ounce serving.

(ii) Nutritional intervention shall require that not less than fifty percent of foods offered for sale to students for consumption at school, other than foods sold as part of the lunch program, shall be food items that meet all of the following requirements:

(aa) Have not more than thirty-five percent of the total calories from fat unless the item is seeds or nuts.

(bb) Have not more than ten percent of the total calories from saturated fat.

(cc) Have not more than thirty grams per serving of sugar unless the item is a fruit or vegetable.

(iii) Beverages and foods that are offered for sale to students for consumption at school, other than those sold as part of the lunch program, that comply with the requirements of this Subparagraph may be offered for sale at participating schools beginning with the last ten minutes of each lunch period and continuing for the balance of the school day. Other beverages and foods may be offered in compliance with the current rules regulating such concessions adopted by the State Board of Elementary and Secondary Education.

(3) The collection of individual baseline and longitudinal data to measure the improvement of each individual student. No assessment shall compare any student to another."

AMENDMENT NO. 23

On page 5, line 7, after "agencies" and before "and" insert a comma "," and add "representatives,"

AMENDMENT NO. 24

On page 5, line 8, after "develop" delete the remainder of the line and insert "the elements of the pilot program and the recommendations for its implementation, including"

AMENDMENT NO. 25

On page 5, line 15, after "Obesity" and before "Prevention" delete the comma ","

AMENDMENT NO. 26

On page 5, between lines 17 and 18, insert the following:

"(8) A representative designated by the governing authority of the Louisiana Soft Drink Association.

(9) A representative designated by the governing authority of the Vending Machine Operators of Louisiana."

AMENDMENT NO. 27

On page 5 delete lines 18 through 21 in their entirety and insert in lieu thereof the following:

"D.(1) Each participating school may accept and incorporate appropriate educational and marketing material that supports the goals of increased physical fitness and activity provided by participating food and beverage suppliers.

(2) Participating food and beverage suppliers shall be encouraged to measure the effect of nutritional interventions on the revenue to the supplier and to the school earned at any school in which nutritional intervention occurs and to report the result of such measure to the collaborative group specified in Subsection C of this Section.

E.(1) Each school selected to participate in the program shall provide a comprehensive report to the state board at the end of each school year on the effectiveness of the pilot program in accomplishing the objectives specified in R.S. 17:17(B)."

AMENDMENT NO. 28

On page 5, at the beginning of line 26, change "E." to "F."

AMENDMENT NO. 29

On page 5, at the beginning of line 28, change "F." to "G."

AMENDMENT NO. 30

On page 6, at the beginning of line 2, change "G." to "H."

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 871 by Senator Irons

AMENDMENT NO. 1

In House Committee Amendment No. 20 proposed by the House Committee on Education, on line 2, following "page 4," insert "line 15,"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 874 (Substitute for Senate Bill No. 697 by Senator Irons)—

BY SENATOR IRONS

AN ACT

To enact R.S. 17:3992(A)(3) and 3995(A)(6), relative to the International School of Louisiana and certain other type 2 charter schools; to provide with regard to the funding of certain type 2 charter schools; to mandate full funding of such schools; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

House and House Concurrent Resolutions on Third Reading for Final Consideration

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

HOUSE CONCURRENT RESOLUTION NO. 177—

BY REPRESENTATIVE SALTER

A CONCURRENT RESOLUTION

To create a task force to study the effects on regular education classes of the increase in the number of students identified as Section 504 students and to provide for the task force to submit a written report of its findings and recommendations to the House Committee on Education and the Senate Committee on Education prior to the beginning of the 2005 Regular Session.

Read by title.

Rep. Crane moved the adoption of the resolution.

By a vote of 92 yeas and 0 nays, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 208—

BY REPRESENTATIVE DURAND

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals, office of public health, to make vaccinations and prophylaxis available to first responders upon the availability of funding.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 218—

BY REPRESENTATIVES RICHMOND AND DORSEY

A CONCURRENT RESOLUTION

To create the Domestic Violence Law Enforcement Training Task Force to study current domestic violence training procedures for all Louisiana law enforcement officers and to make recommendations to the legislature.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Richmond to Engrossed House Concurrent Resolution No. 218 by Representative Richmond

AMENDMENT NO. 1

On page 2, line 1 after "WHEREAS, " and before "that" delete "police departments" and insert "law enforcement agencies"

AMENDMENT NO. 2

On page 2, line 20 after "(6)", and before "from" delete "A representative" and insert "The chairman, or the chairman's designee,"

AMENDMENT NO. 3

On page 2, after line 29, add the following:

"13) A representative from the Louisiana Protective Order Registry.

14) The executive director, or the executive director's designee, from the Louisiana Commission on Law Enforcement."

AMENDMENT NO. 4

On page 3, line 2, after "Research" and before "the" delete "shall serve as chair of" and insert "and the chairman of the Peace Officer Standards and Training Council shall co-chair"

AMENDMENT NO. 5

On page 3, line 7 after "violence" and before "prescribed" delete "training program" and insert "curriculum."

AMENDMENT NO. 6

On page 3, delete lines 18 though 20 in their entirety and insert "(6) Research and evaluate what potential in-service domestic violence training could be provided to current law enforcement officers and the financial cost of offering such training statewide."

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

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

By a vote of 96 yeas and 0 nays, the resolution, as amended, was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 159—
BY REPRESENTATIVE SHEPHERD

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study the procedures for providing notice of executory judgments and to make specific recommendations for revisions to Louisiana laws in order to bring uniformity of procedures and to ensure adequate notice to judgment debtors.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 258—

BY REPRESENTATIVES SHEPHERD AND HONEY

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Board of Private Investigator Examiners to take appropriate steps to provide for the offering of courses in private investigation at Southern University.

Suspension of the Rules

On motion of Rep. Shepherd, and under a suspension of the rules, the above resolution was taken up out of its regular order at this time.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 196—

BY REPRESENTATIVE SMILEY

A CONCURRENT RESOLUTION

To request the Department of Transportation and Development to install a red light at the intersection of Louisiana Highway 42 and Louisiana Highway 16 in the village of Port Vincent.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 198—

BY REPRESENTATIVE ST. GERMAIN

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the practicality and feasibility of installing traffic control signals at the intersection of Louisiana

Highway 402 and Louisiana Highway 1 and the intersection of Louisiana Highway 70 and Lee Drive in Assumption Parish.

Read by title.

On motion of Rep. St. Germain, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 207—

BY REPRESENTATIVE BROOME

A CONCURRENT RESOLUTION

To memorialize the United States Congress to increase and provide for advanced funding for the federal Weatherization Assistance Program for low-income persons (WAP) and the Low-Income Home Energy Assistance Program (LIHEAP).

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 214—

BY REPRESENTATIVE BEARD

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study and consider implementing new technology regarding designing highways and highway building materials which would prolong the life of concrete and asphalt and accommodate overweight vehicles without the need for excessive and frequent maintenance and to report its findings to the House and Senate Transportation, Highways and Public Works Committees prior to the convening of the 2005 Regular Session.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 229—

BY REPRESENTATIVE STRAIN

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to perform a traffic study at the intersection of Louisiana Highway 437 and Louisiana Highway 40 in Covington, Louisiana.

Read by title.

On motion of Rep. Strain, 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.

On motion of Rep. Downs, 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.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 259—

BY REPRESENTATIVE JEFFERSON

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study the enforcement of liens and privileges under the Private Works Act and to make specific recommendations for revisions to Louisiana laws in order to prevent homeowners from having to pay a claimant for amounts due under a construction contract when such obligations have already been paid but have been misapplied or misappropriated by the general contractor.

Read by title.

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

Ordered to the Senate.

HOUSE RESOLUTION NO. 20—

BY REPRESENTATIVES CAZAYOUX AND ST. GERMAIN

A RESOLUTION

To urge and request the state Department of Education to work cooperatively with the federal government and city, parish, and other local school systems to develop school menus containing foods that will foster lifelong healthy eating habits and particularly foods containing marine-source long chain Omega-3 fatty acids.

Read by title.

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

Ordered to the Senate.

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.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 179—

BY REPRESENTATIVES MARCHAND AND MURRAY

A CONCURRENT RESOLUTION

To urge and request collaboration with the Department of Health and Hospitals to study any unintended, negative effects on students of the implementation of the Louisiana Educational Assessment

Program for the 21st Century (LEAP 21) for the time period of 1999 through 2004.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 180—

BY REPRESENTATIVE DOVE

A CONCURRENT RESOLUTION

To urge and request the Department of Natural Resources, the Department of Environmental Quality, and the Department of Wildlife and Fisheries to work cooperatively to attain a goal of taking no more than forty-five days to process drilling permits and coastal use permits.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 226—

BY REPRESENTATIVE FRITH

A CONCURRENT RESOLUTION

To urge and request the Department of Wildlife and Fisheries to study the scheduling and management of muzzleloader season for deer hunting.

Read by title.

On motion of Rep. Frith, 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.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 251—

BY REPRESENTATIVES JANE SMITH, M. POWELL, AND WADDELL AND SENATORS CHEEK AND JACKSON

A CONCURRENT RESOLUTION

To urge and request each public postsecondary education institution that offers an approved teacher education degree program and requires as part of such program that each student enrolled in the program successfully pass all parts of the PRAXIS test prior to performing the student teaching component of the program, to instead allow any such student who has not passed all parts of the PRAXIS test to perform the student teaching component while the student continues to take the PRAXIS test.

Read by title.

Motion

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

HOUSE CONCURRENT RESOLUTION NO. 252—

BY REPRESENTATIVE MORRISH

A CONCURRENT RESOLUTION

To create the Naturopathic Medicine Task Force to study the feasibility of licensing naturopathic physicians.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 253—

BY REPRESENTATIVE CRANE

A CONCURRENT RESOLUTION

To urge and request the Board of Regents to use opportunities and resources available through the national "Changing Direction: Integrating Higher Education Financial Aid and Financing Policies" project of the Western Interstate Commission for Higher Education to involve appropriate state officials in activities and discussions that will facilitate the development of specific plans and recommendations pursuant to Act No. 1105 of the 2003 Regular Session relative to the formulation by the board and subsequent consideration for approval by the legislature of a state tuition and fee policy, will assist the board in the development of a comprehensive state plan for postsecondary student financial assistance, and will better enable the board to meet the need for overall state financial strategies and policies that support the goals and objectives of the board's *Master Plan for Public Postsecondary Education: 2001*.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 256—

BY REPRESENTATIVE JACKSON

A CONCURRENT RESOLUTION

To direct all pertinent health care provider licensing boards and commissions and law enforcement and firefighters associations to provide their licensees and professionals access to comprehensive hepatitis C continuing education information.

Read by title.

Rep. Jackson moved the adoption of the resolution.

By a vote of 91 yeas and 3 nays, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 257—

BY REPRESENTATIVE FRITH

A CONCURRENT RESOLUTION

To urge and request charter fishing boat captains to respond to surveys of effort conducted by the Department of Wildlife and Fisheries.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 263—

BY REPRESENTATIVE DOWNS

A CONCURRENT RESOLUTION

To urge and request the Board of Regents to study the need for and feasibility of establishing a single board for the governance, management, and supervision of all public postsecondary education, including but not limited to the advantages and disadvantages of such a governance structure and any potential cost savings associated therewith, and to report study findings and recommendations in writing to the legislature, with copies sent to the House Committee on Education and the Senate Committee on Education at least sixty days prior to the start of the 2005 Regular Session.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 270—

BY REPRESENTATIVE BROOME

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to evaluate, research, and analyze policies, programs, statutes, and regulations to develop a comprehensive work plan that removes barriers impeding community-based alternatives, effectively and efficiently utilizes long-term care resources, and is responsive to the support service needs of disabled and aged persons in the most integrated settings possible.

Read by title.

Motion

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

HOUSE CONCURRENT RESOLUTION NO. 273—

BY REPRESENTATIVE DORSEY

A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections to request an opinion from the office of the attorney general regarding the constitutionality of utilizing medications to facilitate confessions prior to imposition of capital punishment and to examine the feasibility of utilizing medications to facilitate confessions of other crimes prior to the imposition of capital punishment.

Read by title.

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

Ordered to the Senate.

Suspension of the Rules

On motion of Rep. Shepherd, 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. 294—
BY REPRESENTATIVE SHEPHERD
AN ACT

To enact Code of Civil Procedure Article 228 and Code of Criminal Procedure Article 25.1, relative to contempt of court by attorneys; to require the judicial administrator of the supreme court to maintain a public record of all attorneys adjudged guilty of contempt in civil and criminal proceedings; to provide for submitting and reporting of the records; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1175—
BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 11:3639 and to enact R.S. 11:2227(D)(1)(d) and 3635.1, relative to police pension funds and retirement systems; to provide for payment of employer contributions for the city of New Orleans to the Municipal Police Employees' Retirement System; to provide for dedication of certain funds to such system; to provide for the operating expenses of the pension fund for the police department of New Orleans; to provide for actuarial determination of assets and liabilities of the fund; to provide for disbursement of such assets; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Murray to Engrossed House Bill No. 1175 by Representative Murray

AMENDMENT NO. 1

On page 2, line 16, change "R.S. 11:3635.1(A)(3)" to "R.S. 11:3635.1(B)(3)"

AMENDMENT NO. 2

On page 3, line 29, change "R.S. 11:3635.1(A)(3)" to "R.S. 11:3635.1(B)(3)"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Pierre
Alario	Gallot	Pinac
Alexander	Geymann	Pitre
Ansardi	Glover	Powell, M.
Arnold	Gray	Powell, T.
Badon	Guillory, E.	Quezaira

Baldone	Guillory, M.	Richmond
Baudoin	Hammett	Ritchie
Beard	Heaton	Robideaux
Bowler	Hebert	Romero
Broome	Hill	Scalise
Bruneau	Honey	Schneider
Burns	Hopkins	Shepherd
Burrell	Hunter	Smith, G.—56th
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Crowe	Johns	St. Germain
Curtis	Katz	Strain
Damico	Kennard	Thompson
Daniel	Kenney	Toomy
Dartez	LaBruzzo	Townsend
DeWitt	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
Frith	Odinot	

Total—98

NAYS

Total—0

ABSENT

Baylor	Cazayoux	LaFleur
Bruce	Doerge	Smiley
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1194—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 11:2178.1(A)(2) and to enact R.S. 11:2178(N), relative to the Sheriffs' Pension and Retirement Fund and the repealed Deferred Retirement Option Plan of the fund; to provide for rescission of election to participate; to provide for a rescinding member's return to active status, including the paying of employee contributions; to provide for forfeiture of plan benefits; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Schneider moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Pierre
Alario	Gallot	Pinac
Alexander	Geymann	Pitre

Ansardi	Glover	Powell, M.
Arnold	Gray	Powell, T.
Badon	Guillory, E.	Quezaire
Baldone	Guillory, M.	Richmond
Baudoin	Hammett	Ritchie
Beard	Heaton	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
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
Frith	Odinet	

Total—101

NAYS

Total—0

ABSENT

Baylor	Bruce	Doerge
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Total—3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1629—

BY REPRESENTATIVE GLOVER
AN ACT

To enact R.S. 39:1494.1(C), relative to the procurement of social service contracts; to prohibit the state and political subdivisions from entering into adult ex-offender rehabilitation service contracts under certain circumstances; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1645—

BY REPRESENTATIVE SCALISE AND SENATOR HOLLIS
AN ACT

To enact R.S. 39:1498(A)(10) and (C), relative to contract approval; to prohibit the approval of certain state contracts; and to provide for related matters.

Read by title.

Rep. Scalise moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—100

NAYS

Total—0

ABSENT

Baylor	Frith
Bruce	Jackson

Total—4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Scalise 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. 1711 (Substitute for House Bill No. 913 by

Representative Wooton)—
BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact R.S. 56:10(B)(1)(b) and 305(G) and to enact R.S. 56:305(H) and 506.1, relative to the commercial shrimp industry; to provide for additional fees for the purchase of commercial shrimp gear licenses; to create the Shrimp Trade Petition Account in the Conservation Fund; to provide for

revenues and expenditures; to provide for additional fees for wholesale/retail seafood dealers licenses; and to provide for related matters.

Read by title.

Rep. Wooton moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Odinot
Alario	Gallot	Pierre
Alexander	Geymann	Pinac
Ansardi	Glover	Pitre
Arnold	Gray	Powell, M.
Badon	Guillory, E.	Powell, T.
Baldone	Hammett	Quezaire
Baudoin	Heaton	Richmond
Bowler	Hebert	Ritchie
Broome	Hill	Robideaux
Bruneau	Honey	Romero
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
Curtis	Johns	Smith, J.R.—30th
Damico	Katz	St. Germain
Daniel	Kennard	Strain
Dartez	Kenney	Thompson
DeWitt	LaBruzzo	Toomy
Doerge	LaFleur	Townsend
Dorsey	Lambert	Trahan
Dove	Lancaster	Triche
Downs	Marchand	Tucker
Durand	Martiny	Waddell
Erdey	McDonald	Walker
Fannin	McVea	White
Farrar	Montgomery	Winston
Faucheux	Morrell	Wooton
Flavin	Morrish	Wright
Frith	Murray	
Total—95		

NAYS

Total—0

ABSENT

Baylor	Burns	Scalise
Beard	Crowe	Schneider
Bruce	Guillory, M.	Walsworth
Total—9		

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

The title of the above bill was read and adopted.

Rep. Wooton 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. St. Germain, the rules were suspended in order to take up and consider Senate Concurrent Resolutions on Third Reading for Final Consideration at this time.

Senate Concurrent Resolutions on Third Reading for Final Consideration

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

SENATE CONCURRENT RESOLUTION NO. 9—

BY SENATOR B. GAUTREAU

A CONCURRENT RESOLUTION

To add two members to the Louisiana State Seafood Industry Advisory Board increasing the size of the board from twenty-three to twenty-five voting and non-voting members.

Read by title.

Rep. St. Germain moved the concurrence of the resolution.

By a vote of 99 yeas and 0 nays, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 24—

BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To urge and request the governor to adopt a policy that ensures the public's right to access and use, for both navigation and fishing, naturally navigable waterways in the state.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 25—

BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To urge and request The Honorable Kathleen Babineaux Blanco, Governor of the state of Louisiana, to direct the state land office to complete within the next four years an inventory of the waterbottoms in this state, and to provide sufficient funding through appropriations or other means for the accomplishment of this urgent and crucial task.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 30—

BY SENATOR SMITH

A CONCURRENT RESOLUTION

To urge and request the Department of Wildlife and Fisheries to study the possible migration of triploid grass carp out of Saline Lake.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 46—

BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To create the Louisiana Task Force on Electronic Medical Records to study electronic prescribing and electronic medical records to improve the quality and safety of health care in this state.

Read by title.

Rep. Durand moved the concurrence of the resolution.

By a vote of 102 yeas and 0 nays, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 59—

BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To direct the Department of Health and Hospitals to investigate, study, and develop a plan or strategy to expedite intra-departmental information sharing designed to result in improvement of data collection processes, program evaluation, coordination of client services, and to avoid duplication of efforts.

Read by title.

Rep. Durand moved the concurrence of the resolution.

By a vote of 98 yeas and 0 nays, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 84—

BY SENATOR MCPHERSON AND REPRESENTATIVE DURAND

A CONCURRENT RESOLUTION

To urge and request that the Department of Health and Hospitals study the issue of the health care delivery system in Louisiana and the establishment of a more integrated delivery system statewide.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Durand to Original Senate Concurrent Resolution No. 84 by Senator McPherson

AMENDMENT NO. 1

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

"WHEREAS, the charity hospital system currently faces a drastic funding and health care services delivery crisis and the closure of even one hospital would be devastating to health care delivery in this state; and"

AMENDMENT NO. 2

On page 2, at the end of line 7, delete the period "." and insert "; and"

AMENDMENT NO. 3

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

"WHEREAS, by providing more local control, in conjunction with local and state funding, the hospitals may be in a better position to survive and deliver health care services."

AMENDMENT NO. 4

On page 2, between lines 10 and 11, insert the following:

"BE IT FURTHER RESOLVED, that the Department of Health and Hospitals shall also focus on providing for local control and operations of the hospitals and finding possible means of revenue, in addition to any state revenue."

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

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

SENATE CONCURRENT RESOLUTION NO. 86—

BY SENATOR NEVERS

A CONCURRENT RESOLUTION

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

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 90—

BY SENATOR SMITH

A CONCURRENT RESOLUTION

To urge and request the Department of Wildlife and Fisheries to study the possible migration of triploid grass carp out of Iatt Lake.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 91—

BY SENATOR SMITH AND REPRESENTATIVE TOWNSEND

A CONCURRENT RESOLUTION

To urge and request the Department of Wildlife and Fisheries to draw down Saline Lake, to apply herbicides to the lake, and to allow the Saline Lake Game and Fish Preserve Commission to stock the lake with triploid grass carp, under the direct supervision of the department and its biologists.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 92—

BY SENATOR SMITH

A CONCURRENT RESOLUTION

To urge and request the Department of Wildlife and Fisheries to draw down Iatt Lake, to apply herbicides to the lake, and to allow the Grant Parish Police Jury to stock the lake with triploid grass carp, under the direct supervision of the department and its biologists.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 29—

BY SENATOR SMITH

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to preserve Louisiana's sovereignty related to public expressions of religious faith within the state of Louisiana.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 16—

BY SENATOR DARDENNE

A CONCURRENT RESOLUTION

To urge and request judges who sentence juveniles to the custody of the office of youth development to require immunization for Hepatitis B as a condition of sentencing.

Read by title.

On motion of Rep. Tank Powell, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 22—

BY SENATOR MALONE

A CONCURRENT RESOLUTION

To urge and request the commissioner of conservation to seek agreement with bordering states, for their providing of timely notification to Louisiana prior to certain oil and gas activity near the state boundary.

Read by title.

On motion of Rep. Michael Powell, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 95—

BY SENATOR MCPHERSON AND REPRESENTATIVE DURAND

A CONCURRENT RESOLUTION

To establish a framework for permanent regional health care consortiums designed to continue the work begun by the regional summits called by the governor in 2004.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 113—

BY SENATOR ULLO

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to develop sound energy policies that promote expansion and production of domestic crude oil reserves, and encourages the development of petroleum refining facilities in the United States.

Read by title.

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

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.

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

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.

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

SENATE CONCURRENT RESOLUTION NO. 8—

BY SENATOR ELLINGTON

A CONCURRENT RESOLUTION

To establish the Commission on Men's Health and Wellness to study and make recommendations relative to improving the health of men living in Louisiana and to require the commission to report such recommendations.

Read by title.

Rep. Hammett moved the concurrence of the resolution.

By a vote of 99 yeas and 0 nays, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 14—

BY SENATOR DARDENNE

A CONCURRENT RESOLUTION

To direct the office of the legislative auditor to do an in depth financial and compliance audit on the relationships between the state public retirement systems board and the investment advisors, consultants and managers.

Read by title.

Rep. Murray moved the concurrence of the resolution.

By a vote of 99 yeas and 0 nays, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 28—

BY SENATOR MICHOT

A CONCURRENT RESOLUTION

To encourage the private sector to increase the number of options for long-term care and to urge Louisiana insurance companies to increase the options available for coverage of long-term care.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 88—

BY SENATOR AMEDEE

A CONCURRENT RESOLUTION

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

Read by title.

On motion of Rep. Robert Carter, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 36—

BY SENATOR N. GAUTREAUX

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to study the feasibility and the fiscal impact of raising the Medicaid eligibility income level to one hundred percent of the federal poverty level for those with disabilities.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 41—

BY SENATOR FIELDS

A CONCURRENT RESOLUTION

To urge and request that the Department of Health and Hospitals study the feasibility of passing on to the uninsured the reduced prices the state pays for prescription drugs for Medicaid beneficiaries.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 43—
BY SENATOR N. GAUTREAU
A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to adopt by rule a procedure for an expedited Medicaid application process.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 76—
BY SENATOR FIELDS
A CONCURRENT RESOLUTION

To urge and request the Department of Social Services to study the feasibility of implementing the "At Home Infant Care Act".

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 82—
BY SENATOR SCHEDLER
A CONCURRENT RESOLUTION

To continue and provide with respect to the Louisiana Public Mental Health Review Commission.

Read by title.

Rep. Winston moved the concurrence of the resolution.

By a vote of 97 yeas and 0 nays, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 110—
BY SENATOR CHAISSON
A CONCURRENT RESOLUTION

To extend the authority for the Forensic Strategic Task Force until July 1, 2006.

Read by title.

Rep. Gary Smith moved the concurrence of the resolution.

By a vote of 96 yeas and 0 nays, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 3—
BY SENATOR THEUNISSEN
A CONCURRENT RESOLUTION

To continue the Governor's Aviation Advisory Commission, as created by Senate Concurrent Resolution 78 of the 1997 Regular Session of the Legislature of Louisiana.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Faucheux to Original Senate Concurrent Resolution No. 3 by Senator Theunissen

AMENDMENT NO. 1

On page 1, line 3, after "Louisiana" insert ", and to provide for its membership"

AMENDMENT NO. 2

On page 1, line 13, after "Louisiana," delete the remainder of the line and insert "and revises the"

AMENDMENT NO. 3

On page 1, between lines 14 and 15, insert as follows:

"BE IT FURTHER RESOLVED that the commission shall be composed of the following members who shall be appointed by the governor:

(1) One Louisiana resident member of the Air Transport Pilot Association from a list of three names submitted by its president.

(2) One Louisiana resident member of the National Business Aviation Association from a list of three names submitted by its president.

(3) One Louisiana resident member of the Aircraft Owners and Pilots Association from a list of three names submitted by its president.

(4) One member of the Department of Transportation and Development from a list of three names submitted by the secretary of the department.

(5) One Louisiana resident member of the Helicopters International Association from a list of three names submitted by its president.

(6) Two members of the Louisiana Airport Managers Association, one representing a commercial service airport and one representing a general aviation airport, from two lists of three names, one list from commercial service airports and one list for general aviation airports, submitted by its president.

(7) One member of the Louisiana Agricultural Aviation Association from a list of three names submitted by its president.

(8) One Louisiana resident member of the Experimental Aircraft Association from a list of three names submitted by its president.

(9) The president of the Senate or his designee.

(10) The speaker of the House of Representatives or his designee."

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

Rep. Pinac moved the concurrence of the resolution, as amended.

By a vote of 97 yeas and 0 nays, the resolution, as amended, was concurred in.

SENATE CONCURRENT RESOLUTION NO. 20—
BY SENATOR NEVERS
A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to appropriate and expedite funding for the development of a hurricane evacuation route in Louisiana and Mississippi.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 23—

BY SENATOR CAIN

A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections to inform the public of the requirements of R.S. 32:71(B) requiring slower moving traffic to drive in the right-hand lane on multilane highways, and to request state police to enforce the penalties for violation as provided in law.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 27—

BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Transportation and Development to study the feasibility of increasing the speed limits on certain two-lane roads.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 34—

BY SENATORS ULLO AND HOLLIS

A CONCURRENT RESOLUTION

To urge and request the governor and the Louisiana Department of Transportation and Development to make every effort to expedite the proposed widening of the Huey P. Long Bridge and improvements to the eastbank and westbank roadway approaches.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 37—

BY SENATOR SMITH

A CONCURRENT RESOLUTION

To urge and request the secretary of the Louisiana Department of Transportation and Development to consider the training of certain department employees to assist state police in accident investigation and reconstruction, specifically concerning the road operating environment.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 42—

BY SENATOR SMITH

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to use treated wood posts to support roadside signage and to investigate how the department may use more wood products in the maintenance and construction of Louisiana's highways.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 44—

BY SENATOR DUPLESSIS

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to authorize state and national banks to participate in lotteries and related activities for charitable purposes.

Read by title.

Motion

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

SENATE CONCURRENT RESOLUTION NO. 105—

BY SENATOR DUPRE

A CONCURRENT RESOLUTION

To recognize the Isle de Jean Charles Band of the Biloxi-Chitimacha Confederation of Muskogeans ("BCCM"), the Bayou Lafourche Band of the BCCM, the Grand Caillou/Dulac Band of the BCCM, known collectively as the "BCCM Tribes" and the Pointe-au-Chien Indian Tribe ("PACIT").

Read by title.

Rep. Baldone moved the concurrence of the resolution.

By a vote of 92 yeas and 0 nays, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 116—

BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To urge and request the commissioner of administration to study the feasibility of delegating, through the office of facility planning and control, all or a portion of the office's administrative responsibilities regarding any capital outlay project appropriated to a non-state entity to the governing authority of the non-state entity, or to an agency of such governing authority.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 123—

BY SENATORS SMITH AND MCPHERSON

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the laws that govern the operation of vehicles which haul Louisiana products on the highways and roadways of Louisiana in excess of the standard limitations set forth in law, and to include in such study more particularly, vehicles transporting forestry products in their natural state and vehicles transporting Louisiana-produced lignite coal and coke fuel.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 140—

BY SENATOR FIELDS

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Board of Private Investigator Examiners to take appropriate steps to provide for the offering of courses in private investigation at Southern University.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 31—

BY SENATOR HOLDEN

A CONCURRENT RESOLUTION

To urge and request the state Department of Education to provide to the Louisiana Legislature, through the members of the Senate Committee on Education and the House Committee on Education, a report on school performance, as measured by the school and district accountability program, excluding the effect

of the test results of students who are classified as special education students, other than those that are gifted and talented.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 49—

BY SENATOR HOLDEN

A CONCURRENT RESOLUTION

To urge and request the Board of Regents to develop a plan for the coordinated expansion of community colleges throughout the state which accounts for and includes the provision of educational services as well as the needed capital facility.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 104—

BY SENATOR HOLDEN

A CONCURRENT RESOLUTION

To urge and request the Louisiana Community & Technical College System to study the feasibility of adoption of the Ohio University "Skills Max" program which was created to incorporate assessments with job-matching opportunities.

Read by title.

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

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.

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

SENATE CONCURRENT RESOLUTION NO. 136—

BY SENATOR JACKSON

A CONCURRENT RESOLUTION

To continue and provide for the Louisiana Task Force on Indigent Defense Services.

Read by title.

Rep. Richmond moved the concurrence of the resolution.

By a vote of 94 yeas and 0 nays, the resolution was concurred in.

Suspension of the Rules

On motion of Rep. Jane Smith, the rules were suspended in order to take up and consider House and House Concurrent Resolutions on Third Reading for Final Consideration at this time.

House and House Concurrent Resolutions on Third Reading for Final Consideration

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

HOUSE CONCURRENT RESOLUTION NO. 270—

BY REPRESENTATIVE BROOME

A CONCURRENT RESOLUTION

To urge and request the House and Senate Committees on Health and Welfare to evaluate, research, and analyze policies, programs, statutes, and regulations to develop a comprehensive work plan that removes barriers impeding community-based alternatives, effectively and efficiently utilizes long-term care resources, and is responsive to the support service needs of disabled and aged persons in the most integrated settings possible.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Broome to Engrossed House Concurrent Resolution No. 270 by Representative Broome

AMENDMENT NO. 1

On page 1, line 2, change "Department of Health and Hospitals" to "House and Senate Committees on Health and Welfare"

AMENDMENT NO. 2

On page 1, line 19, change "Department of Health and Hospitals" to "House and Senate Committees on Health and Welfare"

AMENDMENT NO. 3

On page 2, line 3, change "Department of Health and Hospitals" to "House and Senate Committees on Health and Welfare"

AMENDMENT NO. 4

On page 2, line 10, change "Department of Health and Hospitals" to "House and Senate Committees on Health and Welfare"

AMENDMENT NO. 5

On page 2, line 12, delete "the House and Senate Committees on Health and Welfare,"

AMENDMENT NO. 6

On page 2, line 13, after "Budget" delete the comma ","

AMENDMENT NO. 7

On page 2, delete lines 14 and 15 in their entirety

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

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

By a vote of 91 yeas and 0 nays, the resolution, as amended, was adopted.

Ordered to the Senate.

Suspension of the Rules

On motion of Rep. Damico, the rules were suspended in order to take up Conference Committee Reports for Consideration at this time.

Conference Committee Reports for Consideration

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

CONFERENCE COMMITTEE REPORT

House Bill No. 409 By Representatives Damico, Ansardi, Lancaster, Martiny, and Toomy and Senators Boissiere, Lentini, and Ullo

June 8, 2004

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

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 409 by Representatives Damico, Ansardi, Lancaster, Martiny, and Toomy and Senators Boissiere, Lentini, and Ullo recommend the following concerning the reengrossed bill:

1. That the set of Senate Amendments proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on May 20, 2004, be adopted.
2. That Senate Floor Amendment No.1 proposed by Senator Hainkel and adopted by the Senate on June 2, 2004, be rejected.
3. That Senate Floor Amendment No.1 proposed by Senator Dardenne and adopted by the Senate on June 2, 2004, be rejected.
4. That the following amendments to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 1, at the end of line 17, change the period "." to a comma "," and add "as provided in R.S. 44:32(C)."

AMENDMENT NO. 2

On page 3, at the end of line 3, change the period "." to a comma "," and add "or preclude a governmental entity from affording a party, upon request, the opportunity to copy or duplicate, at the party's expense, any document or record pursuant to R.S. 44:1 et seq., in lieu of issuing a subpoena duces tecum."

Respectfully submitted,

Representative N. J. Damico
 Representative Charles D. Lancaster, Jr.
 Representative Daniel R. Martiny
 Senator Chris Ullo
 Senator John L. "Jay" Dardenne
 Senator Charles D. Jones

Rep. Damico moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Powell, M.
Alario	Geymann	Powell, T.
Alexander	Glover	Quezaire
Ansardi	Gray	Richmond
Arnold	Guillory, E.	Ritchie
Badon	Guillory, M.	Robideaux
Baudoin	Hammett	Romero
Beard	Heaton	Scalise
Bowler	Hebert	Schneider
Broome	Hill	Shepherd
Bruneau	Honey	Smiley
Burns	Hunter	Smith, G.—56th
Burrell	Hutter	Smith, J.D.—50th
Carter, K.	Jefferson	Smith, J.H.—8th
Cazayoux	Katz	Smith, J.R.—30th
Crowe	Kennard	St. Germain
Curtis	Kenney	Strain
Damico	LaBruzzo	Thompson
Daniel	LaFleur	Toomy
Dartez	Lambert	Townsend
DeWitt	Lancaster	Trahan
Doerge	Marchand	Triche
Dorsey	Martiny	Tucker
Downs	McDonald	Walker
Durand	McVea	Walsworth
Erdey	Montgomery	White
Fannin	Morrell	Winston
Farrar	Morrish	Wooton
Faucheux	Murray	Wright
Frith	Odinet	
Futrell	Pierre	
Total—91		

NAYS

Total—0

ABSENT

Baldone	Dove	Pinac
Baylor	Flavin	Pitre
Bruce	Hopkins	Waddell
Carter, R.	Jackson	
Crane	Johns	
Total—13		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 1363 By Representative Winston, et al.

June 9, 2004

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

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1363 by Representative Winston, et al., recommend the following concerning the reengrossed bill:

1. That the Senate Committee Amendment Nos. 1, 3 through 5, and 8 proposed by the Senate Committee on Health and Welfare and adopted by the Senate on May 13, 2004, be adopted.

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2. That the Senate Committee Amendment Nos. 2, 6, and 7 proposed by the Senate Committee on Health and Welfare and adopted by the Senate on May 13, 2004, be rejected.
3. That the following amendments to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 1, delete line 12, and insert: "PART III. CHILDREN AND PARISH YOUTH SERVICES PROGRAMS PLANNING BOARDS"

AMENDMENT NO. 2

On page 2, delete lines 18 through 24 and insert:

~~"A. One or more contiguous parishes may qualify for funds as provided by R.S. 46:1941.2 by the enactment of appropriate resolutions that include creating and establishing a youth services advisory board, providing for the preparation of a comprehensive plan for the development, implementation, and operation of those youth services, and agreeing to provide the local share of funding.~~

A. There shall be a children and youth planning board created and established in each judicial district by enactment of appropriate resolutions by the governing authority of each parish in that district. The board shall provide for the preparation of a comprehensive plan for the development, implementation, and operation of services for children and youth.

B. Nothing herein shall mandate a parish governing authority to fund the operational expenses of the board.

C."

AMENDMENT NO. 3

On page 3, delete line 5, and insert "§1941.8. Children and youth services advisory boards; members; duties"

Respectfully submitted,

Representative Sydnie Mae Durand
 Representative Diane G. Winston
 Representative Steve Scalise
 Senator Ben Nevers
 Senator Willie Mount

Rep. Winston moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Pinac
Alario	Glover	Powell, M.
Ansardi	Gray	Powell, T.
Arnold	Guillory, E.	Quezaire
Badon	Guillory, M.	Richmond
Baudoin	Hammett	Ritchie
Beard	Heaton	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
Crowe	Katz	Smith, J.R.—30th
Curtis	Kennard	Strain
Damico	Kenney	Thompson
Daniel	LaBruzzo	Toomy
Dartez	LaFleur	Townsend
DeWitt	Lambert	Trahan
Doerge	Lancaster	Triche
Dorsey	Marchand	Tucker
Downs	Martiny	Waddell
Durand	McDonald	Walker
Erdey	McVea	Walsworth
Fannin	Montgomery	White
Farrar	Morrell	Winston
Faucheux	Morrish	Wooton
Flavin	Murray	Wright
Futrell	Odinot	
Gallot	Pierre	

Total—94

NAYS

Total—0

ABSENT

Alexander	Crane	Pitre
Baldone	Dove	St. Germain
Baylor	Frith	
Bruce	Johns	

Total—10

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 765 by Senator Adley

June 7, 2004

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 765 by Senator Adley recommend the following concerning the Reengrossed bill:

1. That House Floor Amendment No. 1 proposed by Representative Crowe and adopted by the House of Representatives on May 19, 2004 be rejected.
2. That House Floor Amendment No. 1 proposed by Representative Triche and adopted by the House of Representatives on May 19, 2004 be rejected.
3. That House Floor Amendments Nos. 1, 2, 3 and 4 proposed by Representative Quezaire and adopted by the House of Representative on May 19, 2004 be rejected.
4. That the following amendment to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, after "violations;" delete the remainder of the line and delete lines 3 through 6 insert in lieu thereof the following:

"to define and prohibit a "rolling roadblock" on certain multiple-lane highways; to provide for penalties; to require the installation of certain signage; and to provide for related matters."

AMENDMENT NO. 2

On page 1, line 9, after "§73.1." delete the remainder of the line and insert in lieu thereof "Rolling roadblocks prohibited on certain multiple-lane highways; definitions; penalties"

AMENDMENT NO. 3

On page 1, delete lines 15 through 17

AMENDMENT NO. 4

On page 2, delete lines 1 through 6, and insert as follows:

"B. A vehicle which remains in the passing lane of a multiple-lane highway as defined in Subsection A of this Section traveling at the same speed as the vehicle in the right lane and impedes the flow of traffic shall be deemed a "rolling roadblock" which shall be prohibited. The provisions of this Subsection shall not apply to vehicles stopped at a traffic signal or traveling at a slower rate due to traffic congestion as long as the vehicle is not causing traffic congestion."

AMENDMENT NO. 5

On page 2, line 7, change "D." to "C."

AMENDMENT NO. 6

On page 2, after line 7, insert as follows:

"Section 2. The Department of Transportation and Development shall install signs on multiple lane highways reading SLOWER TRAFFIC KEEP RIGHT."

Respectfully submitted,

Senator Robert Adley
 Senator Jodi Amedee
 Senator Noble E. Ellington
 Representative Roy Quezaire, Jr.
 Representative Jim Tucker
 Representative Warren J. Triche, Jr.

Rep. Quezaire moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Pinac
Ansardi	Guillory, E.	Powell, T.
Arnold	Guillory, M.	Quezaire
Badon	Hammitt	Ritchie
Baudoin	Heaton	Romero
Beard	Hebert	Scalise
Bowler	Hill	Schneider
Broome	Honey	Shepherd
Bruneau	Hopkins	Smiley
Burns	Hutter	Smith, J.D.—50th
Burrell	Jackson	Smith, J.H.—8th
Carter, R.	Jefferson	Smith, J.R.—30th
Cazayoux	Kennard	St. Germain

Crowe	Kenney	Strain
Curtis	LaBruzzo	Thompson
Damico	LaFleur	Trahan
Daniel	Lancaster	Triche
Dartez	Marchand	Tucker
Doerge	Martiny	Waddell
Durand	McDonald	Walker
Erdey	McVea	Walsworth
Fannin	Montgomery	Winston
Farrar	Morrell	Wooton
Frith	Morrish	Wright
Futrell	Odinet	
Gallot	Pierre	

Total—76

NAYS

Alario	Gray	Robideaux
Carter, K.	Hunter	Smith, G.—56th
DeWitt	Lambert	Toomy
Dorsey	Murray	Townsend
Faucheux	Powell, M.	
Glover	Richmond	

Total—16

ABSENT

Alexander	Crane	Johns
Baldone	Dove	Katz
Baylor	Downs	Pitre
Bruce	Flavin	White

Total—12

The Conference Committee Report was adopted.

Suspension of the Rules

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

House Concurrent Resolutions Returned from the Senate with Amendments

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

HOUSE CONCURRENT RESOLUTION NO. 42—

BY REPRESENTATIVE SHEPHERD
 A CONCURRENT RESOLUTION

To urge and request the office of family support, support enforcement services, Department of Social Services to study all aspects relating to the treatment of subsequent children in child support awards and make specific recommendations for legislation.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Concurrent Resolution No. 42 by Representative Shepherd

AMENDMENT NO. 1

On page 2, line 2, after "Department of Social Services" and before "and the" insert ", the Children's Cabinet,"

On motion of Rep. Tucker, the amendments proposed by the Senate were concurred in.

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

A CONCURRENT RESOLUTION

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

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hainkel to Engrossed House Concurrent Resolution No. 110 by Representative Tucker

AMENDMENT NO. 1

On page 1, line 2, delete "direct" and insert "urge and request"

AMENDMENT NO. 2

On page 2, line 17, delete "direct" and insert "urge and request"

On motion of Rep. Tucker, the amendments proposed by the Senate were concurred in.

HOUSE CONCURRENT RESOLUTION NO. 151—
BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

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

Read by title.

Motion

On motion of Rep. Gary Smith, the resolution, as amended, was returned to the calendar.

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

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

HOUSE BILL NO. 357—
BY REPRESENTATIVE MARTINY
AN ACT

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

purposes of the implied consent law; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 358—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 27:28(B)(3) and (J) and to enact R.S. 27:28(K), relative to suitability standards for gaming licenses, permits, or contracts; to remove disqualification based on current status of returns or payment of federal taxes; to provide for the consideration of the current status in filing applicable tax returns and the payment of taxes and penalties in suitability determinations; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 363—
BY REPRESENTATIVE ANSARDI
AN ACT

To amend and reenact R.S. 35:191(C)(2)(b) and 191.1(B)(3) and to repeal R.S. 35:191.1(A)(4) and (C), relative to notary examinations; to provide for the administration of notary examinations by the secretary of state; to provide for dates for administration; to provide for procedures for administration; to provide relative to the qualifications for taking the notary examination; to provide relative to the scheduling and administration of notary examinations; to repeal certain standards to be developed by the secretary of state; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Lancaster gave notice of his intention to call House Bill No. 363 from the calendar for future action.

HOUSE BILL NO. 395—
BY REPRESENTATIVES ALARIO, ANSARDI, BOWLER, DAMICO, MARTINY, SHEPHERD, TOOMY, TUCKER, AND WOOTON AND SENATORS BOISSIERE, HAINKEL, HOLLIS, LENTINI, AND ULLO
AN ACT

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

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Reengrossed House Bill No. 395 by Representative Alario

AMENDMENT NO. 1

On page 1, line 9, after "property" insert ", including any and all improvements thereon,"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—93

NAYS

Total—0

ABSENT

Baudoin	Carter, R.	Morrish
Baylor	Crowe	Pitre
Beard	Dove	Shepherd
Bruce	Durand	

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

HOUSE BILL NO. 505—

BY REPRESENTATIVE HAMMETT

AN ACT

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

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 505 by Representative Hammett.

AMENDMENT NO. 1

On page 2, line 10, after "provided in this Section." insert:

"However, the amount of the convenience fee shall be approved by the Senate Committee on Revenue and Fiscal Affairs and the House Committee on Ways and Means. In addition, the amount of the convenience fee shall be disclosed to the payor before the transaction is completed, and the payor shall be given the option of canceling the transaction at that time."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

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Faucheux	Montgomery	Walsworth
Flavin	Morrell	White
Frith	Morrish	Winston
Futrell	Murray	Wright
Total—96		

NAYS

Total—0

ABSENT

Baudoin	Bruce	Pitre
Baylor	Crowe	Wooton
Beard	Dove	
Total—8		

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

HOUSE BILL NO. 541—
BY REPRESENTATIVES LAFLEUR AND DORSEY
AN ACT

To enact Chapter 3-C of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:555 and 556, relative to sexual assault; to create the Louisiana Sexual Assault Task Force; to provide for its membership; to provide for meetings; to provide for duties; to provide for reporting requirements; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 541 by Representative LaFleur

AMENDMENT NO. 1

On page 3, delete lines 1 and 2 in their entirety

AMENDMENT NO. 2

On page 3, line 3, change "(22)" to "(21)"

AMENDMENT NO. 3

On page 3, line 4, change "(23)" to "(22)"

AMENDMENT NO. 4

On page 3, line 6, change "(24)" to "(23)"

AMENDMENT NO. 5

On page 3, line 8, change "(25)" to "(24)"

AMENDMENT NO. 6

On page 3, line 10, change "(26)" to "(25)"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Pierre
Alario	Glover	Pinac
Ansardi	Gray	Powell, M.
Arnold	Guillory, E.	Powell, T.
Badon	Guillory, M.	Quezaire
Baldone	Hammett	Richmond
Bowler	Heaton	Ritchie
Broome	Hebert	Robideaux
Bruneau	Hill	Romero
Burns	Honey	Scalise
Burrell	Hopkins	Schneider
Carter, K.	Hunter	Shepherd
Carter, R.	Hutter	Smiley
Cazayoux	Jackson	Smith, G.—56th
Crane	Jefferson	Smith, J.D.—50th
Curtis	Johns	Smith, J.H.—8th
Damico	Katz	Smith, J.R.—30th
Daniel	Kennard	Strain
Dartez	Kenney	Thompson
DeWitt	LaBruzzo	Toomy
Doerge	LaFleur	Townsend
Dorsey	Lambert	Trahan
Downs	Lancaster	Triche
Durand	Marchand	Tucker
Erdey	Martiny	Waddell
Fannin	McDonald	Walker
Farrar	McVea	Walsworth
Faucheux	Montgomery	White
Flavin	Morrell	Winston
Frith	Morrish	Wooton
Futrell	Murray	Wright
Gallot	Odinet	
Total—95		

NAYS

Total—0

ABSENT

Alexander	Beard	Dove
Baudoin	Bruce	Pitre
Baylor	Crowe	St. Germain
Total—9		

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

HOUSE BILL NO. 552—
BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 32:778(B) and 1254(N)(1)(d), relative to warranty and repair services on school buses; to provide that school bus warranty and repair services may be performed by certain heavy truck dealers; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 552 by Representative Pinac

AMENDMENT NO. 1

On page 1, line 2, after "(N)(1)" and before "(d)" insert "(a) and"

AMENDMENT NO. 2

On page 1, line 2, after "to" delete the remainder of the line and on line 3, delete "services on school buses;" and insert in lieu thereof "motor vehicles; to provide relative to the sale of speciality vehicles;"

AMENDMENT NO. 3

On page 1, line 6, after "(N)(1)" and before "(d)" insert "(a) and"

AMENDMENT NO. 4

On page 2, delete lines 9 and 10 in their entirety and insert the following:

"(1)(a)(i) Any person, firm, association, corporation, or trust engaging in business as, or serving or acting as a motor vehicle dealer, speciality vehicle dealer, used motor vehicle dealer, motor vehicle lessor, motor vehicle lessor franchisor, broker, lease facilitator, satellite warranty and repair center, or motor vehicle salesman/agent, or manufacturer, converter, distributor, or wholesaler of motor vehicles, or factory branch, distributor branch, or factory representative or distributor representative, as such, in this state must first obtain a license therefor as provided in this Chapter, regardless of whether or not said person, firm, association, corporation, or trust maintains or has a place or places of business in this state.

(ii) However, any such person, firm, association, corporation, or trust engaging in business as, or serving or acting as a speciality vehicle dealer, or as a converter selling such speciality vehicles in the state, shall operate from a specific location in the state of Louisiana. Such location shall comply with the requirements of Paragraph (3) of Subsection C of this Section and Paragraph (2) of this Subsection. The provisions of this Item shall not apply to persons, firms, associations, corporations, or trusts engaging in the sale of those speciality vehicles specifically designed for the collection of trash and yard waste, including but not limited to garbage trucks, school buses, and wreckers."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hollis to Engrossed House Bill No. 552 by Representative Pinac

AMENDMENT NO. 1

Delete Senate Committee Amendment Nos. 1 through 4 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on May 20, 2004.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Odinot
Alario	Gallot	Pierre
Alexander	Geymann	Pinac
Ansardi	Glover	Powell, M.
Arnold	Gray	Powell, T.
Badon	Guillory, E.	Quezaire
Baldone	Guillory, M.	Richmond
Beard	Hammett	Ritchie
Bowler	Heaton	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.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Crowe	Johns	St. Germain
Curtis	Katz	Strain
Damico	Kenard	Thompson
Daniel	Kenney	Toomy
Dartez	LaBruzzo	Townsend
DeWitt	LaFleur	Trahan
Doerge	Lambert	Triche
Dorsey	Lancaster	Tucker
Downs	Marchand	Waddell
Durand	Martiny	Walker
Erdey	McDonald	Walsworth
Fannin	McVea	White
Farrar	Montgomery	Winston
Faucheux	Morrell	Wright
Flavin	Morrish	
Frith	Murray	

Total—97

NAYS

Total—0

ABSENT

Baudoin	Dove	Wooton
Baylor	Pitre	
Bruce	Smith, J.D.—50th	
Total—7		

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

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

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

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Engrossed House Bill No. 566 by Representative Farrar

AMENDMENT NO. 1

On page 2, between lines 21 and 22, insert the following:

"F.(1) The Rapides Parish School Board may exchange immovable property it currently holds in full ownership for full ownership of the immovable property described in Paragraph (2) of this Subsection upon which the school board possesses a full surface use servitude. Such exchange shall be for property of equal value and shall be conducted in accordance with the procedures set forth in this Subsection.

(2) The property to which this specific grant of authority applies is: A tract of land in Section 27, T1S-R4W, described as commencing at a point on the South line of said section where the East line of the right of way for State Highway Number 151 crosses said section line and running thence N.31N40' East along the East line of said highway 14.08 chains; thence N.89N55' East 12.60 chains; thence South 0N7' East 12 chains, to a point on the South line of said Section 27; thence S.89N58' W. along said section line 20 chains to a point of beginning, containing 19.56 acres more or less."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Baudoin	Dove	Romero
Baylor	Hammett	
Bruce	Pitre	
Total—7		

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

HOUSE BILL NO. 606—

BY REPRESENTATIVES JACK SMITH, PIERRE, AND THOMPSON AND SENATORS B. GAUTREUX AND MALONE
AN ACT

To amend and reenact R.S. 56:649.3(A) and 650(A)(2), relative to lifetime hunting and fishing licenses; to provide for a senior lifetime hunting and fishing license; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Reengrossed House Bill No. 606 by Representative Jack Smith

AMENDMENT NO. 1

On page 1, line 13, after "dollars." delete the remainder of the line, and delete line 14, and insert "The fee for persons thirteen"

AMENDMENT NO. 2

On page 2, after line 12, insert "Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator B. Gautreaux to Reengrossed House Bill No. 606 by Representative Jack Smith

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 56:" insert "14(B) and (C),"

AMENDMENT NO. 2

On page 1, line 3, after "license;" insert "to provide relative to the Saltwater Fishery Enforcement Fund;"

AMENDMENT NO. 3

On page 1, line 6, after "R.S. 56:" insert "14(B) and (C),"

AMENDMENT NO. 4

On page 1, between lines 7 and 8, insert

"§14. Saltwater Fishery Enforcement Fund; creation; use of monies in the fund

* * *

B. The monies in the "Saltwater Fishery Enforcement Fund" shall be obtained and allocated pursuant to Subsection C of this Section. Monies deposited into the fund, and the revenues derived from investment of monies in the fund, shall **not** be considered as part of the Conservation Fund, and shall be used to enforce all saltwater fishery and fishery related laws, rules, and regulations in the coastal parishes of the state.

C. Effective July 1, 1999, the outstanding balance of monies in the Commercial Fisherman's Economic Assistance Fund is hereby transferred to the "Saltwater Fishery Enforcement Fund". The state treasurer shall credit to the Saltwater Fishery Enforcement Fund such additional funds as are received from private contributions, courts, and donations made to the Saltwater Fishery Enforcement Fund and that money dedicated to the enforcement division as provided for in R.S. 56:301.7 (B). The monies in the Saltwater Fishery Enforcement Fund shall be used solely as provided for in this Section. The state treasurer shall prepare and submit to the department, on a quarterly basis, a printed report showing the amount of money contained in the fund from all sources.

* * *

Rep. Jack Smith moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Odinet
Alario	Gallot	Pierre
Alexander	Geymann	Pinac
Ansardi	Glover	Powell, M.
Arnold	Gray	Powell, T.
Badon	Guillory, E.	Quezaire
Baldone	Guillory, M.	Richmond
Beard	Hammett	Ritchie
Bowler	Heaton	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.R.—30th
Crowe	Johns	St. Germain
Curtis	Katz	Strain
Damico	Kennard	Thompson
Daniel	Kenney	Toomy
Dartez	LaBruzzo	Townsend
DeWitt	LaFleur	Trahan
Doerge	Lambert	Triche
Dorsey	Lancaster	Tucker
Downs	Marchand	Waddell
Durand	Martiny	Walker
Erdey	McDonald	Walsworth
Fannin	McVea	White
Farrar	Montgomery	Winston
Faucheux	Morrell	Wright
Flavin	Morrish	
Frith	Murray	
Total—97		

NAYS

Total—0

ABSENT

Baudoin	Dove	Wooton
Baylor	Pitre	
Bruce	Smith, J.H.—8th	
Total—7		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 648—

BY REPRESENTATIVE ALARIO
AN ACT

To amend and reenact R.S. 9:154(A)(16) and 165(B) and to enact R.S. 9:154(A)(17), relative to the Uniform Unclaimed Property Act; to provide for time periods for presumption of abandonment; to provide for administrative costs related to the sale of abandoned property; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 648 by Representative Alario

AMENDMENT NO. 1

On page 1, line 2, delete "and 165(B)"

AMENDMENT NO. 2

On page 1, delete lines 4 and 5 and insert "of abandonment; and to provide for related matters."

AMENDMENT NO. 3

On page 1, line 7, change "and 165(B) are" to "is"

AMENDMENT NO. 4

On page 2, delete lines 4 through 9

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Pierre
Alario	Gallot	Pinac
Alexander	Geymann	Powell, M.
Ansardi	Glover	Powell, T.
Arnold	Gray	Quezaire
Badon	Guillory, E.	Richmond
Baldone	Guillory, M.	Ritchie
Baudoin	Hammett	Robideaux
Beard	Heaton	Romero
Bowler	Hebert	Scalise
Broome	Hill	Schneider
Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.—56th
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Crowe	Katz	Strain
Curtis	Kennard	Thompson
Damico	Kenney	Toomy
Daniel	LaBruzzo	Townsend

DeWitt	LaFleur	Trahan
Doerge	Lambert	Triche
Dorsey	Lancaster	Tucker
Downs	Marchand	Waddell
Durand	Martiny	Walker
Erdey	McDonald	Walsworth
Fannin	McVea	White
Farrar	Montgomery	Winston
Faucheux	Morrell	Wooton
Flavin	Murray	Wright
Frith	Odinet	

Total—98

NAYS

Total—0

ABSENT

Baylor	Dartez	Morrish
Bruce	Dove	Pitre

Total—6

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 672—

BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 47:820.5.3(C), relative to the Crescent City Connection Oversight Authority; to provide relative to membership thereon; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Irons to Reengrossed House Bill No. 672 by Representative Arnold

AMENDMENT NO. 1

On page 1, line 12, after "3," insert "4."

AMENDMENT NO. 2

On page 1, line 13, after "93," insert "98."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Boasso to Reengrossed House Bill No. 672 by Representative Arnold

AMENDMENT NO. 1

On page 1, line 10, change "thirteen" to "fourteen"

AMENDMENT NO. 2

On page 1, line 12, after "districts" insert "1,"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—98

NAYS

Total—0

ABSENT

Baylor	Guillory, E.	Kennard
Bruce	Hammett	Morrish

Total—6

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 820—

BY REPRESENTATIVE HUNTER
AN ACT

To amend and reenact R.S. 23:1294(A)(2)(introductory paragraph) and (3) and to enact R.S. 23:1294(A)(2)(i), relative to workers' compensation; to provide for the chairman of the Workers' Compensation Advisory Council; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Labor and Industrial Relations to Original House Bill No. 820 by Representative Hunter

AMENDMENT NO. 1

On page 1, line 11, change "fifteen" to "sixteen"

AMENDMENT NO. 2

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

"(j) One shall be a representative of the Chiropractic Association of Louisiana."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Holden to Reengrossed House Bill No. 820 by Representative Hunter

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Labor and Industrial Relations and adopted by the Senate on May 24, 2004, on page 1, line 2, change "sixteen" to "seventeen"

AMENDMENT NO. 2

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

"(k) One shall be a representative of the Louisiana Psychological Association."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Baylor	Dove	Morrish
Bruce	Hebert	Pitre
Dartez	Lancaster	
Total—8		

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

HOUSE BILL NO. 868—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 47:510(A), relative to vehicle registration; to provide relative to the requirement that vehicle manufacturers and dealers give notice regarding vehicle transfers; to provide relative to certain exemptions; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Gallot, the bill, as amended, 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. 868 from the calendar for future action.

HOUSE BILL NO. 935—
BY REPRESENTATIVE SCHNEIDER
AN ACT

To enact R.S. 11:267(A)(4), relative to the Louisiana Assessors' Retirement Fund; to provide for investing of funds in equity and for an indexing strategy; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Bossiere to Engrossed House Bill No. 935 by Representative Schneider

AMENDMENT NO. 1

On page 1, line 2, change "enact R.S. 11:267(A)(4)," to "amend and reenact R.S. 11:267(A) and to repeal R.S. 11:267(D),"

AMENDMENT NO. 2

On page 1, line 2, after "relative to" delete "the Louisiana Assessors' Retirement Fund;" and insert in lieu thereof "certain state and statewide public retirement systems;"

AMENDMENT NO. 3

On page 1, line 9, delete "R.S. 11:267(A)(4) is hereby enacted" and insert "R.S. 11:267(A) is hereby amended and reenacted"

AMENDMENT NO. 4

On page 1, line 11, after "Section" delete ", except Subsection D,"

AMENDMENT NO. 5

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

- "(5) State Police Pension and Relief Fund.
- (6) Municipal Employees' Retirement System.
- (7) Municipal Police Employees' Retirement System.
- (8) Parochial Employees' Retirement System.
- (9) Firefighters' Retirement System.
- (10) District Attorneys' Retirement System."

AMENDMENT NO. 6

On page 1, between lines 15 and 16, insert "Section 2. R.S. 11:267(D) is hereby repealed."

AMENDMENT NO. 7

On page 1, line 16, change "Section 2." to "Section 3."

AMENDMENT NO. 8

On page 1, line 17, after "Retirement Fund" insert ", State Police Pension and Relief Fund, Municipal Employees' Retirement System, Municipal Police Employees' Retirement System, Parochial Employees' Retirement System, Firefighters' Retirement System, and District Attorneys' Retirement System"

AMENDMENT NO. 9

On page 2, line 1, change "Section 3." to "Section 4."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Murray
Alario	Futrell	Odinot
Alexander	Gallot	Pierre
Ansardi	Geymann	Pinac
Arnold	Glover	Powell, M.
Badon	Gray	Powell, T.
Baldone	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Richmond
Beard	Hammett	Ritchie
Bowler	Heaton	Robideaux
Broome	Hill	Romero
Bruneau	Honey	Scalise
Burns	Hopkins	Schneider
Burrell	Hunter	Shepherd
Carter, K.	Hutter	Smiley
Carter, R.	Jackson	Smith, G.—56th
Cazayoux	Jefferson	Smith, J.D.—50th
Crane	Johns	Smith, J.R.—30th
Crowe	Katz	St. Germain
Curtis	Kennard	Strain
Damico	Kenney	Thompson
Daniel	LaBruzzo	Toomy
DeWitt	LaFleur	Townsend

Doerge	Lambert	Trahan
Dorsey	Lancaster	Triche
Downs	Marchand	Tucker
Durand	Martiny	Waddell
Erdey	McDonald	Walker
Fannin	McVea	White
Farrar	Montgomery	Winston
Faucheux	Morrell	Wooton
Flavin	Morrish	Wright
Total—96		

NAYS

Total—0

ABSENT

Baylor	Dove	Smith, J.H.—8th
Bruce	Hebert	Walsworth
Dartez	Pitre	
Total—8		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 976—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To enact R.S. 11:1332, relative to the Louisiana State Police Pension and Retirement System; to authorize the board of trustees to use interest earnings on investments in excess of normal requirements to provide a cost-of-living increase; to provide limitations; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Boissiere to Engrossed House Bill No. 976 by Representative Schneider

AMENDMENT NO. 1

On page 2, line 1, after "R.S. 11:242." insert "If the legislative actuary disagrees with the determination of the system's actuary, a cost-of-living increase shall not be granted."

C. Prior to granting a cost-of-living increase in accordance with the provisions of this Section, the board of trustees shall have legislative approval. Upon approval."

AMENDMENT NO. 2

On page 2, line 1, after "R.S. 11:242." change "Payments" to "payments"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Odinot
Alario	Futrell	Pierre
Alexander	Gallot	Pinac

Ansardi	Geymann	Pitre
Arnold	Glover	Powell, M.
Badon	Gray	Powell, T.
Baldone	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Richmond
Beard	Hammett	Ritchie
Bowler	Heaton	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	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	Walsworth
Fannin	Montgomery	White
Farrar	Morrell	Winston
Faucheux	Morrish	Wooton
Flavin	Murray	Wright

Total—102

NAYS

Total—0

ABSENT

Baylor
Total—2

Bruce

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 978—
BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 11:417, 422(C), 605(B), and 606(B)(2) and to repeal R.S. 11:448(B)(1) and (2), relative to the Louisiana State Employees' Retirement System; to provide relative to continued membership in the system; to provide for the actuarial purchase of service credit; to provide relative to participation in the Deferred Retirement Option Plan; to provide relative to the transfer of service credit; to provide relative to the Deferred Retirement Option Plan relative to public safety services employees; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Boissiere to Reengrossed House Bill No. 978 by Representative Schneider

AMENDMENT NO. 1

On page 3, line 3, after "C." delete the remainder of the line and at the beginning of line 4 delete "member," and insert in lieu thereof "The member may purchase creditable full-time state service"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Odinot
Alario	Futrell	Pierre
Alexander	Gallot	Pinac
Ansardi	Geymann	Pitre
Arnold	Glover	Powell, M.
Badon	Gray	Powell, T.
Baldone	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Richmond
Beard	Hammett	Ritchie
Bowler	Heaton	Robideaux
Broome	Hill	Romero
Bruneau	Honey	Scalise
Burns	Hopkins	Schneider
Burrell	Hunter	Shepherd
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	Strain
Curtis	Kennard	Thompson
Damico	Kenney	Toomy
Daniel	LaBruzzo	Townsend
DeWitt	LaFleur	Trahan
Doerge	Lambert	Triche
Dorsey	Lancaster	Tucker
Dove	Marchand	Waddell
Downs	Martiny	Walker
Durand	McDonald	Walsworth
Erdey	McVea	White
Fannin	Montgomery	Winston
Farrar	Morrell	Wooton
Faucheux	Morrish	Wright
Flavin	Murray	

Total—98

NAYS

Total—0

ABSENT

Baylor
Bruce
Total—6

Dartez
Hebert

Smiley
St. Germain

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 980—
BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 11:429 and to repeal R.S. 11:425 through 428, 430, and 431, relative to the purchase of service credit in the Louisiana State Employees' Retirement System; to provide for the purchase of up to five years of service credit in the system; to repeal certain provisions relative to the purchase of service credit; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Boissiere to Reengrossed House Bill No. 980 by Representative Schneider

AMENDMENT NO. 1

On page 1, line 2, change "and 431," to "431 and 432,"

AMENDMENT NO. 2

On page 2, line 13, change "and 431" to "431, and 432"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Pinac
Alario	Gallot	Pitre
Alexander	Geymann	Powell, M.
Ansardi	Glover	Powell, T.
Arnold	Gray	Quezaire
Badon	Guillory, E.	Richmond
Baldone	Guillory, M.	Ritchie
Baudoin	Hammett	Robideaux
Beard	Heaton	Romero
Bowler	Hill	Scalise
Broome	Honey	Schneider
Bruneau	Hopkins	Shepherd
Burns	Hunter	Smiley
Burrell	Hutter	Smith, G.—56th
Carter, K.	Jackson	Smith, J.D.—50th
Carter, R.	Jefferson	Smith, J.H.—8th
Cazayoux	Johns	Smith, J.R.—30th
Crane	Katz	St. Germain
Crowe	Kennard	Strain
Curtis	Kenney	Thompson
Damico	LaBruzzo	Toomy
Daniel	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	Odinot	
Frith	Pierre	
Total—100		

NAYS

Total—0

ABSENT

Baylor	Dartez
Bruce	Hebert
Total—4	

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

HOUSE BILL NO. 981—
BY REPRESENTATIVE SCHNEIDER
AN ACT

To enact Subpart D of Part IV of Chapter 1 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:491, relative to the Louisiana State Employees' Retirement System; to provide for the collection of benefits paid to a member but not due the member; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Boissiere to Engrossed House Bill No. 981 by Representative Schneider

AMENDMENT NO. 1

On page 1, line 16, after "the" and before "The" change "benefit." to "benefits."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pierre
Alario	Futrell	Pinac
Alexander	Gallot	Pitre
Ansardi	Geymann	Powell, M.
Arnold	Glover	Powell, T.
Badon	Gray	Quezaire
Baldone	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie
Beard	Hammett	Robideaux
Bowler	Heaton	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
DeWitt	LaFleur	Townsend
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	Murray	Wooton
Flavin	Odinet	Wright
Total—99		

NAYS

Total—0

ABSENT

Baylor	Dartez	Morrish
Bruce	Hebert	
Total—5		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1037—

BY REPRESENTATIVE HUNTER

AN ACT

To amend and reenact R.S. 23:1127(C)(1), 1226(B)(3)(c) and (E), 1310.3(B)(1) and (C), 1310.4(B), 1316.1(C), and 1317(B), relative to workers' compensation hearings procedures; to provide for a reduction in weekly compensation; to provide for mediation procedures; to provide for service of process; to provide for venue; to provide for default judgments; to provide for expert witness fees; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Labor and Industrial Relations to Original House Bill No. 1037 by Representative Hunter

AMENDMENT NO. 1

On page 3, line 19, after "parties" insert "." and delete "and the"

AMENDMENT NO. 2

On page 3, delete line 20 in its entirety.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Pinac
Alario	Geymann	Pitre
Alexander	Glover	Powell, M.
Arnold	Gray	Powell, T.
Badon	Guillory, E.	Quezaire
Baldone	Guillory, M.	Richmond
Baudoin	Hammett	Ritchie
Bowler	Heaton	Robideaux
Broome	Hill	Romero
Bruneau	Honey	Scalise
Burns	Hopkins	Schneider
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
Curtis	Katz	St. Germain
Damico	Kennard	Strain
Daniel	Kenney	Thompson
DeWitt	LaBruzzo	Toomy
Doerge	LaFleur	Townsend
Dorsey	Lambert	Trahan
Dove	Lancaster	Triche
Downs	Marchand	Tucker
Durand	McDonald	Waddell
Erdey	McVea	Walker
Fannin	Montgomery	Walsworth
Farrar	Morrell	White
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Odinet	Wright
Futrell	Pierre	

Total—95

NAYS

Total—0

ABSENT

Ansardi	Bruce	Hebert
Baylor	Crowe	Martiny
Beard	Dartez	Shepherd
Total—9		

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

HOUSE BILL NO. 1109—

BY REPRESENTATIVE T. POWELL

AN ACT

To enact R.S. 33:3892.1, relative to sewerage districts; to provide relative to the powers granted to certain parish sewerage districts; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Schedler to Engrossed House Bill No. 1109 by Representative Powell

AMENDMENT NO. 1

On page 1, line 17, after "customer" insert "on a private water well"

AMENDMENT NO. 2

On page 2, delete lines 1 through 3

AMENDMENT NO. 3

On page 2, line 4, change "E" to "D"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Odinet
Alario	Futrell	Pierre
Alexander	Gallot	Pinac
Ansardi	Geymann	Pitre
Arnold	Glover	Powell, M.
Badon	Gray	Powell, T.
Baldone	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Richmond
Beard	Hammett	Ritchie
Bowler	Heaton	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	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	Walsworth
Fannin	Montgomery	White
Farrar	Morrell	Winston
Faucheux	Morrish	Wooton
Flavin	Murray	Wright
Total—102		

NAYS

Total—0

ABSENT

Baylor Bruce
Total—2

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

HOUSE BILL NO. 1178—
BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 25:1251(2), 1252(A), and 1253(A)(1)(introductory paragraph) and (a), (l), (m), (n), (o), (p), (q) and (3) and to enact R.S. 25:1253(A)(1)(r), relative to the Mississippi River Road Commission; to provide for geographical boundaries; to provide for membership; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 1178 by Representative Pinac

AMENDMENT NO. 1

On page 1, line 3, after "(3)" insert ", and 1254(B) (introductory paragraph),"

AMENDMENT NO. 2

On page 3, after line 7, insert the following:

"Section 2. R.S. 25:1254(B)(introductory paragraph) is hereby amended and reenacted to read as follows:

§1254. Powers of the commission

* * *

B. The commission shall have the following powers, duties, functions and responsibilities, subject to prior approval of the secretary of the department:

* * *"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hollis to Reengrossed House Bill No. 1178 by Representative Pinac

AMENDMENT NO. 1

Delete Senate Committee Amendments No.1 and No. 2 proposed by the Senate Committee on Local and Municipal Affairs and adopted by the Senate on May 24, 2004.

AMENDMENT NO. 2

On page 1, delete line 3 and insert "and (3), and 1254(B)(introductory paragraph), relative"

AMENDMENT NO. 3

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

"(3), and 1254(B)(introductory paragraph) are hereby amended and reenacted to read as follows:"

AMENDMENT NO. 4

On page 2, delete lines 11 through 28 and on page 3 delete lines 1 through 3.

AMENDMENT NO. 5

On page 3, line 6 after "by the" delete "lieutenant"

AMENDMENT NO. 6

On page 3, after line 7 insert the following:

"§1254. Powers of the commission

* * *

B. The commission shall have the following powers, duties, functions, and responsibilities, subject to prior approval of the secretary of the department:

* * *"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Pierre
Alario	Gallot	Pinac
Alexander	Geymann	Pitre
Ansardi	Glover	Powell, M.
Arnold	Gray	Powell, T.
Badon	Guillory, E.	Quezaire
Baldone	Guillory, M.	Richmond
Beard	Hammett	Ritchie
Bowler	Heaton	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	Kennard	Thompson
Daniel	Kenney	Toomy
Dartez	LaBruzzo	Townsend
DeWitt	LaFleur	Trahan
Doerge	Lambert	Triche
Dorsey	Lancaster	Tucker
Dove	Marchand	Waddell
Downs	Martiny	Walker
Durand	McDonald	Walsworth
Erdey	McVea	White
Fannin	Montgomery	Winston
Farrar	Morrell	Wooton
Faucheux	Morrish	Wright
Flavin	Murray	
Frith	Odinot	
Total—100		

NAYS

Total—0

ABSENT

Baudoin	Bruce
Baylor	Strain
Total—4	

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1211—
BY REPRESENTATIVE SHEPHERD
AN ACT

To amend and reenact R.S. 22:215.14(A) and to enact R.S. 22:215.14(E), relative to health insurance; to provide that coverage of childhood immunizations shall not be subject to any deductible; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Original House Bill No. 1211 by Representative Shepherd

AMENDMENT NO. 1

On page 1, line 20, after "amount." insert "The provision in this Subsection shall apply to any new policy, contract, program, or plan

issued on or after January 1, 2005. Any policy, contract, or plan in effect prior to January 1, 2005, shall convert to conform to the provision of this Subsection on or before the renewal date thereof but in no event later than January 1, 2006."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Pierre
Alario	Gallot	Pinac
Alexander	Geymann	Pitre
Ansardi	Glover	Powell, M.
Arnold	Gray	Powell, T.
Badon	Guillory, E.	Quezaire
Baldone	Guillory, M.	Richmond
Baudoin	Heaton	Ritchie
Beard	Hebert	Robideaux
Bowler	Hill	Romero
Broome	Honey	Scalise
Bruneau	Hopkins	Shepherd
Burns	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	Kennard	St. Germain
Curtis	Kenney	Strain
Damico	LaBruzzo	Thompson
Daniel	LaFleur	Toomy
Dartez	Lambert	Townsend
DeWitt	Lancaster	Trahan
Doerge	Marchand	Triche
Dorsey	Martiny	Tucker
Dove	McDonald	Waddell
Durand	McVea	Walsworth
Fannin	Montgomery	White
Farrar	Morrell	Winston
Faucheux	Morrish	Wooton
Flavin	Murray	Wright
Frith	Odinot	
Total—95		

NAYS

Total—0

ABSENT

Baylor	Downs	Katz
Bruce	Erdey	Schneider
Burrell	Hammett	Walker
Total—9		

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

HOUSE BILL NO. 1224—
BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 39:1593(C)(2)(a) and to enact R.S. 39:1484(A)(25), 1503(A)(4), and 1594(C)(5), relative to competitive bidding; to require competitive bids and requests for proposals to be advertised electronically; to provide for definitions; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 1224 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 4, after "for definitions;" insert "to provide for an effective date;"

AMENDMENT NO. 2

On page 3, line 5, change "July" to "October" and after "2004" change the semicolon to a period and delete the remainder of the line and delete lines 6 and 7 in their entirety.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Baylor	Morrish	Wooton
Bruce	Robideaux	
Total—5		

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

HOUSE BILL NO. 1227—

BY REPRESENTATIVE HILL

AN ACT

To enact R.S. 47:1903.4, relative to the imposition of fees to derive funds for the operation and maintenance of the office of the assessor for the parish of Allen; to authorize the assessor of Allen Parish to impose a conveyance fee; to provide for the collection of the fee; to provide for the use of the monies collected; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 1227 by Representative Hill

AMENDMENT NO. 1

On page 1, line 15, delete "cause to be collected" and insert "collect"

AMENDMENT NO. 2

On page 1, line 19, after "with law" delete the remainder of the line and insert a period and delete line 20

AMENDMENT NO. 3

On page 2, line 2, after "exceed" delete "twenty-five" and insert "ten"

AMENDMENT NO. 4

On page 2, line 3, after "The" delete "clerk or recorder of mortgages and conveyances" and insert "assessor"

AMENDMENT NO. 5

On page 2, line 5, after "collection." delete the remainder of the line and delete line 6

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Carter, K.	Hutter	Smith, G.—56th
Carter, R.	Jackson	Smith, J.D.—50th
Crowe	Jefferson	Smith, J.H.—8th
Curtis	Johns	Smith, J.R.—30th
Damico	Kennard	St. Germain
Daniel	Kenney	Strain
Dartez	LaBruzzo	Thompson
DeWitt	LaFleur	Toomy
Doerge	Lambert	Townsend
Dorsey	Lancaster	Trahan
Dove	Marchand	Triche
Durand	Martiny	Tucker
Erdey	McDonald	Waddell
Fannin	McVea	Walker
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Winston
Flavin	Morrish	Wooton
Frith	Murray	Wright
Total—96		

NAYS

Total—0

ABSENT

Baylor	Crane	Schneider
Bruce	Downs	White
Cazayoux	Katz	
Total—8		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1302—
BY REPRESENTATIVES MURRAY, JEFFERSON, AND MARCHAND
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 4720.71, and to repeal Act No. 170 of the 1968 Regular Session, as amended, and to repeal all Acts amending such Act including Act No. 299 of the 1972 Regular Session, Act Nos. 571 and 572 of the 1980 Regular Session, Act No. 155 of the 1984 Regular Session, Act Nos. 65 and 135 of the 1994 Third Extraordinary Session, Act Nos. 30 and 375 of the 1995 Regular Session, Act No. 101 of the 1997 Regular Session, and Act Nos. 266 and 968 of the 2003 Regular Session, relative to the city of New Orleans; to codify the provisions of the New Orleans Community Improvement Act; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 1302 by Representative Murray

AMENDMENT NO. 1

On page 14, line 9, after "district." delete the remainder of the line and delete lines 10 through 20

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1302 by Representative Murray

AMENDMENT NO. 1

On page 2, line 3, following "There" and before "in" change "exists" to "exist"

AMENDMENT NO. 2

On page 14, line 4, at the beginning of the line, change "D.(1)" to "D."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Flavin	Pierre
Alario	Frith	Pinac
Alexander	Futrell	Pitre
Ansardi	Gallot	Powell, M.
Arnold	Geymann	Powell, T.
Badon	Glover	Quezaire
Baldone	Gray	Richmond
Baudoin	Guillory, E.	Ritchie
Beard	Guillory, M.	Robideaux
Bowler	Heaton	Romero
Broome	Hebert	Scalise
Bruneau	Hill	Shepherd
Burns	Honey	Smiley
Burrell	Hopkins	Smith, G.—56th
Carter, K.	Hunter	Smith, J.D.—50th
Carter, R.	Hutter	Smith, J.H.—8th
Cazayoux	Jackson	Smith, J.R.—30th
Crane	Jefferson	St. Germain
Crowe	Johns	Strain
Curtis	Katz	Thompson
Damico	Kenney	Toomy
Daniel	LaBruzzo	Townsend
Dartez	Lambert	Trahan
DeWitt	Lancaster	Triche
Doerge	Marchand	Tucker
Dorsey	Martiny	Waddell
Downs	McDonald	Walker
Durand	Montgomery	Walsworth
Erdey	Morrell	Winston
Fannin	Morrish	Wooton
Farrar	Murray	Wright
Faucheux	Odinot	
Total—95		

NAYS

Total—0

ABSENT

Baylor	Hammett	McVea
Bruce	Kennard	Schneider
Dove	LaFleur	White
Total—9		

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

HOUSE BILL NO. 1540—
BY REPRESENTATIVES KENNEY AND THOMPSON
AN ACT

To name the new Ouachita River bridge at Columbia the Governor John J. McKeithen Bridge; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ellington to Engrossed House Bill No. 1540 by Representative Kenney

AMENDMENT NO. 1

On page 1, line 3, after "Bridge;" insert the following:

"to name a bridge over Spring Branch Creek in Tangipahoa Parish as the William J. "Bill" Clifton Bridge"

AMENDMENT NO. 2

On page 1, after line 6, insert the following:

"Section 3. The bridge over Spring Branch Creek located along Pumpkin Center Road in Tangipahoa Parish is hereby named the William J. "Bill" Clifton Bridge."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dupre to Engrossed House Bill No. 1540 by Representative Kenney

AMENDMENT NO. 1

On page 1, line 3, after "Bridge;" insert the following:

"to name a bridge over Bayou Lafourche in Lafourche Parish as the Champagne-Harrelson Bridge;"

AMENDMENT NO. 2

On page 1, after line 6, insert the following:

"Section 2. The bridge over Bayou Lafourche near the intersection of Louisiana Highway 654 and Louisiana Highway 308 in Lafourche Parish is hereby named the Champagne-Harrelson Bridge."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Carter, R.	Jefferson	Smith, J.D.—50th
Cazayoux	Johns	Smith, J.H.—8th
Crane	Katz	Smith, J.R.—30th
Crowe	Kennard	St. Germain
Curtis	Kenny	Strain
Daniel	LaBruzzo	Thompson
Dartez	LaFleur	Toomy
Doerge	Lambert	Townsend
Dorsey	Lancaster	Trahan
Downs	Marchand	Triche
Durand	Martiny	Tucker
Erdey	McDonald	Waddell
Fannin	McVea	Walker
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Winston
Flavin	Morrish	Wooton
Frith	Murray	
Futrell	Odinot	
Total—97		

NAYS

Total—0

ABSENT

Baylor	DeWitt	Wright
Bruce	Dove	
Damico	White	
Total—7		

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

HOUSE BILL NO. 1543—

BY REPRESENTATIVE BRUNEAU
AN ACT

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

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Engrossed House Bill No. 1543 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 16, after "of an AED" delete "by the American Heart Association or by" and insert "from" and after "any" delete "other"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Pierre
Alario	Gallot	Pinac
Alexander	Geymann	Pitre
Ansardi	Glover	Powell, M.
Arnold	Gray	Powell, T.

Badon	Guillory, E.	Quezairé
Baldone	Guillory, M.	Richmond
Baudoin	Hammett	Ritchie
Beard	Heaton	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	Kennard	St. Germain
Curtis	Kenney	Strain
Daniel	LaBruzzo	Thompson
Dartez	LaFleur	Toomy
DeWitt	Lambert	Townsend
Doerge	Lancaster	Trahan
Dorsey	Marchand	Triche
Dove	Martiny	Tucker
Durand	McDonald	Waddell
Erdey	McVea	Walker
Fannin	Montgomery	Walsworth
Farrar	Morrell	White
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Odinet	Wright

Total—99

NAYS

Total—0

ABSENT

Baylor	Damico	Katz
Bruce	Downs	

Total—5

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

HOUSE BILL NO. 1557—
BY REPRESENTATIVE MARCHAND
AN ACT

To enact R.S. 51:1423, relative to unfair or deceptive acts or practices; to provide for boilers at commercial laundromats; to provide for minimum water temperature for hot water in washing machines at commercial laundromats; to provide for enforcement; to provide for rules and regulations; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 1557 by Representative Marchand

AMENDMENT NO. 1

On page 2, delete line 6 in its entirety and insert in lieu thereof:

"notices of noncompliance, provide for an administrative hearing process, and provide for the assessment of fines. At a"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—90

NAYS

Alario	DeWitt	Tucker
Bruneau	Toomy	

Total—5

ABSENT

Baylor	Damico	Smiley
Beard	Katz	Triche
Bruce	Schneider	Winston

Total—9

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

HOUSE BILL NO. 1700 (Substitute for House Bill No. 1130 by Representative Daniel)—
BY REPRESENTATIVE DANIEL
AN ACT

To enact R.S. 47:1837.1, relative to the Louisiana Tax Commission; to establish a pilot program for creation of a statewide ad valorem tax assessment database for publication on the Internet; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 1700 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 2, delete "pilot"

AMENDMENT NO. 2

On page 1, line 8, change "Pilot program for" to "Program for a"

AMENDMENT NO. 3

On page 1, line 9, after "A." insert "(1)" and delete "pilot"

AMENDMENT NO. 4

On page 1, line 10, after "established." insert:

"Participation in the program shall be required of any parish with a population which exceeds seventy-five thousand according to the most recent federal decennial census and shall include those parishes agreeing to participate in the program as provided for in Subsection C and D of this Section.

(2)"

AMENDMENT NO. 5

On page 1, line 11, change "pilot program" to "program as provided for in this Section"

AMENDMENT NO. 6

On page 1, line 12, change "Those" to "Such"

AMENDMENT NO. 7

On page 1, line 13, change "pilot program" to "program"

AMENDMENT NO. 8

On page 1, line 16, change "the participating" to "such"

AMENDMENT NO. 9

On page 2, line 18, after "parishes" insert "with populations which do not exceed the population limit provided for in Subsection A of this Section" and delete "pilot"

AMENDMENT NO. 10

On page 2, line 19, delete "Ascension."

AMENDMENT NO. 11

On page 2, line 20, delete "Bossier, Caddo, Calcasieu." and at the end of the line delete "East Baton" and on line 21, delete "Rouge."

AMENDMENT NO. 12

On page 2, line 22, delete "Lafayette, LaFourche." and delete "Livingston."

AMENDMENT NO. 13

On page 2, delete line 23

AMENDMENT NO. 14

On page 2, line 24, delete "Ouachita." and delete "Rapides."

AMENDMENT NO. 15

On page 2, line 25, delete "St. Landry." and delete "Tangipahoa."

AMENDMENT NO. 16

On page 2, line 26, delete "Terrebonne."

AMENDMENT NO. 17

On page 2, line 29, after "any assessor" insert "from a parish provided for in Subsection C of this Section"

AMENDMENT NO. 18

On page 3, line 1, delete "pilot"

AMENDMENT NO. 19

On page 3, line 5, delete "pilot"

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns listing names of members and their counts for YEAS and NAYS.

Total—0

ABSENT

Baylor	Damico	Smith, J.D.—50th
Bruce	Flavin	
Carter, R.	Futrell	
Total—7		

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

HOUSE BILL NO. 269—

BY REPRESENTATIVE ERDEY

AN ACT

To amend and reenact R.S. 22:234(A)(introductory paragraph), 237(A)(introductory paragraph), (B), and (D), 238, and 240(B)(3), (D), and (F)(4) and to repeal R.S. 22:234(A)(11), relative to the Louisiana Health Plan; to provide relative to the board of directors of the plan, eligibility requirements, administration of the benefits plan of the plan, and benefit availability; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 269 by Representative Erdey

AMENDMENT NO. 1

On page 5, after line 7, insert the following:

"Section 3. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Pitre
Alario	Gallot	Powell, M.
Alexander	Geymann	Powell, T.
Ansardi	Glover	Quezaire
Arnold	Gray	Richmond
Badon	Guillory, E.	Ritchie
Baldone	Guillory, M.	Robideaux
Baudoin	Hammett	Romero
Beard	Heaton	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.	Jackson	Smith, J.R.—30th
Cazayoux	Jefferson	St. Germain

Crane	Johns	Strain
Crowe	Katz	Thompson
Curtis	Kennard	Toomy
Daniel	Kenney	Townsend
Dartez	LaFleur	Trahan
DeWitt	Lambert	Triche
Doerge	Marchand	Tucker
Dorsey	Martiny	Waddell
Dove	McDonald	Walker
Downs	McVea	Walsworth
Durand	Montgomery	White
Erdey	Morrell	Winston
Fannin	Murray	Wooton
Farrar	Odinet	Wright
Flavin	Pierre	
Frith	Pinac	
Total—97		

NAYS

Total—0

ABSENT

Baylor	Faucheux	Morrish
Bruce	LaBruzzo	
Damico	Lancaster	
Total—7		

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

HOUSE BILL NO. 271—

BY REPRESENTATIVE ST. GERMAIN

AN ACT

To amend and reenact R.S. 33:4569.3(11), relative to the Iberville Parks and Recreation District; to increase the maximum rate of ad valorem tax which the district is authorized to levy; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Engrossed House Bill No. 271 by Representative St. Germain

AMENDMENT NO. 1

On page 1, line 2 after "33:4569.3(11)," insert "and to enact R.S. 33:4569.3(13),"

AMENDMENT NO. 2

On page 1, line 4 after "levy;" insert "to provide for the use of certain revenues by either the Iberville Parks and Recreation District or Iberville Parish for certain donated property;"

AMENDMENT NO. 3

On page 1, line 9 after "reenacted" insert "and R.S. 33:4569.3(13) is hereby enacted"

AMENDMENT NO. 4

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

"(13) Any revenues collected or generated from the P.W. Holiday & Son, Ltd. (Assessment # 0700848575) shall be used to maintain the P.W. Holiday Park (established by donated property to either Iberville Parks and Recreations District or Iberville Parish)."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Odinot
Alario	Geymann	Pierre
Alexander	Glover	Pinac
Ansardi	Gray	Pitre
Arnold	Guillory, E.	Powell, M.
Badon	Guillory, M.	Powell, T.
Baldone	Hammett	Quezaire
Baudoin	Heaton	Richmond
Bowler	Hebert	Ritchie
Broome	Hill	Robideaux
Bruneau	Honey	Romero
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
Curtis	Katz	St. Germain
Daniel	Kennard	Strain
Dartez	Kenney	Thompson
DeWitt	LaBruzzo	Toomy
Doerge	LaFleur	Townsend
Dorsey	Lambert	Trahan
Dove	Lancaster	Triche
Downs	Marchand	Tucker
Durand	Martiny	Waddell
Erdey	McDonald	Walker
Fannin	McVea	Walsworth
Farrar	Montgomery	White
Faucheux	Morrell	Winston
Flavin	Morrish	Wooton
Frith	Murray	
Total—95		

NAYS

Crowe
Total—1

ABSENT

Baylor	Damico	Schneider
Beard	Futrell	Wright
Bruce	Scalise	
Total—8		

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

HOUSE BILL NO. 352—
BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:5(10) and 215(A)(1)(a)(iv) and (vi), relative to health insurance; to provide with respect to coverage provided through an employee benefit trust, a multiple benefit trust, or an association; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Irons to Engrossed House Bill No. 352 by Representative Carter

AMENDMENT NO. 1

On page 1, line 2, after "22:5(10)" insert ", 213.7(G)"

AMENDMENT NO. 2

On page 1, line 4, after "association;" insert the following:

"to clarify the use of genetic information as it relates to critical illness policies;"

AMENDMENT NO. 3

On page 1, line 6, after "22:5(10)" insert ", 213.7(G)"

AMENDMENT NO. 4

On page 1, following line 18, insert the following:

"§213.7. Prohibited discrimination; genetic information; disclosure requirements; definitions

* * *

G. Notwithstanding any provision to the contrary, this Section does not apply to any actions of an insurer or third parties dealing with an insurer taken in the ordinary course of business in connection with the sale, issuance, or administration of a life, disability income, ~~or long-term care, or critical illness~~ insurance policy. For the purposes of this Section, "critical illness" insurance policy shall mean health insurance providing a principle sum of benefit following diagnosis of specifically named perils.

* * *"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Pierre
Alario	Gallot	Pinac
Alexander	Geymann	Pitre
Ansardi	Glover	Powell, M.
Arnold	Gray	Powell, T.
Badon	Guillory, E.	Quezaire
Baldone	Guillory, M.	Richmond
Baudoin	Hammett	Ritchie
Beard	Heaton	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
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	Walsworth
Fannin	Montgomery	Winston
Farrar	Morrell	Wooton
Faucheux	Morrish	Wright
Flavin	Murray	
Frith	Odinet	
Total—100		

NAYS

Total—0

ABSENT

Baylor	Damico
Bruce	White
Total—4	

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

HOUSE BILL NO. 857—
BY REPRESENTATIVE WALKER
AN ACT

To amend and reenact R.S. 37:3447(A)(5), relative to vocational rehabilitation counselors; to provide for licensure requirements; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator N. Gautreaux to Reengrossed House Bill No. 857 by Representative Walker

AMENDMENT NO. 1

On page 1, line 19, change "2004" to "2008"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

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	Strain
Curtis	Kennard	Thompson
Daniel	Kenney	Toomy
Dartez	LaBruzzo	Townsend
DeWitt	LaFleur	Trahan
Doerge	Lambert	Triche
Dorsey	Lancaster	Tucker
Dove	Marchand	Waddell
Downs	Martiny	Walker
Durand	McDonald	Walsworth
Erdey	McVea	White
Fannin	Montgomery	Winston
Farrar	Morrell	Wooton
Faucheux	Morrish	Wright
Flavin	Murray	
Total—98		

NAYS

Romero
Total—1

ABSENT

Baylor	Damico	St. Germain
Bruce	Glover	
Total—5		

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

HOUSE BILL NO. 885—
BY REPRESENTATIVE BEARD
AN ACT

To enact R.S. 30:2394(E), relative to the water quality; to provide for permit requirements for irrigating with water from certain sources; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Engrossed House Bill No. 885 by Representative Beard

AMENDMENT NO. 1

On page 1, line 2, between "To" and "enact" insert "amend and reenact R.S. 30:2418(I) and to"

AMENDMENT NO. 2

On page 1, line 2, change "water" to "environmental"

AMENDMENT NO. 3

On page 1, line 3, after "sources;" insert "to provide for waste tires;"

AMENDMENT NO. 4

On page 1, line 5, after "Section 1." delete the remainder of the line and insert the following:

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"R.S. 30:2418(I) is hereby amended and reenacted and 30:2394(E) is hereby enacted to read as follows:"

AMENDMENT NO. 5

On page 1, after line 10, insert the following:

"§2418. Waste tires

* * *

I(1). The fee on new tires authorized to be levied pursuant to R.S. 30:2413(A)(8) shall not exceed two dollars per passenger/light truck/small farm service tire, five dollars per medium truck tire, and ten dollars per off-road tire. The secretary may provide for exemptions from the fees levied on the sale of tires pursuant to this Chapter in the regulations provided for in Subsection H of this Section, including but not limited to the sale of for the sale of tires sold at wholesale, and certain tires which are de minimis in nature, including but not limited to lawn mower tires, bicycle tires, and golf cart tires. The secretary may provide for other exemptions only if the legislative fiscal office certifies in connection with the department's rulemaking authority that such exemptions will not adversely impact the ability of the secretary to satisfy all obligations of the fund. If at any time the fund should be unable to satisfy its obligations, the secretary shall promulgate regulations withdrawing the exemptions provided for in this Subsection.

I(2). For the purpose of satisfying unpaid obligations of the fund to waste tire processors, effective July 1, 2004, for each month in which there are unpaid obligations of the fund to waste tire processors and in which the fund has a surplus after satisfying all obligations of the fund for that month, such surplus shall be distributed in equal shares to those waste tire processors for whom there are unpaid obligations of the fund; however, no waste tire processor shall receive distributions in excess of the amount required to satisfy the unpaid obligation of the fund to such waste tire processor. Such excess distributions shall be made within fifteen days after the end of the month in which the surplus arose.

I(3). The Department shall not issue any permit to process waste tires nor approve the transfer of any permit to process waste tires prior to satisfaction in full of unpaid obligations to waste tire processors. This Paragraph shall not apply to waste tire processors who are under agreement with the Department as of March 1, 2004 to process waste tires and that have received payments from the fund within the six month period prior to the effective date of this Act."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

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

Total—100

NAYS

Total—0

ABSENT

Baylor	Glover
Bruce	Katz
Total—4	

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 897—

BY REPRESENTATIVES PINAC AND WALSWORTH
AN ACT

To amend and reenact R.S. 51:911.22(1) and (10)(introductory paragraph), 51:911.24(C), and 911.26(I), and to enact R.S. 51:912.22(9), relative to manufactured housing; to provide for revisions to the Uniform Standards Code for Manufactured Housing; to provide for certain requirements for obtaining a developer's license; to provide for independence of the administrative agent appointed by the governor; to provide for certain marriage line requirements on multisectional manufactured homes; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 897 by Representative Pinac

AMENDMENT NO. 1

On page 1, line 2 delete "51:911.24(C)," and insert "911.24(C) and (J)(1)."

AMENDMENT NO. 2

On page 1, at the beginning of line 3 delete "and 911.26(I)," and insert "911.26(I), and 911.41"

AMENDMENT NO. 3

On page 1, line 10 delete "51:911.24(C), and" and insert "911.24(C) and (J)(1)."

AMENDMENT NO. 4

On page 1, line 11 after "911.26(I)" insert ", and 911.41"

AMENDMENT NO. 5

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

"J.(1) Prior to January 1, 2005, and each year thereafter, all retailers and developers shall annually take a commission-approved continuing education course. The individual required to attend the continuing education course is the individual license holder; for corporations, an officer or manager; for partnerships, a partner or manager. The commission shall set the educational requirements and approve providers and the course materials for all continuing education classes.

* * *

AMENDMENT NO. 6

On page 2, after line 29 insert the following:

"§911.41. Supremacy of the Part

~~No other method or code shall be used in this state for determining compliance with universal safety systems for manufactured homes. Notwithstanding any provision of law to the contrary, the codes and standards referenced in R.S. 51:911.21 et seq. and R.S. 51:912.21 et seq. and those adopted by the commission shall be the only construction and installation standards used for manufactured housing in Louisiana, and these standards shall preempt all local standards as they relate to the construction and installation of manufactured housing and manufactured homes in Louisiana.~~

* * *

AMENDMENT NO. 7

On page 3, after line 7 insert the following:

"Section 2. This Act shall become effective on July 1, 2004; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 2004, or on the day following such approval by the legislature, whichever is later."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pierre
Alario	Futrell	Pinac
Alexander	Gallot	Pitre
Ansardi	Glover	Powell, M.
Arnold	Gray	Powell, T.
Badon	Guillory, E.	Quezaire
Baldone	Guillory, M.	Richmond
Baudoin	Hammett	Ritchie
Beard	Heaton	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	Katz	Smith, J.R.—30th
Crowe	Kennard	St. Germain
Curtis	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	Walsworth
Fannin	Morrell	White
Farrar	Morrish	Winston
Faucheux	Murray	Wooton
Flavin	Odinot	Wright
Total—99		

NAYS

Total—0

ABSENT

Baylor	Damico	Johns
Bruce	Geymann	
Total—5		

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

HOUSE BILL NO. 911—

BY REPRESENTATIVES LANCASTER, FRITH, MARCHAND, MURRAY, PINAC, T. POWELL, RITCHIE, STRAIN, TRAHAN, TUCKER, AND WHITE
AN ACT

To amend and reenact Chapter 7 of Title 6 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 6:551 through 570.6, relative to foreign banks; to provide for functions and powers of such banks; to provide for certain prohibited activities; to provide for certain additional powers and functions of foreign banks in Louisiana; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 911 by Representative Lancaster

AMENDMENT NO. 1

On page 4, line 24 after "state through" delete "an" and insert "a state"

AMENDMENT NO. 2

On page 5, line 10 after "operate" delete "an" and insert "a state"

AMENDMENT NO. 3

On page 6, line 15 after "subsequent" insert "state"

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AMENDMENT NO. 4

On page 8, line 1 before "Agency" insert "State"

AMENDMENT NO. 5

On page 8, line 3 after "state through" delete "an" and insert "a state"

AMENDMENT NO. 6

On page 8, line 21 after "A." delete "A" and insert "With the authorization of the commissioner of financial institutions, a"

AMENDMENT NO. 7

On page 9, at the end of line 9 delete "an" and insert "a state"

AMENDMENT NO. 8

On page 9, between lines 25 and 26 insert the following:

"D. A branch of a foreign bank operating in this state may not accept public deposits."

AMENDMENT NO. 9

On page 11, line 8 after "for a" delete "license" and insert "certificate of authority"

AMENDMENT NO. 10

On page 12, line 14 after "state" insert "and subject to this Chapter"

AMENDMENT NO. 11

On page 12, line 21 after "revocation of the" delete "license" and insert "certificate of authority"

AMENDMENT NO. 12

On page 12, line 22 after "B." delete "The foreign bank" and insert "Every foreign bank operating in this state and subject to this Chapter"

AMENDMENT NO. 13

On page 13, line 4 after "foreign bank" delete "licensed" and insert "which has been granted a certificate of authority"

AMENDMENT NO. 14

On page 13, at the end of line 12 delete "license" and insert "certificate of authority"

AMENDMENT NO. 15

On page 13, line 23 after "authorized" delete "entities" and insert "offices"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Pierre
Alario	Gallot	Pinac
Alexander	Geymann	Pitre
Ansardi	Glover	Powell, M.
Arnold	Gray	Powell, T.
Badon	Guillory, E.	Quezaire
Baldone	Guillory, M.	Richmond
Baudoin	Hammett	Ritchie
Bowler	Heaton	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	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	Walsworth
Fannin	Montgomery	White
Farrar	Morrell	Winston
Faucheux	Morrish	Wright
Flavin	Murray	
Frith	Odinot	
Total—100		

NAYS

Total—0

ABSENT

Baylor	Bruce
Beard	Wooton
Total—4	

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

HOUSE BILL NO. 1430— BY REPRESENTATIVE BRUNEAU AN ACT

To amend and reenact R.S. 37:1483 and to enact R.S. 9:5608, relative to home inspectors; to provide a prescriptive period for actions against home inspectors; to provide for applicability of provisions; to provide for exceptions; to exempt certain persons from licensure requirements under the Louisiana Home Inspector Licensing Law; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 1430 by Representative Bruneau

AMENDMENT NO. 1

On page 1, delete lines 16 and 17

AMENDMENT NO. 2

On page 1, line 18, change "C." to "B."

AMENDMENT NO. 3

On page 2, line 1, change "D." to "C."

AMENDMENT NO. 4

On page 2, line 3, change "E." to "D."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Baylor	Durand	Tucker
Bruce	Glover	
Total—5		

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

Suspension of the Rules

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

Conference Committee Reports for Consideration

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

**CONFERENCE COMMITTEE REPORT
House Bill No. 402 By Representative Flavin**

June 9, 2004

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

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 402 by Representative Flavin, recommend the following concerning the engrossed bill:

1. That Senate Committee Amendments Nos. 1 through 3 proposed by the Senate Committee on Judiciary C and adopted by the Senate on May 12, 2004, be rejected.

Respectfully submitted,

Representative Daniel T. Flavin
Representative Daniel R. Martiny
Representative Dan W. Morrish
Senator Joel T. Chaisson, II
Senator Willie Mount
Senator Gerald J. Theunissen

Rep. Flavin moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

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

Crane	Johns	St. Germain
Crowe	Kenney	Strain
Curtis	LaBruzzo	Thompson
Damico	LaFleur	Toomy
Daniel	Lambert	Townsend
Dartez	Lancaster	Trahan
DeWitt	Marchand	Triche
Doerge	Martiny	Tucker
Dorsey	McDonald	Waddell
Dove	Montgomery	Walker
Durand	Morrell	Walsworth
Erdey	Morrish	White
Fannin	Murray	Winston
Farrar	Odinet	Wooton
Faucheux	Pierre	Wright
Total—96		

NAYS

Total—0

ABSENT

Baylor	Glover	Kennard
Bruce	Jackson	McVea
Downs	Katz	
Total—8		

The Conference Committee Report was adopted.

Recess

On motion of Rep. Kenney, the Speaker declared the House at recess until 1:15 P.M.

After Recess

Speaker Salter called the House to order at 1:35 P.M.

ROLL CALL

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

PRESENT

Mr. Speaker	Frith	Odinet
Alario	Futrell	Pierre
Alexander	Gallot	Pinac
Ansardi	Geymann	Pitre
Arnold	Glover	Powell, M.
Badon	Gray	Powell, T.
Baldone	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Richmond
Beard	Hammett	Ritchie
Bowler	Heaton	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	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	Walsworth
Fannin	Montgomery	White
Farrar	Morrell	Winston
Faucheux	Morrish	Wooton
Flavin	Murray	Wright
Total—102		

ABSENT

Baylor	Bruce
Total—2	

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

Introduction of Resolutions, House and House Concurrent

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

HOUSE CONCURRENT RESOLUTION NO. 312—
BY REPRESENTATIVE DURAND

A CONCURRENT RESOLUTION

To direct the Department of Health and Hospitals to investigate, study, and develop a plan or strategy to modernize and improve the state mental health system, focusing particularly on an assessment of the current operation and maintenance of Eastern Louisiana Mental Health System, Central Louisiana State Hospital, the New Orleans Adolescent Hospital, and Southeast Louisiana Hospital, with the resulting plan or strategy detailing how Louisiana can modify the current system to reflect the best practices in mental health care today.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Durand to Original House Concurrent Resolution No. 312 by Representative Durand

AMENDMENT NO. 1

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

AMENDMENT NO. 2

On page 2, line 8, change "directs" to "urges and requests"

AMENDMENT NO. 3

On page 2, line 15, delete "shall"

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

On motion of Rep. Durand, and under a suspension of the rules, the resolution, as amended, was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 313—

BY REPRESENTATIVE BEARD

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to review its programs, operations, powers, functions, and duties and identify any programs, operations, powers, functions, or duties which are not directly related to the transportation infrastructure of this state or which are substantially similar to programs, operations, powers, functions, and duties of other governmental entities and to report its findings to the Senate Committee on Transportation, Highways, and Public Works and to the subcommittee on Public Works-Planning and Construction of the House Committee on Transportation, Highways, and Public Works no later than January 1, 2005.

Read by title.

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

Ordered to the Senate.

**Senate Bills and Joint Resolutions on
Second Reading to be Referred**

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

SENATE BILL NO. 876 (Substitute for Senate Bill No. 857 by Senator Ullo)—

BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 40:1662.3(6), (7), (12), (14), (15), (17), (24), (26), (27), and (28), 1662.4(A)(3) and (4), (B), the introductory paragraph of (C), (C)(1), (3), (4), (6), and (7), 1662.6(A)(3), (B)(6)(a) and (b) and (9), (C)(5) and (6)(a) and (b), and (9), 1662.7(A), (B), (C), the introductory paragraph of (D), (D)(2), (E), and (F), 1662.8(A), the introductory paragraph of (B), (B)(2)(g) and (h), (3)(a) and (b), and (4), 1662.9(A)(3), (5) and (11), (C), (D)(1) and (3), and (E), 1662.11(A)(2), 1662.12(A)(2) and (5), 1662.14(A)(2), the introductory paragraph of (3), (3)(b), and (5), (C)(2), (3), (5), and (6), and 1662.15(B)(2), and to enact R.S. 40:1662.3(29), 1662.6(B)(6)(d), 1662.8(B)(2)(i), (j) and (k), 1662.9(A)(12), (13) and (14), 1662.14(C)(7), and 1662.16(D), relative to public health and safety; to provide for alarm industry and locksmith licensing standards; and to provide for related matters.

Called from the calendar.

Read by title.

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

Privileged Report of the Legislative Bureau

June 10, 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. 12
Reported without amendments.

Senate Bill No. 41
Reported without amendments.

Senate Bill No. 72
Reported without amendments.

Senate Bill No. 96
Reported without amendments.

Senate Bill No. 128
Reported without amendments.

Senate Bill No. 129
Reported without amendments.

Senate Bill No. 142
Reported without amendments.

Senate Bill No. 191
Reported without amendments.

Senate Bill No. 205
Reported without amendments.

Senate Bill No. 212
Reported without amendments.

Senate Bill No. 261
Reported without amendments.

Senate Bill No. 288
Reported without amendments.

Senate Bill No. 334
Reported with amendments.

Senate Bill No. 363
Reported without amendments.

Senate Bill No. 364
Reported without amendments.

Senate Bill No. 463
Reported without amendments.

Senate Bill No. 468
Reported without amendments.

Senate Bill No. 479
Reported without amendments.

Senate Bill No. 480
Reported without amendments.

Senate Bill No. 493
Reported without amendments.

Senate Bill No. 545
Reported without amendments.

Senate Bill No. 560
Reported with amendments.

Senate Bill No. 636
Reported without amendments.

Senate Bill No. 654
Reported without amendments.

Senate Bill No. 655
Reported without amendments.

Senate Bill No. 716
Reported with amendments.

Senate Bill No. 730
Reported without amendments.

Senate Bill No. 746
Reported without amendments.

Senate Bill No. 749
Reported without amendments.

Senate Bill No. 769
Reported without amendments.

Senate Bill No. 761
Reported without amendments.

Senate Bill No. 785
Reported with amendments.

Senate Bill No. 795
Reported without amendments.

Senate Bill No. 800
Reported without amendments.

Senate Bill No. 842
Reported with amendments.

Senate Bill No. 855
Reported without amendments.

Senate Bill No. 864
Reported without amendments.

Senate Bill No. 869
Reported without amendments.

Respectfully submitted,

CHARLES MCDONALD
Chairman

**Senate Instruments on Second Reading
Returned from the Legislative Bureau**

Rep. Tank Powell asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions on second reading just returned from the Legislative Bureau, with a view of acting on the same:

SENATE BILL NO. 716—
BY SENATORS HAINKEL AND MARRIONEUX
AN ACT

To enact R.S. 1:58.3, relative to state holidays; to establish Ronald Reagan Day as an annual observance; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 716 by Senator Hainkel

AMENDMENT NO. 1

On page 1, line 8, following "February" and before "shall" change "6th" to "sixth"

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

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

Under the rules, placed on the regular calendar.

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

Rep. Tank Powell asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions just returned from the Legislative Bureau and passed to third reading, with a view of acting on the same:

Regular Calendar

SENATE BILL NO. 716—
BY SENATORS HAINKEL AND MARRIONEUX
AN ACT

To enact R.S. 1:58.3, relative to state holidays; to establish Ronald Reagan Day as an annual observance; and to provide for related matters.

Read by title.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Dove	Lancaster	Triche
Downs	Marchand	Tucker
Durand	Martiny	Waddell
Erdey	McDonald	Walker
Fannin	McVea	Walsworth
Farrar	Montgomery	Winston
Faucheux	Morrell	Wooton
Flavin	Morrish	Wright
Frith	Murray	
Total—98		

NAYS

Total—0

ABSENT

Baylor	Burrell	St. Germain
Bruce	Curtis	White
Total—6		

The Chair declared the above bill was finally passed.

Rep. Tank 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.

Suspension of the Rules

On motion of Rep. Glover, 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. 1629—
BY REPRESENTATIVE GLOVER
AN ACT

To enact R.S. 39:1494.1(C), relative to the procurement of social service contracts; to prohibit the state and political subdivisions from entering into adult ex-offender rehabilitation service contracts under certain circumstances; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Glover moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

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

NAYS

Scalise
Total—1

ABSENT

Baylor	Curtis
Bruce	Morrish
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Glover 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.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 672: Reps. Arnold, Quezaire, and Alario.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 885: Reps. Beard, Morrish, and Damico.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1227: Reps. Hill, Hammett, and Arnold.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1468: Reps. Townsend, K. Carter, and Flavin.

HOUSE BILL NO. 294—

BY REPRESENTATIVE SHEPHERD
AN ACT

To enact Code of Civil Procedure Article 228 and Code of Criminal Procedure Article 25.1, relative to contempt of court by attorneys; to require the judicial administrator of the supreme court to maintain a public record of all attorneys adjudged guilty of contempt in civil and criminal proceedings; to provide for submitting and reporting of the records; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Richmond moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Murray
Alario	Geymann	Odinet
Ansardi	Glover	Pierre
Arnold	Gray	Pinac
Badon	Guillory, E.	Pitre
Baldone	Guillory, M.	Powell, M.
Baudoin	Hammett	Powell, T.
Beard	Heaton	Quezaire
Bowler	Hebert	Richmond
Broome	Hill	Ritchie
Bruneau	Honey	Robideaux
Burrell	Hopkins	Romero
Carter, K.	Hunter	Schneider
Cazayoux	Hutter	Shepherd
Crowe	Jackson	Smith, G.—56th
Damico	Jefferson	Smith, J.D.—50th
Daniel	Kennard	Smith, J.H.—8th
Dartez	Kenney	Smith, J.R.—30th
Doerge	LaBruzzo	Thompson
Dorsey	LaFleur	Townsend
Dove	Lambert	Trahan
Downs	Martiny	Triche
Fannin	McDonald	Waddell
Farrar	McVea	White
Faucheux	Montgomery	Wooton
Frith	Morrell	Wright
Futrell	Morrish	
Total—80		

NAYS

Alexander	Scalise	Walker
Burns	Smiley	Walsworth
Crane	Strain	Winston
Durand	Toomy	
Katz	Tucker	
Total—13		

ABSENT

Baylor	DeWitt	Lancaster
Bruce	Erdey	Marchand
Carter, R.	Flavin	St. Germain
Curtis	Johns	
Total—11		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Richmond 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. Burns and Winston, and under a suspension of the rules, the above roll call was corrected to reflect them as voting nay.

Speaker Pro Tempore Broome in the Chair

Suspension of the Rules

On motion of Rep. Jackson, 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. 1547—

BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact Civil Code Articles 3545 and 3549, relative to conflict of laws; to provide for the applicability of state law governing products liability; to provide for the applicability of prescription and preemption law; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bowler to Engrossed House Bill No. 1547 by Representative Bowler

AMENDMENT NO. 1

On page 1, at the beginning of line 10, change "Delictual and quasi delictual" to "Issues pertaining to"

AMENDMENT NO. 2

On page 1, line 11, change "damages" to "issues pertaining to the damages recoverable therefor" and delete "special,"

AMENDMENT NO. 3

On page 1, at the beginning of line 19, change "Delictual and quasi delictual" to "Issues pertaining to"

AMENDMENT NO. 4

On page 1, delete line 20 and insert "as issues pertaining to the compensatory damages recoverable therefor are governed by the law of"

AMENDMENT NO. 5

On page 2, at the end of line 2, insert "Issues pertaining to punitive damages are governed by Article 3546."

AMENDMENT NO. 6

On page 2, delete lines 13 through 17 in their entirety

AMENDMENT NO. 7

On page 2, at the beginning of line 18, change "~~(H)~~ (2)" to "(1)"

AMENDMENT NO. 8

On page 2, at the beginning of line 22, change "~~(2)~~ (3)" to "(2)"

AMENDMENT NO. 9

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

"Notwithstanding the foregoing, if the substantive law of another state would be applicable to the merits of an action brought in this state, the action shall be barred if it is barred by a statute of limitation or repose or by a law of prescription or preemption of the other state and that statute or law is, under the laws of that other state, deemed to be substantive, rather than procedural, or deemed to bar or extinguish the right that is sought to be enforced in the action and not merely the remedy."

Motion

Rep. Townsend moved that the bill be returned to the calendar.

Rep. Bowler objected.

By a vote of 64 yeas and 32 nays, the House returned the bill to the calendar.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 648: Reps. Alario, DeWitt, and Arnold.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1178: Reps. Pinac, Baylor, and Waddell.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to Senate Bill No. 161: Reps. Kenney, Thompson, and St. Germain.

**HOUSE BILL NO. 1673—
BY REPRESENTATIVE JEFFERSON
AN ACT**

To enact R.S. 23:1604, relative to self-employment; to provide for the self-employment assistance program; to provide for definitions; to provide for weekly amounts payable; to provide for maximum amounts payable; to establish eligibility criteria; to provide for exceptions; to limit participation of individuals; to provide for the financing of the self-employment assistance allowance; to provide for effective and termination dates; to provide for the appeal of nonacceptance into the program; to

require the adoption of rules; to require the production of an annual report; and to provide for related matters.

Called from the calendar.

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. 1673 by Representative Jefferson

AMENDMENT NO. 1

On page 1, line 17, following "to" and before "a" change "the United States Code" to "5USC"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jefferson to Engrossed House Bill No. 1673 by Representative Jefferson

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 23:" insert "1553(B)(12) and" and after "self-employment;" insert "to provide for non-charging of benefits;"

AMENDMENT NO. 2

On page 1, line 11, after "R.S. 23:" insert "1553(B)(12) and" and after "1604" delete "is" and insert "are"

AMENDMENT NO. 3

On page 1, between lines 11 and 12 insert the following:

"§1553. Noncharging of benefits; recoupment; social charge account; social charge tax rate

* * *

B.

* * *

(12) Amounts noncharged as the result of the application of R.S. 23:1604 shall be recouped as a social charge to all employers.

* * *"

AMENDMENT NO. 4

On page 4, delete lines 10 through 14 in their entirety and insert in lieu thereof the following:

"F. Financing costs of a self-employment assistance allowance. Notwithstanding any provision of the law to the contrary, for the purposes of R.S. 23:1536 any benefits paid to individuals who are in the Self-Employment Assistance Program with the approval of the administrator, shall not be charged to the experience rating record of base period employers."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Odinet
Alario	Gallot	Pierre
Alexander	Geymann	Pinac
Ansardi	Glover	Pitre
Arnold	Gray	Powell, M.
Badon	Guillory, E.	Powell, T.
Baldone	Guillory, M.	Quezaire
Baudoin	Hammett	Richmond
Bowler	Heaton	Ritchie
Broome	Hebert	Robideaux
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
Curtis	Johns	Smith, J.R.—30th
Damico	Katz	St. Germain
Daniel	Kennard	Strain
Dartez	Kenney	Thompson
DeWitt	LaBruzzo	Toomy
Doerge	LaFleur	Townsend
Dorsey	Lambert	Trahan
Dove	Lancaster	Triche
Downs	Marchand	Tucker
Durand	Martiny	Waddell
Erdey	McDonald	Walker
Fannin	McVea	Walsworth
Farrar	Montgomery	White
Faucheux	Morrell	Winston
Flavin	Morrish	Wooton
Frith	Murray	Wright
Total—99		

NAYS

Total—0

ABSENT

Baylor	Bruce	Scalise
Beard	Crowe	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1489—
BY REPRESENTATIVE JOHNS
AN ACT

To enact R.S. 6:966.1, relative to default remedies; to provide for a notice of repossession; to provide for contents of the notice; to provide for fees; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Flavin moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Powell, T.
Alexander	Farrar	Quezaire
Arnold	Faucheux	Ritchie
Baldone	Flavin	Robideaux
Baudoin	Frith	Schneider
Beard	Gallot	Smiley
Bowler	Geymann	Smith, J.H.—8th
Broome	Glover	Smith, J.R.—30th
Bruneau	Guillory, M.	St. Germain
Burns	Hammett	Strain
Burrell	Hebert	Thompson
Carter, K.	Hill	Toomy
Carter, R.	Hutter	Trahan
Cazayoux	Jackson	Triche
Crane	Kennard	Tucker
Crowe	LaBruzzo	Waddell
Daniel	LaFleur	Walker
Dartez	Lambert	Walsworth
Doerge	Lancaster	White
Dorsey	McVea	Winston
Downs	Morrish	Wooton
Durand	Pinac	
Erdey	Powell, M.	
Total—67		

NAYS

Alario	Marchand	Romero
Badon	Montgomery	Shepherd
Damico	Morrell	Smith, G.—56th
DeWitt	Murray	Smith, J.D.—50th
Futrell	Odinet	Townsend
Guillory, E.	Pierre	Wright
Katz	Pitre	
Kenney	Richmond	
Total—22		

ABSENT

Ansardi	Gray	Jefferson
Baylor	Heaton	Johns
Bruce	Honey	Martiny
Curtis	Hopkins	McDonald
Dove	Hunter	Scalise
Total—15		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Suspension of the Rules

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

Speaker Salter in the Chair

HOUSE BILL NO. 783—
BY REPRESENTATIVE GRAY
AN ACT

To enact Code of Criminal Procedure Article 905.5.2, relative to capital punishment; to provide that capital punishment is abolished as a criminal penalty in this state for any person under

the age of eighteen on the date the offense was committed; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Dorsey to Engrossed House Bill No. 783 by Representative Gray

AMENDMENT NO. 1

On page 1, line 4, change "eighteen" to "seventeen"

AMENDMENT NO. 2

On page 1, line 9, change "eighteen" to "seventeen"

AMENDMENT NO. 3

On page 1, line 12, change "eighteen" to "seventeen"

AMENDMENT NO. 4

On page 1, line 13, change "eighteen" to "seventeen"

Rep. Dorsey moved the adoption of the amendments.

Rep. Gray objected.

By a vote of 31 yeas and 63 nays, the amendments were rejected.

Rep. Gray moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Arnold	Geymann	Murray
Baldone	Glover	Pierre
Baudoin	Gray	Quezaire
Beard	Guillory, E.	Richmond
Bowler	Guillory, M.	Robideaux
Broome	Hebert	Romero
Burrell	Honey	Shepherd
Carter, K.	Hunter	Smith, G.—56th
Cazayoux	Jackson	St. Germain
Curtis	Jefferson	Townsend
Daniel	LaFleur	Trahan
Durand	Marchand	Walker
Faucheux	Montgomery	Wright
Flavin	Morrell	
Gallot	Morrish	
Total—43		

NAYS

Mr. Speaker	Hammett	Schneider
Alario	Hill	Smiley
Alexander	Hutter	Smith, J.D.—50th
Bruneau	Katz	Smith, J.H.—8th
Burns	Kennard	Smith, J.R.—30th
Carter, R.	Kenney	Strain

Crane	LaBruzzo	Thompson
Crowe	Lambert	Toomy
Damico	Lancaster	Triche
Dartez	McVea	Tucker
DeWitt	Odinet	Waddell
Dorsey	Pinac	Walsworth
Downs	Pitre	White
Erdey	Powell, M.	Winston
Fannin	Powell, T.	Wooton
Frith	Ritchie	
Futrell	Scalise	
Total—49		

ABSENT

Ansardi	Doerge	Hopkins
Badon	Dove	Johns
Baylor	Farrar	Martiny
Bruce	Heaton	McDonald
Total—12		

The Chair declared the above bill failed to pass.

Rep. Jack Smith 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. 766—

BY REPRESENTATIVES GALLOT AND ANSARDI
AN ACT

To enact R.S. 13:750 and 750.1, relative to limitations of liability; to provide relative to limitations of liability for clerks of court; to provide relative to personal liability of clerks, deputy clerks, and employees; to provide for a preemptive period; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Gallot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Odinet
Alario	Futrell	Pierre
Alexander	Gallot	Pitre
Arnold	Geymann	Powell, M.
Badon	Glover	Powell, T.
Baldone	Gray	Quezaire
Baudoin	Guillory, E.	Richmond
Beard	Guillory, M.	Ritchie
Bowler	Hammett	Robideaux
Broome	Heaton	Romero
Bruneau	Hebert	Scalise
Burns	Hill	Schneider
Burrell	Honey	Shepherd
Carter, K.	Hopkins	Smiley
Carter, R.	Hunter	Smith, G.—56th
Cazayoux	Hutter	Smith, J.D.—50th
Crane	Jackson	Smith, J.H.—8th
Crowe	Jefferson	Smith, J.R.—30th
Curtis	Johns	St. Germain
Damico	Katz	Strain
Daniel	Kennard	Thompson
Dartez	Kenney	Toomy

DeWitt	LaBruzzo	Townsend
Doerge	LaFleur	Trahan
Dorsey	Lambert	Triche
Dove	Lancaster	Tucker
Downs	Marchand	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

Ansardi	Bruce	Pinac
Baylor	Martiny	

Total—5

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Gallot 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. 255—
BY REPRESENTATIVE BADON
AN ACT

To amend and reenact R.S. 14:32.1(B), relative to vehicular homicide; to provide for criminal penalties; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Badon to Engrossed House Bill No. 255 by Representative Badon

AMENDMENT NO. 1

On page 1, at the beginning of line 14, delete "or" and insert in lieu thereof "and may require the offender to participate in"

AMENDMENT NO. 2

On page 1, line 14, after "program" change the comma "," to a period "." and delete "or both."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Badon to Engrossed House Bill No. 255 by Representative Badon

AMENDMENT NO. 1

On page 1, line 10, after "than" and before "years" change "five" to "two"

AMENDMENT NO. 2

On page 1, line 11, after "years." delete the remainder of the line and insert in lieu thereof the following:

"At least ~~one year~~ two years of the sentence of imprisonment shall be imposed without benefit of probation, parole, or suspension of sentence. If the operator's blood alcohol concentration is 0.15 percent or more by weight based upon grams of alcohol per one hundred cubic centimeters of blood, then at least five years of the sentence of imprisonment shall"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jack Smith to Engrossed House Bill No. 255 by Representative Badon

AMENDMENT NO. 1

On page 1, line 10, after "imprisoned" and before "hard labor" change "at" to "with or without" and after "than" and before "years" change "five" to "two"

AMENDMENT NO. 2

In House Floor Amendment No. 2 in the set of amendments designated as B-518 A proposed by Representative Badon and adopted by the House of Representatives on June 10, 2004, on page 1, line 6, after "at least" and before "of" change "two years" to "one year"

AMENDMENT NO. 3

On page 1, line 12, after the period "." and before "The" insert the following:

"If the offender was previously convicted of a violation of R.S. 14:98, then at least five years of the sentence of imprisonment shall be imposed without benefit of probation, parole, or suspension of sentence."

On motion of Rep. Jack Smith, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Powell, M.
Alario	Frith	Powell, T.
Alexander	Gallot	Quezaire
Arnold	Glover	Ritchie
Badon	Gray	Robideaux
Baldone	Guillory, E.	Romero
Baudoin	Guillory, M.	Scalise
Beard	Hammett	Schneider
Broome	Heaton	Shepherd
Bruneau	Hebert	Smiley
Burns	Hill	Smith, J.D.—50th
Burrell	Hunter	Smith, J.H.—8th
Carter, R.	Hutter	Smith, J.R.—30th

Cazayoux	Jackson	St. Germain
Crane	Jefferson	Strain
Crowe	Kenney	Thompson
Damico	LaBruzzo	Toomy
Daniel	LaFleur	Townsend
Dartez	Lancaster	Trahan
DeWitt	Martiny	Triche
Doerge	McDonald	Tucker
Dorsey	Montgomery	Waddell
Dove	Morrish	Walker
Durand	Odinet	Walsworth
Erdey	Pierre	White
Fannin	Pinac	Wooton
Farrar	Pitre	

Total—80

NAYS

Bowler	Honey	Murray
Carter, K.	Hopkins	Richmond
Curtis	Kennard	Smith, G.—56th
Flavin	Marchand	Winston
Futrell	McVea	Wright
Geymann	Morrell	

Total—17

ABSENT

Ansardi	Downs	Lambert
Baylor	Johns	
Bruce	Katz	

Total—7

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Badon 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. 509—

BY REPRESENTATIVES WHITE AND KENNARD
AN ACT

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

Called from the calendar.

Read by title.

Motion

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

HOUSE BILL NO. 1707 (Substitute for House Bill No. 1048 by Representative Gray)—

BY REPRESENTATIVE GRAY

AN ACT

To enact Subpart B of Part VIII of Chapter 11 of Title 23 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 23:1701 through 1703, relative to unemployment compensation

benefits; to provide for the protection of benefits; to require evidence of domestic abuse; to require reporting by the Department of Labor; to require training curriculum; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gray to Engrossed House Bill No. 1707 by Representative Gray

AMENDMENT NO. 1

On page 1, line 3, change "1703" to "1704"

AMENDMENT NO. 2

On page 1, line 6, after "curriculum;" insert "to provide for application;"

AMENDMENT NO. 3

On page 1, line 9, change "1703" to "1704"

AMENDMENT NO. 4

On page 3, between lines 23 and 24 insert the following:

"§1704. Application

A. The provisions of this Subpart shall apply only in calendar years in which Procedures 7 or 8 pursuant to R.S. 23:1474 are applicable.

B. The provisions of this Subpart shall not apply to any claim filed after December 31, 2010."

AMENDMENT NO. 5

On page 3, after line 25 insert the following:

"Section 3. This Act shall become effective on January 1, 2005."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gray to Engrossed House Bill No. 1707 by Representative Gray

AMENDMENT NO. 1

On page 2, delete lines 20 through 23 and insert in lieu thereof:

"(5) A sworn statement provided by a director of a domestic abuse shelter, a counselor employed by a domestic abuse shelter or battered women's program, a member of the clergy, a licensed professional counselor, a licensed marriage and family therapist, a licensed clinical social worker, a licensed psychologist, or a licensed

psychiatrist who has assisted the individual in addressing the effects of abuse on the individual or the individual's family."

AMENDMENT NO. 2

On page 3, line 1, after "1600(3)" and before the comma ", " insert "(b)(iii) and 1601(3)"

AMENDMENT NO. 3

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

"E. The provisions of R.S. 23:1553 shall apply to the provisions of this Subpart.

F. The provisions of this Subpart shall not constitute a disqualification for benefits as provided by R.S. 23:1601(1)(a)."

AMENDMENT NO. 4

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

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Wright to Engrossed House Bill No. 1707 by Representative Gray

AMENDMENT NO. 1

On page 3, after line 6, insert the following:

"F. Payment of benefits shall be made from funds appropriated by the state to the Department of Labor specifically for such purposes."

Rep. Wright moved the adoption of the amendments.

Rep. Gray objected.

By a vote of 40 yeas and 59 nays, the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Badon	Guillory, E.	Murray
Broome	Hammett	Odinet
Burrell	Honey	Pierre
Carter, K.	Hunter	Quezaire
Curtis	Hutter	Richmond
Dorsey	Jackson	Shepherd
Glover	Jefferson	Smith, J.R.—30th
Gray	Marchand	St. Germain
Total—24		

NAYS

Mr. Speaker	Faucheux	Powell, T.
Alario	Flavin	Ritchie
Alexander	Frith	Robideaux
Arnold	Futrell	Romero

Baldone	Gallot	Scalise
Beard	Geymann	Schneider
Bowler	Guillory, M.	Smith, G.—56th
Bruneau	Hebert	Smith, J.D.—50th
Burns	Hill	Strain
Carter, R.	Katz	Thompson
Cazayoux	Kennard	Toomy
Crane	Kenney	Townsend
Crowe	LaBruzzo	Trahan
Damico	LaFleur	Triche
Daniel	Lambert	Tucker
Dartez	Lancaster	Waddell
DeWitt	McVea	Walker
Doerge	Montgomery	Walsworth
Downs	Morrish	White
Durand	Pinac	Winston
Erdey	Pitre	Wooton
Fannin	Powell, M.	Wright
Total—66		

ABSENT

Ansardi	Farrar	McDonald
Baudoin	Heaton	Morrell
Baylor	Hopkins	Smiley
Bruce	Johns	Smith, J.H.—8th
Dove	Martiny	
Total—14		

The Chair declared the above bill failed to pass.

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

Suspension of the Rules

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

House Bills and Joint Resolutions Returned from the Senate with Amendments

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

HOUSE BILL NO. 868—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 47:510(A), relative to vehicle registration; to provide relative to the requirement that vehicle manufacturers and dealers give notice regarding vehicle transfers; to provide relative to certain exemptions; and to provide for related matters.

Called from the calendar.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 868 by Representative Montgomery

AMENDMENT NO. 1

On page 1, line 17, after "R.S. 32:1251 et seq." insert a period "." delete the remainder of the line and delete lines 18 and 19

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 868 by Representative Montgomery

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Transportation and adopted by the Senate on May 24, 2004, on line 2, delete "insert a period ".""

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Pinac
Alario	Gallot	Pitre
Alexander	Geymann	Powell, M.
Ansardi	Glover	Powell, T.
Arnold	Gray	Quezaire
Badon	Guillory, E.	Richmond
Baldone	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	Katz	Smith, J.R.—30th
Crowe	Kennard	Strain
Curtis	Kenney	Thompson
Damico	LaBruzzo	Toomy
Daniel	LaFleur	Townsend
Dartez	Lambert	Trahan
DeWitt	Lancaster	Triche
Doerge	Marchand	Tucker
Dorsey	Martiny	Waddell
Dove	McDonald	Walker
Downs	McVea	Walsworth
Durand	Montgomery	White
Erdey	Morrell	Winston
Fannin	Morrish	Wooton
Faucheux	Murray	Wright
Flavin	Odinet	
Frith	Pierre	
Total—97		

NAYS

Total—0

ABSENT

Baudoin	Farrar	St. Germain
Baylor	Heaton	
Bruce	Johns	
Total—7		

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

Suspension of the Rules

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

Petitions, Memorials and Communications

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

June 10, 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. 10
Returned without amendments.
- House Concurrent Resolution No. 35
Returned without amendments.
- House Concurrent Resolution No. 97
Returned without amendments.
- House Concurrent Resolution No. 166
Returned with amendments.
- House Concurrent Resolution No. 244
Returned with amendments.
- House Concurrent Resolution No. 266
Returned without amendments.
- House Concurrent Resolution No. 274
Returned without amendments.
- House Concurrent Resolution No. 277
Returned without amendments.
- House Concurrent Resolution No. 302
Returned without amendments.
- House Concurrent Resolution No. 303
Returned without amendments.
- House Concurrent Resolution No. 304
Returned without amendments.
- House Concurrent Resolution No. 305
Returned without amendments.
- House Concurrent Resolution No. 308
Returned without amendments.
- House Concurrent Resolution No. 309
Returned without amendments.
- House Concurrent Resolution No. 310
Returned without amendments.

House Concurrent Resolution No. 311
Returned without amendments.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

HOUSE BILLS

June 10, 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. 821
Returned without amendments.

House Bill No. 849
Returned with amendments.

House Bill No. 899
Returned with amendments.

House Bill No. 904
Returned with amendments.

House Bill No. 907
Returned with amendments.

House Bill No. 948
Returned without amendments.

House Bill No. 952
Returned without amendments.

House Bill No. 968
Returned without amendments.

House Bill No. 991
Returned with amendments.

House Bill No. 1023
Returned without amendments.

House Bill No. 1119
Returned without amendments.

House Bill No. 1150
Returned without amendments.

House Bill No. 1239
Returned without amendments.

House Bill No. 1292
Returned with amendments.

House Bill No. 1319
Returned with amendments.

House Bill No. 1329
Returned without amendments.

House Bill No. 1354
Returned with amendments.

House Bill No. 1356
Returned with amendments.

House Bill No. 1374
Returned with amendments.

House Bill No. 1378
Returned with amendments.

House Bill No. 1456
Returned without amendments.

House Bill No. 1467
Returned with amendments.

House Bill No. 1469
Returned without amendments.

House Bill No. 1475
Returned without amendments.

House Bill No. 1516
Returned with amendments.

House Bill No. 1531
Returned with amendments.

House Bill No. 1555
Returned with amendments.

House Bill No. 1560
Returned with amendments.

House Bill No. 1583
Returned without amendments.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

June 10, 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. 138, 146, 147, 148, and 150

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

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

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

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

June 10, 2004

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

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

Senate Bill Nos. 4, 21, 58, 94, 97, 105, 138, 140, 152, 169, 196, 227, 267, 269, 302, 346, 347, 359, 368, 434, 460, 487, 496, 711, 822, and 861

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

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

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

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

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

HOUSE RESOLUTION NO. 99—

BY REPRESENTATIVE BROOME

A RESOLUTION

To commend the Community Association for the Welfare of School Children for its service to the school children of East Baton Rouge Parish upon the occasion of its forty-fifth anniversary celebration.

Read by title.

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

HOUSE RESOLUTION NO. 100—

BY REPRESENTATIVE BURNS

A RESOLUTION

To commend Nixon Adams upon the twentieth anniversary of his appointment to the Mandeville Planning & Zoning Commission and for his outstanding accomplishments.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 314—

BY REPRESENTATIVES JOHN SMITH AND SALTER AND SENATOR CAIN

A CONCURRENT RESOLUTION

To commend Vic Ortiz upon his retirement as athletic director from Anacoco High School in Anacoco, to recognize and record his myriad accomplishments and his remarkable contributions to Vernon Parish, and to extend to him the best wishes of the Legislature of Louisiana as he embarks on new challenges and endeavors.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 315—BY REPRESENTATIVES JOHN SMITH AND HILL AND SENATOR CAIN
A CONCURRENT RESOLUTION

To commend the Dixie Darlin' Cloggers for their outstanding accomplishments.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 316—

BY REPRESENTATIVES JOHN SMITH AND SALTER AND SENATOR CAIN

A CONCURRENT RESOLUTION

To commend the Simpson High School Lady Bronco Softball Team upon winning the 2004 Class B State Softball Championship.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 317—

BY REPRESENTATIVES JOHN SMITH AND DEWITT AND SENATOR CAIN

A CONCURRENT RESOLUTION

To commend the Pirates of Hicks High School upon winning the Class C state baseball championship.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 318—BY REPRESENTATIVE LAMBERT AND SENATOR AMEDEE
A CONCURRENT RESOLUTION

To commend Mrs. Louise M. Powers upon the occasion of her one hundredth birthday.

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. 319—

BY REPRESENTATIVES HUTTER AND ODINET

A CONCURRENT RESOLUTION

To urge and request the governor to include in the executive budget to be submitted to the legislature for Fiscal Year 2005-2006, sufficient funding for classroom-based technology for public elementary and secondary schools.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 320—
BY REPRESENTATIVE JOHN SMITH AND SENATOR CAIN
A CONCURRENT RESOLUTION

To commend Mariam Molani upon being named the 2004 Louisiana Junior High/Middle School Student of the Year.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 321—
BY REPRESENTATIVE TRICHE
A CONCURRENT RESOLUTION

To request the Department of Transportation and Development to install, by August 15, 2004, a flashing signal light on Louisiana Highway 308 at the Bayou Lafourche bridge at Louisiana Highway 648.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 322—
BY REPRESENTATIVE PIERRE
A CONCURRENT RESOLUTION

To create the State of Louisiana Task Force on Energy Sector Workforce and Economic Development.

Read by title.

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

Ordered to the Senate.

Privileged Report of the Committee on Enrollment

June 10, 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. 20—
BY REPRESENTATIVES CAZAYOUX AND ST. GERMAIN
A RESOLUTION

To urge and request the state Department of Education to work cooperatively with the federal government and city, parish, and other local school systems to develop school menus containing foods that will foster lifelong healthy eating habits and particularly foods containing marine-source long chain Omega-3 fatty acids.

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.

HOUSE RESOLUTION NO. 96—
BY REPRESENTATIVE DORSEY
A RESOLUTION

To express the sincere and heartfelt condolences of the House of Representatives of the Legislature of Louisiana to the family of Hilton S. White, Sr.

HOUSE RESOLUTION NO. 97—
BY REPRESENTATIVES JANE SMITH, M. POWELL, AND WADDELL
A RESOLUTION

To urge and request each public postsecondary education institution that offers an approved teacher education degree program and requires as part of such program that each student enrolled in the program successfully pass all parts of the PRAXIS test prior to performing the student teaching component of the program, to instead allow any such student who has not passed all parts of the PRAXIS test to perform the student teaching component while the student continues to take the PRAXIS test.

HOUSE RESOLUTION NO. 98—
BY REPRESENTATIVE CRANE
A RESOLUTION

To urge and request the Board of Regents to study the need for and feasibility of requiring students residing in on-campus housing at public postsecondary education institutions to be vaccinated for meningococcal disease and to submit a written report of its findings and recommendations to the House Committee on Education prior to the beginning of the 2005 Regular Session.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

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

Privileged Report of the Committee on Enrollment

June 10, 2004

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

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

The following House Concurrent Resolutions have been properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 42—
BY REPRESENTATIVE SHEPHERD
A CONCURRENT RESOLUTION

To urge and request the office of family support, support enforcement services, Department of Social Services to study all aspects relating to the treatment of subsequent children in child support awards and make specific recommendations for legislation.

HOUSE CONCURRENT RESOLUTION NO. 110—

BY REPRESENTATIVES TUCKER, BEARD, BURNS, DOWNS, FANNIN, FUTRELL, M. GUILLORY, HUTTER, KATZ, LAMBERT, PITRE, M. POWELL, QUEZAIRE, AND SMILEY

A CONCURRENT RESOLUTION

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

HOUSE CONCURRENT RESOLUTION NO. 113—

BY REPRESENTATIVES BALDONE BRUCE, CAZAYOUX, DOWNS, FANNIN, FRITH, GEYMANN, M. GUILLORY, HILL, HUDSON, LAFLEUR, MORRISH, JACK SMITH, ST. GERMAIN, STRAIN, AND THOMPSON AND SENATORS MARIONNEAUX, NEVERS, AND SMITH

A CONCURRENT RESOLUTION

To memorialize congress to oppose the Central America Free Trade Agreement and other free trade agreements which are harmful to American sugar producers.

HOUSE CONCURRENT RESOLUTION NO. 137—

BY REPRESENTATIVES ODINET, BRUCE, CAZAYOUX, DOWNS, FANNIN, FRITH, GEYMANN, M. GUILLORY, HILL, KENNEY, LAFLEUR, MORRISH, JACK SMITH, ST. GERMAIN, STRAIN, AND THOMPSON

A CONCURRENT RESOLUTION

To request the Department of Agriculture and Forestry, the Department of Wildlife and Fisheries, and the Department of Health and Hospitals to form an interagency task force to examine agricultural commodities imported into Louisiana from the state of California to confirm their compliance with public health and safety standards.

HOUSE CONCURRENT RESOLUTION NO. 139—

BY REPRESENTATIVE BURNS

A CONCURRENT RESOLUTION

To urge and request the Marriage Persons Committee of the Louisiana State Law Institute to study Louisiana's child custody and visitation laws and make specific recommendations on or before January 15, 2006, for revisions to state law.

HOUSE CONCURRENT RESOLUTION NO. 157—

BY REPRESENTATIVE BROOME

A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections to establish a character and faith-based program to provide persons released from incarceration from state correctional facilities with fundamental resources in the areas of employment, life skills training, and job skill enhancements and placement, as well as access to as many support services as possible in order to appreciably increase the likelihood of the offender's successful reentry into society.

HOUSE CONCURRENT RESOLUTION NO. 158—

BY REPRESENTATIVE BOWLER

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study Louisiana's visitation statutes and make specific recommendation on or before January 15, 2005, for revisions to state laws.

HOUSE CONCURRENT RESOLUTION NO. 195—

BY REPRESENTATIVES STRAIN AND THOMPSON AND SENATORS NEVERS AND SMITH

A CONCURRENT RESOLUTION

To memorialize congress to oppose the Australian Free Trade Agreement (AUSFTA) and other free trade agreements which are harmful to American dairy producers.

HOUSE CONCURRENT RESOLUTION NO. 201—

BY REPRESENTATIVE THOMPSON AND SENATORS NEVERS AND SMITH

A CONCURRENT RESOLUTION

To urge and request retailers within the state of Louisiana to promote Louisiana dairy products and value-added products within the Louisiana dairy industry.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

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

Privileged Report of the Committee on Enrollment

June 10, 2004

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

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

The following House Bills have been properly enrolled:

HOUSE BILL NO. 134—

BY REPRESENTATIVES BRUCE, MONTGOMERY, BURRELL, ROMERO, WHITE, AND WOOTON

AN ACT

To amend and reenact R.S. 15:283(A)(introductory paragraph), 440.2(A)(1) and (B), 440.4(A)(introductory paragraph) and (1) and (2), and 440.5(A)(introductory paragraph) and (6) and Children's Code Articles 322, 323(2), 324(A), 326(A)(introductory paragraph), 329(A)(introductory paragraph), 652(A)(4), and 1027(A)(4), relative to testimony of children; to authorize the taking of testimony outside of the courtroom from children fourteen years of age or younger in certain circumstances; to authorize the videotaped recordation of a statement from children fourteen years of age or younger in certain circumstances; to delete provisions restricting the use of closed circuit television and videotaped statements to children who have been sexually or physically abused; to provide with respect to the admissibility of videotaped statements; to provide with respect to definitions; and to provide for related matters.

HOUSE BILL NO. 173—

BY REPRESENTATIVE CRANE AND SENATOR ULLO

AN ACT

To amend and reenact R.S. 17:421.9(B), 421.10(B), and 421.11(B), relative to school employees; to provide relative to salary supplements for certain school employees who have acquired certain credentials; to provide conditions and guidelines for receiving the supplement; and to provide for related matters.

HOUSE BILL NO. 246—

BY REPRESENTATIVES DANIEL, JACKSON, DORSEY, AND SCALISE
AND SENATOR FIELDS

AN ACT

To enact R.S. 47:463.126 and 463.127, relative to motor vehicles; to provide relative to license plates; to create the Louisiana State University National Champions and the Southern University Black College National Champions prestige license plates; to provide for the issuance of such plates; to provide for the design and color of such plates; to provide relative to the fees for such plates, including a royalty fee for the use of the organizational design and logo on such plates; to designate the use of such royalty fees; to authorize the promulgation of rules and regulations; to require a contract relative to royalty fees; and to provide for related matters.

HOUSE BILL NO. 251—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 33:4574.13(A) and (C)(1)(e), relative to the Madison Parish Tourism Commission; to authorize the commission to levy a hotel occupancy tax without voter approval; and to provide for related matters.

HOUSE BILL NO. 263—

BY REPRESENTATIVE MARTINY AND SENATOR MARIONNEAUX

AN ACT

To enact R.S. 27:30.3, 30.4 and 30.5, relative to illegal gaming activities; to create the crime of using counterfeit or unlawful wagering instruments; to prohibit the possession of certain devices intended for violations of the Louisiana Gaming Control Law; to create the crime of the manufacture, sale, or distribution of gaming materials intended for illegal use; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 270—

BY REPRESENTATIVE PITRE

AN ACT

To amend and reenact R.S. 33:4574.1-A(A)(3), relative to the Lafourche Parish Tourist Commission; to provide relative to the hotel occupancy tax levied by the commission; to provide relative to the definition of the term "hotel" as it applies in Lafourche Parish; and to provide for related matters.

HOUSE BILL NO. 352—

BY REPRESENTATIVE K. CARTER

AN ACT

To amend and reenact R.S. 22:5(10) and 215(A)(1)(a)(iv) and (vi), relative to health insurance; to provide with respect to coverage provided through an employee benefit trust, a multiple benefit trust, or an association; and to provide for related matters.

HOUSE BILL NO. 360—

BY REPRESENTATIVE PINAC

AN ACT

To enact R.S. 40:1728.1, relative to the state uniform construction code; to provide for a fee schedule for enforcement of the code by the state fire marshal on behalf of political subdivisions; and to provide for related matters.

HOUSE BILL NO. 395—

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

AN ACT

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

HOUSE BILL NO. 419—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 4:144(B), relative to members of the State Racing Commission; to prohibit a horse owned directly or indirectly by a commission member from racing in Louisiana; to provide for consequences; and to provide for related matters.

HOUSE BILL NO. 486—

BY REPRESENTATIVE MCDONALD

AN ACT

To amend and reenact R.S. 17:3098(B)(2) and to repeal R.S. 17:3095(A)(1)(c), relative to the Louisiana Tuition Trust Authority; to provide for the payment of refunds upon termination of an education savings account; to repeal the requirement that education savings accounts shall be invested in either fixed earnings or variable earnings, but not both; to provide for an effective date; and to provide for related matters

HOUSE BILL NO. 505—

BY REPRESENTATIVE HAMMETT

AN ACT

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

HOUSE BILL NO. 820—

BY REPRESENTATIVE HUNTER

AN ACT

To amend and reenact R.S. 23:1294(A)(2)(introductory paragraph) and (3) and to enact R.S. 23:1294(A)(2)(i), relative to workers' compensation; to provide for the chairman of the Workers' Compensation Advisory Council; and to provide for related matters.

HOUSE BILL NO. 857—

BY REPRESENTATIVE WALKER

AN ACT

To amend and reenact R.S. 37:3447(A)(5), relative to vocational rehabilitation counselors; to provide for licensure requirements; and to provide for related matters.

HOUSE BILL NO. 980—

BY REPRESENTATIVE SCHNEIDER

AN ACT

To amend and reenact R.S. 11:429 and to repeal R.S. 11:425 through 428, 430, 431 and 432, relative to the purchase of service credit in the Louisiana State Employees' Retirement System; to provide for the purchase of up to five years of service credit in the system; to repeal certain provisions relative to the purchase of service credit; and to provide for related matters.

HOUSE BILL NO. 1037—

BY REPRESENTATIVE HUNTER

AN ACT

To amend and reenact R.S. 23:1127(C)(1), 1226(B)(3)(c) and (E), 1310.3(B)(1) and (C), 1310.4(B), 1316.1(C), and 1317(B), relative to workers' compensation hearings procedures; to provide for a reduction in weekly compensation; to provide for mediation procedures; to provide for service of process; to provide for venue; to provide for default judgments; to provide for expert witness fees; and to provide for related matters.

HOUSE BILL NO. 1109—

BY REPRESENTATIVE T. POWELL

AN ACT

To enact R.S. 33:3892.1, relative to sewerage districts; to provide relative to the powers granted to certain parish sewerage districts; and to provide for related matters.

HOUSE BILL NO. 1302—

BY REPRESENTATIVES MURRAY, JEFFERSON, AND MARCHAND
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 4720.71, and to repeal Act No. 170 of the 1968 Regular Session, as amended, and to repeal all Acts amending such Act including Act No. 299 of the 1972 Regular Session, Act Nos. 571 and 572 of the 1980 Regular Session, Act No. 155 of the 1984 Regular Session, Act Nos. 65 and 135 of the 1994 Third Extraordinary Session, Act Nos. 30 and 375 of the 1995 Regular Session, Act No. 101 of the 1997 Regular Session, and Act Nos. 266 and 968 of the 2003 Regular Session, relative to the city of New Orleans; to codify the provisions of the New Orleans Community Improvement Act; and to provide for related matters.

HOUSE BILL NO. 1540—

BY REPRESENTATIVES KENNEY AND THOMPSON
AN ACT

To name the new Ouachita River bridge at Columbia the Governor John J. McKeithen Bridge; and to provide for related matters.

HOUSE BILL NO. 1557—

BY REPRESENTATIVE MARCHAND
AN ACT

To enact R.S. 51:1423, relative to unfair or deceptive acts or practices; to provide for boilers at commercial laundromats; to provide for minimum water temperature for hot water in washing machines at commercial laundromats; to provide for enforcement; to provide for rules and regulations; and to provide for related matters.

HOUSE BILL NO. 1659—

BY REPRESENTATIVES K. CARTER AND SCALISE AND SENATOR SCHEDLER
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.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

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

Suspension of the Rules

On motion of Rep. Alario, the rules were suspended to permit the Committee on Appropriations to meet on Monday, June 14, 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. 44

Suspension of the Rules

On motion of Rep. Ansardi, the rules were suspended to permit the Committee on Civil Law and Procedure to meet on Monday, June 14, 2004, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Concurrent Resolution No. 306

Senate Bill No. 182

Suspension of the Rules

On motion of Rep. Pinac, the rules were suspended to permit the Committee on Commerce to meet on Monday, June 14, 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. 876

Leave of Absence

Rep. Baylor - 1 day

Rep. Bruce - 1 day

Adjournment

On motion of Rep. Kenney, at 4:45 P.M., the House agreed to adjourn until Monday, June 14, 2004, at 1:00 P.M.

The Speaker of the House declared the House adjourned until 1:00 P.M., Monday, June 14, 2004.

ALFRED W. SPEER
Clerk of the House

