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

FORTY-SEVENTH DAY’S PROCEEDINGS

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

House of Representatives
State Capitol
Baton Rouge, Louisiana

Thursday, June 17, 2004

The House of Representatives was called to order at 1:00 P.M., by the Honorable Joe R. Salter, Speaker of the House of Representatives.

Morning Hour
ROLL CALL

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

PRESENT

Mr. Speaker Frith Pierre
Alario Futrell
Alexander Gallot Pitre
Ansardi Geymann Powell, M.
Arnold Glover Powell, T.
Badon Gray Quezaire
Baldone Guillory, E. Richmond
Baudoin Guillory, M. Ritchie
Baylor Hammett Robideaux
Beard Heaton
Broome Hill Schneider
Bruce Honey Shepherd
Bruneau Hopkins
Burns Hunter
Burrell Hutter
Carter, K. Jackson
Carter, R. Jefferson
Cazayoux Johns
Crane Katz
Crowe Kennard
Curtis Kenney
Damico LaBruzzo
Daniel LaFleur
Dartez Lambert
DeWitt Lancaster
Dorsey Marchand
Dove Martiny
Downs McDonald

ABSENT

Doerge

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

Prayer

Prayer was offered by Rev. Scott Bledsoe.

Pledge of Allegiance

Rep. McDonald led the House in reciting the Pledge of Allegiance to the Flag of the United States of America.

Miss Socorro-Isabel "Corrito" Gealogo sang the "Star Spangled Banner."

Reading of the Journal

On motion of Rep. John Smith, the reading of the Journal was dispensed with.

Suspension of the Rules

On joint motion of Reps. Fannin and Katz, and under a suspension of the rules, the Journal of June 16, 2004, was corrected to reflect them as voting nay on final passage to Senate Bill No. 654.


Petitions, Memorials and Communications

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

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. 1516: Reps. Baldone, Pierre, and Wooton.

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. 633: Reps. Dartez, Martiny, and Triche.

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

June 17, 2004

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

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

2137
House Concurrent Resolution No. 58
Returned without amendments.

House Concurrent Resolution No. 107
Returned with amendments.

House Concurrent Resolution No. 206
Returned without amendments.

House Concurrent Resolution No. 256
Returned without amendments.

House Concurrent Resolution No. 306
Returned without amendments.

House Concurrent Resolution No. 336
Returned without amendments.

House Concurrent Resolution No. 337
Returned without amendments.

House Concurrent Resolution No. 338
Returned without amendments.

House Concurrent Resolution No. 339
Returned without amendments.

House Concurrent Resolution No. 340
Returned without amendments.

House Concurrent Resolution No. 341
Returned without amendments.

House Concurrent Resolution No. 342
Returned without amendments.

House Concurrent Resolution No. 344
Returned without amendments.

House Concurrent Resolution No. 345
Returned without amendments.

House Concurrent Resolution No. 346
Returned without amendments.

House Concurrent Resolution No. 347
Returned without amendments.

House Concurrent Resolution No. 348
Returned without amendments.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

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. 120—
BY REPRESENTATIVE R. CARTER
A RESOLUTION
To request the Department of Health and Hospitals, Bureau of Health Services Financing, to report to the House Committee on Civil Law and Procedure the amount of money collected in accordance with Civil Code Article 1493.

Read by title.

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

HOUSE RESOLUTION NO. 121—
BY REPRESENTATIVE WRIGHT
A RESOLUTION
To request the Louisiana State Law Institute, the St. Elizabeth Foundation, the Department of Social Services, office of community services, the Louisiana Coalition for Adoption and the Adoptee Birthrights Committee to study the confidential intermediary process in adoptions, and to report study findings and recommendations to the House of Representatives prior to the convening of the 2006 Regular Session.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 349—
BY REPRESENTATIVE KENNARD
A CONCURRENT RESOLUTION
To commend Hallie Rice upon her retirement as supervisor of House Administrative Services and to recognize her contributions to the legislature.

Read by title.

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

Ordered to the Senate.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Retirement

June 17, 2004

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

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

Privileged Report of the Legislative Bureau

June 17, 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. 792
Reported without amendments.

Respectfully submitted,

CHARLES MCDONALD
Chairman

Senate Instruments on Second Reading
Returned from the Legislative Bureau

Rep. Schneider 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. 792—
BY SENATORS DARDENNE AND HOLLIS
AN ACT

To enact R.S. 11:441(G), relative to Louisiana State Employees' Retirement System; to provide with respect to eligibility for retirement for new members; to require new members to have ten years of service at age sixty to be eligible for retirement; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Reengrossed Senate Bill No. 792 by Senators Dardenne and Hollis

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "relative" delete "enact R.S. 11:441(G)," and insert the following:

"amend and reenact R.S. 11:403(5), (6), and (10) and 421(D) through (H) and to enact R.S. 11:62(5)(g), 416.2, 421(I), 441.1, 444.1, 446.1, 447.1, and 542.1,"

AMENDMENT NO. 2

On page 1, line 3, after "provide" delete the remainder of the line and on line 4, delete "members to have tens years of service at age sixty to be eligible for retirement;" and insert the following:

"for employee contribution rates, definitions, computation of service credit, eligibility for retirement, retirement benefit options, participation in the Deferred Retirement Option Plan, cost-of-living adjustments, and reemployment after retirement;"

AMENDMENT NO. 3

On page 1, line 8, after "Section 1." delete the remainder of the line and delete lines 9 through 17 in their entirety and on page 2, delete lines 1 through 4 in their entirety and insert the following:

"R.S. 11:403(5), (6), and (10) and 421(D) through (H) are hereby amended and reenacted and R.S. 11:62(5)(g), 416.2, 421(I), 441.1, 444.1, 446.1, 447.1, and 542.1 are hereby enacted to read as follows:

§62. Employee contributions established

Employee contributions to state and statewide public retirement systems shall be as follows:

* * *

(5) Louisiana State Employees' Retirement System

* * *

(5)(a) "Average compensation" for those employees hired before January 1, 2006, means the average annual earned compensation of a state employee for the thirty-six highest months of successive employment, or for the highest thirty-six successive joined months of employment where interruption of service occurred; however, average compensation for part-time employees who do not use thirty-six months of full-time employment for average compensation purposes shall be based on the base pay the part-time employee would have received had he been employed on a full-time basis.

(b) "Average compensation" for those employees hired on or after January 1, 2006, means the average annual earned compensation of a state employee for the sixty highest months of successive employment, or for the highest sixty successive joined months of employment where interruption of service occurred; however, average compensation for part-time employees who do not use sixty months of full-time employment for average compensation purposes shall be based on the base pay the part-time employee would have received had he been employed on a full-time basis. Notwithstanding R.S. 11:231(A)(1), the computation of such average compensation for these employees shall be in accordance with the following guidelines:

(i) The amount for the first through the twelfth month shall not exceed the actual compensation for the immediately preceding twelve months by more than fifteen percent.

(ii) The amount for the thirteenth through the twenty-fourth month shall not exceed the actual compensation amount for the first through twelfth month by more than fifteen percent.

(iii) The amount for the twenty-fifth through the thirty-sixth month shall not exceed the actual compensation amount for the thirteenth through twenty-fourth month by more than fifteen percent.
(iv) The amount for the thirty-seventh through the forty-eighth month shall not exceed the actual compensation amount for the twenty-fifth through thirty-sixth month by more than fifteen percent.

(v) The amount for the forty-ninth through the sixtieth month shall not exceed the actual compensation amount for the thirty-seventh through forty-eighth month by more than fifteen percent.

(vi) The limitations on the computation of average compensation in this Paragraph shall not apply to any of the twelve-month periods where compensation increased by more than fifteen percent over the previous twelve-month period solely because of an increase in compensation by a uniform system-wide increase adopted by the Department of Civil Service and approved by the governor, or a pay adjustment enacted by the legislature.

(6)(a) “Base pay” for those employees hired before January 1, 2006, means prescribed compensation for a specific position on a full-time basis, but does not include overtime, per diem, differential pay, payment in kind, premium pay, or any other allowance for expense authorized and incurred as an incident to employment, except for supplemental pay for certain members as provided by Article X, Section 10(A)(1) of the Louisiana Constitution of 1974.

Employees who work bi-weekly eighty-hour schedules shall have their earned compensation for such regularly scheduled work considered as part of base pay even if some of these hours are defined as overtime for the purpose of the Fair Labor Standards Act.

(b) “Base pay” for those employees hired on or after January 1, 2006, means the salary paid to those employees to include all payments made to the employee through the payroll system applicable to that employee, but shall not apply to reimbursement of expenses.

§416.2 Employment of retirees who became system members on or after January 1, 2006

A. Notwithstanding R.S. 11:416 and 416.1, any retiree who was originally hired or after January 1, 2006, and who becomes engaged in employment after his retirement which otherwise would render him eligible for membership in the system, shall choose one of the following irrevocable options upon reemployment:

(1) The retiree may regain membership by repaying all retirement benefits received from the system, plus interest thereon at the actuarial rate approved by the board of trustees of the system compounded annually from date of receipt until paid. In addition, the retiree shall pay into the system an amount equal to the employee and employer contributions which would have been paid had the retiree become a member at the beginning of the resumption of covered employment, plus interest thereon at the actuarial rate compounded annually from date of service until paid. Upon such regaining of membership, he shall have restored to his credit all service rendered since becoming so reemployed and thereafter shall be subject to the same conditions as any other member of the system which are not in conflict herewith. This option shall not be available to retirees who selected the Initial Benefit Option.

(2) The retiree may be rehired by an agency for a position eligible for the system if the retiree has been separated from service for at least ninety calendar days from the date of retirement. If the retiree has been retired for at least ninety days the employing agency may rehire the retiree and the retiree may collect his full retirement benefit and salary without a reduction. However, if the retiree is rehired within ninety calendar days of his retirement date, the retiree may not receive his retirement benefit and will be ineligible to receive a retirement benefit unless and until the retiree has been separated from employment for ninety consecutive calendar days before being rehired. In either case, the employer shall pay to the system the employer contribution, but the employee shall not pay the employee contribution and shall not be entitled to any supplemental retirement benefit from the system. The employing agency shall continue to pay the employer contributions for the rehired retiree until the retiree terminates service.

B. The agency employing the retiree covered by this system shall immediately notify the system of the retiree's date of retirement. In no case shall credit be allowed for any period of absence within any calendar year after January 1, 1973.

C. Should any employer covered by the system employ a retiree and fail to submit the employer contributions for such rehired retiree, the employer shall be liable for the payment of contributions due from the date of reemployment plus compounded interest at the actuarial rate established by the board.

§421. Computation of service

D. In the computation of service, those employees hired on or after January 1, 2006, shall receive credit based on the actual time worked. The computation of service credit shall be based on hours worked during the year. Two thousand eighty hours, either at work or on approved leave, shall be computed as one year of service credit. For any year during which an employee worked less than this amount, the hours worked shall be divided by two thousand eighty hours and the resulting fraction of a year shall be the earned service credit for that year.

DE. In no case shall credit be allowed for any period of absence without compensation. A member shall not receive more than one year of credit within any fiscal year prior to January 1, 1973, or within any calendar year after January 1, 1973.
Credit between July 1, 1972 and December 31, 1972, will be limited to one-half year total. However, any member who retires between December 31, 1972 and March 31, 1973 shall receive at least three-quarters of a year service for the period July 1, 1972 to March 31, 1973.

A statement of service will be issued to modify or correct membership or prior service, detailing a recapitulation of all service to the close of the last year.

A member may not receive credit for service which is credited in any other retirement system except where there has been a transfer under the reciprocal transfer agreement provided for by this chapter.

In the computation of any retirement allowance, annuity or benefit, any fractional period of service of less than one year shall be taken into account and a proportionate amount of such retirement allowance, annuity or benefit shall be granted for any such fractional period of service.

$441.1. Eligibility for retirement for those employees hired on or after January 1, 2006

A. Notwithstanding the provisions of R.S. 11:441 for the purposes of eligibility any member shall be eligible for retirement if he has ten years or more of service, at age fifty-five or thereafter.

B. The remaining provisions of R.S. 11:441 shall apply to employees hired on or after January 1, 2006, when applicable.

$444.1. Computation of retirement benefit for those employees hired on or after January 1, 2006

A. Notwithstanding R.S. 11:444, a member who became employed on or after January 1, 2006, shall receive a maximum retirement allowance equal to the following formula:

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<th>Years of Service</th>
<th>Percent Per Year of Service</th>
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<td>10</td>
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<tr>
<td>13</td>
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<td>16</td>
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<td>19</td>
<td>2.3</td>
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<td>22</td>
<td>2.4</td>
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<tr>
<td>25 or more</td>
<td>2.5</td>
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B. The accrual rates established in Subsection A of the Section shall apply to an active member's entire eligible service credit upon retirement if the active member reaches the applicable age and retires thereafter. The accrual rate for any member who becomes inactive before the age of fifty-five but who has ten or more years of eligible service credit and applies for a benefit after attaining the age of fifty-five shall be two percent.

C. The remaining provisions of R.S. 11:444 shall apply to employees hired on or after January 1, 2006, when applicable.

$446.1. Retirement options available to employees hired on or after January 1, 2006

A. Upon application for retirement, any member who was hired on or after January 1, 2006, may elect to receive his benefit by selecting one of the following retirement options:

1. In a retirement allowance payable throughout his life, or

2. Upon his death one-half of his actuarially reduced retirement allowance shall be continued throughout the life of and be paid to the person he designates and files with the board of trustees at the time of his retirement. However, if the retiree has a spouse at retirement, then the spouse shall be the named beneficiary unless the member presents a prenuptial agreement to the system wherein the spouse agrees to waive any rights in the retiree's pension, or a certified judgment of divorce wherein the spouse has given up his community interest in the retiree's benefit, or the spouse signs a spousal waiver on a form prescribed by the system.

B. The Initial Benefit Option as set forth in R.S. 11:446(A)(5) shall be available to employees who were hired on or after January 1, 2006.

C. The remaining provisions of R.S. 11:446 shall apply to employees hired on or after January 1, 2006, when applicable.

$447.1. Deferred Retirement Option Plan for employees hired on or after January 1, 2006

Employees hired on or after January 1, 2006, shall not be eligible to participate in the Deferred Retirement Option Plan.

$542.1. Retiree cost-of-living adjustment for employees hired on or after January 1, 2006

A. Notwithstanding the provisions of R.S. 11:542, any employee hired on or after January 1, 2006, is entitled to a cost-of-living adjustment if the retiree has been retired at least five years on the date the adjustment is given in an amount not to exceed the lesser of three percent or the increase in the consumer price index, U.S. city average for all urban consumers (CPI-U), as prepared by the U.S. Department of Labor, Bureau of Labor Statistics, for the calendar year immediately preceding the cost-of-living increase payable annually on July first of every year. The percentage of each recipient's cost-of-living increase shall be based on the benefit being paid to the recipient on the effective date of the increase.

B. The cost-of-living increase shall be paid to disability retirees, survivors, and beneficiaries of employees hired on or after January 1, 2006, in accordance with the formula and date set forth in this Section whenever the disability retiree, survivor, or beneficiary has been collecting the benefit for a minimum of five years on the date the adjustment is granted.

Section 3. This Act shall become effective December 31, 2005."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**Senate Concurrent Resolutions**

The following Senate Concurrent Resolutions lying over were taken up and acted upon as follows:
SENATE CONCURRENT RESOLUTION NO. 162—
BY SENATORS CAIN, DUPLESSIS AND MICHOT
A CONCURRENT RESOLUTION
To direct the Louisiana Tax Commission to extend the current moratorium and to advise the assessors for the parishes of the state that a moratorium has been instituted prohibiting the revocation of homestead exemptions for persons who have heretofore been granted the extension where such revocations would be based upon Attorney General Opinions, which opinions do not have the force of law, and to urge and request that the legislature appoint an advisory committee to study and make recommendations to the legislature regarding legislation as it relates to application of the homestead exemption.

Read by title.

Motion

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

SENATE CONCURRENT RESOLUTION NO. 163—
BY SENATOR N. GAUTREAUX
A CONCURRENT RESOLUTION
To urge and request the Board of Regents to study the feasibility of creating two separate systems out of the Louisiana Community and Technical College System.

Read by title.

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

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. 122—
BY SENATOR ULLO
A CONCURRENT RESOLUTION
To provide for legislative approval of the formula to determine the cost of a minimum foundation program of education in all public elementary and secondary schools as well as to equitably allocate the funds to each parish, city and other local school systems as developed by the State Board of Elementary and Secondary Education and adopted by the board on March 12, 2004, and as subsequently revised pursuant to board action on April 15, 2004.

Read by title.

Reported favorably by the Committee on Appropriations.

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

House Bills and Joint Resolutions on Second Reading Reported by Committee

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

HOUSE BILL NO. 860—
BY REPRESENTATIVE SCHNEIDER
AN ACT
To amend and reenact R.S. 11:102(A) and (B)(3)(introductory paragraph) and (d) and 103(A) and (B)(1) and (3)(introductory paragraph) and (e)(i), relative to state and statewide retirement systems; to provide for determination of employer contribution rates; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Original House Bill No. 860 by Representative Schneider

AMENDMENT NO. 1
On page 1, line 2, after ")" delete the remainder of the line, and on line 3 delete "(iv)"

AMENDMENT NO. 2
On page 1, line 3, after "103(A)" delete the comma "," and insert "and"

AMENDMENT NO. 3
On page 1, line 3, after "((c)(i)," delete "and (C),"

AMENDMENT NO. 4
On page 1, line 10, after "(d)" delete the remainder of the line, and on line 11 delete "(iv)"

AMENDMENT NO. 5
On page 1, line 11, after "103(A)" delete the comma "," and insert "and"

AMENDMENT NO. 6
On page 1, line 11, after "((c)(i)" delete the comma "," and delete "and (C)"

AMENDMENT NO. 7
On page 2, line 9, after "(i)" delete "Actuarial" and insert in lieu thereof "Except as provided in Item (v) of this Subparagraph, actuarial"

AMENDMENT NO. 8
On page 2, at the end of line 15, insert "For each fiscal year beginning after June 30, 2003, such payments shall be computed as a level dollar amount over a period of thirty years."

AMENDMENT NO. 9
On page 2, line 16, after "(ii)" delete "Changes" and insert in lieu thereof "Except as provided in Item (v) of this Subparagraph, changes"
AMENDMENT NO. 10
On page 2, at the end of line 19, insert "For each fiscal year beginning after June 30, 2003, such payments shall be computed as a level dollar amount over a period of thirty years."

AMENDMENT NO. 11
On page 2, delete line 20 and insert in lieu thereof:
"(iii) Changes Except as provided in Item (v) of this Subparagraph, changes in actuarial assumptions or actuarial funding methods, excluding changes in methods of valuing of assets, such payments to be computed as an amount forming an annuity increasing at four and one-half percent annually over the later of a period of thirty years from the year of occurrence of the change or by the year 2029. For each fiscal year beginning after June 30, 2003, such payments shall be computed as a level dollar amount over a period of thirty years."

AMENDMENT NO. 12
On page 2, line 21, after ")iv)" delete "Changes" and insert in lieu thereof "Except as provided in Item (v) of this Subparagraph, changes"

AMENDMENT NO. 13
On page 2, at the end of line 27, insert "For each fiscal year beginning after June 30, 2003, such payments shall be computed as a level dollar amount over a period of thirty years."

AMENDMENT NO. 14
On page 2, between lines 27 and 28, insert the following:
"(v) Effective July 1, 2004, and beginning with the fiscal year ending June 30, 2001, the amortization period for the changes, gains, or losses of the Louisiana School Employees' Retirement System provided in Items (i) through (iv) of this Subparagraph shall be thirty years, or in accordance with standards promulgated by the Governmental Accounting Standards Board from the year in which the change, gain, or loss occurred. The outstanding balances of amortization bases established pursuant to Items (i) through (iv) of this Subparagraph before the fiscal year ending June 30, 2001, shall be amortized as a level dollar amount from July 1, 2004, through June 30, 2029. Beginning with the fiscal year ending June 30, 2004, and for each fiscal year thereafter, the outstanding balances of amortization bases established pursuant to Items (i) through (iv) of this Subparagraph shall be amortized as a level dollar amount."

AMENDMENT NO. 15
On page 3, delete lines 7 and 8 in their entirety, and insert in lieu thereof "1990, for each public retirement system referenced in Subsection A of this Section, the employer contribution rate shall equal the"

AMENDMENT NO. 16
On page 4, delete lines 9 through 28 in their entirety, and on page 5, delete lines 1 through 23 in their entirety

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

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

Under the rules, placed on the regular calendar.

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

SENATE BILL NO. 442—
BY SENATOR ULLO
AN ACT
To amend and reenact R.S. 33:1560 and the introductory paragraph of R.S. 40:34(B)(2)(r), relative to medical certifications; to require that medical certificates indicating cause of death be signed by physicians; to provide for the appointment and compensation of certain physicians; and to provide for related matters.

Read by title.
On motion of Rep. Shepherd, the vote by which the above Senate Bill failed to pass on the previous legislative day was reconsidered.

Returned to the calendar under the rules.

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

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

Regular Calendar

SENATE BILL NO. 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.
Rep. Johns sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Johns to Reengrossed Senate Bill No. 538 by Senators Cain and Hainkel

AMENDMENT NO. 1
In the set of House Committee Amendments proposed by the House Committee on Insurance and adopted by the House of Representatives on June 10, 2004, in House Committee Amendment No. 4, delete lines 18 through 21 in their entirety

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

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<td>Johns</td>
<td>Smith, J.R.—30th</td>
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<td>Faucheux</td>
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<tr>
<td>Flavin</td>
<td>Odinet</td>
<td>Wooton</td>
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<tr>
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<td>Pierre</td>
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</table>

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 731—**

**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.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Bowler to Reengrossed Senate Bill No. 731 by Senator Cain

**AMENDMENT NO. 1**

On page 3, between lines 19 and 20 insert the following:

"H. The authority shall be subject to the provisions of law regarding public records (R.S. 44:1 et seq), open meetings (R.S. 42:4.2 et seq); and public bid (R.S. 38:2211 et seq)."

**AMENDMENT NO. 2**

On page 3, line 27, change "or" to "and"

**AMENDMENT NO. 3**

On page 4, delete lines 13 through 15 in their entirety and insert in lieu thereof the following:

"§3204. Automobile Theft and Insurance Fraud Prevention Authority Fund"

A. There is hereby established a fund in the state treasury to be known as the "Automobile Theft and Insurance Fraud Prevention Authority Fund," hereafter referred to as the "fund," into which the state treasurer shall each fiscal year deposit the revenues received from those sources provided for by this Chapter and other sources as provided for by law after those revenues have been deposited in the Bond Security and Redemption Fund. Out of the funds remaining in the Bond Security and Redemption Fund after a sufficient amount is placed in the fund, the state treasurer, prior to placing such funds in the state general fund, shall pay into the fund an amount equal to the revenue generated from collection from those sources provided for by this Chapter and other sources as provided for by law. No expenditures shall be made from the fund unless first appropriated by the legislature. The monies in the trust fund shall be invested by the state treasurer in the same manner as monies in the state general fund. All interest earned on money from the fund and invested by the state treasurer shall be credited to the Automobile Theft and Insurance Fraud Prevention Authority Fund."

**AMENDMENT NO. 4**

On page 4, line 25, at the end of the line delete ", or other laws"

**AMENDMENT NO. 5**

On page 4, delete lines 26 through 29, both inclusive, and insert in lieu thereof the following:

§3204. Automobile Theft and Insurance Fraud Prevention Authority Fund

A. There is hereby established a fund in the state treasury to be known as the "Automobile Theft and Insurance Fraud Prevention Authority Fund," hereafter referred to as the "fund," into which the state treasurer shall each fiscal year deposit the revenues received from those sources provided for by this Chapter and other sources as provided for by law after those revenues have been deposited in the Bond Security and Redemption Fund. Out of the funds remaining in the Bond Security and Redemption Fund after a sufficient amount is allocated from that fund to pay all obligations secured by the full faith and credit of the state that become due and payable within each fiscal year, the treasurer, prior to placing such funds in the state general fund, shall pay into the fund an amount equal to the revenue generated from collection from those sources provided for by this Chapter and other sources as provided for by law. No expenditures shall be made from the fund unless first appropriated by the legislature. The monies in the trust fund shall be invested by the state treasurer in the same manner as monies in the state general fund. All interest earned on money from the fund and invested by the state treasurer shall be credited to the Automobile Theft and Insurance Fraud Prevention Authority Fund."

**AMENDMENT NO. 6**

On page 5, delete lines 1 through 4 in their entirety.
AMENDMENT NO. 7
On page 5, delete lines 23, 24, and 25 in their entirety.

AMENDMENT NO. 8
On page 6, line 3, after "January" delete the remainder of the line and insert in lieu thereof "2005."

AMENDMENT NO. 9
On page 6, delete line 4.

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


ROLL CALL
The roll was called with the following result:

YEAS

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

Total—94

NAYS

Total—0

ABSENT

Beard Jefferson Tucker
Doerge Kennard Waddell
Guillory, M. Morrish
Hopkins Triche

Total—10

The Chair declared the above bill was finally passed.

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

Suspension of the Rules

On motion of Rep. DeWitt, 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.

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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Durand to Engrossed Senate Bill No. 859 by Senator Romero

AMENDMENT NO. 1
On page 1, at the end of line 3, after "wrong;" insert "to provide for the remittance of the proceeds;"

AMENDMENT NO. 2
On page 1, at the end of line 14, insert "Regardless if boundary lines change for a parish, the proceeds shall continue to be remitted to the parish that originally granted the license."

On motion of Rep. Durand, 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 Senate Bill No. 859 by Senator Romero

AMENDMENT NO. 1
On page 1, delete line 2, in its entirety and add "To enact R.S. 27:325, relative to Video Draw Poker Devices Control Law; to provide with respect"

AMENDMENT NO. 2
On page 1, line 6, change "R.S. 27:403" to "R.S. 27:325" 

On motion of Rep. Jack Smith, the amendments were adopted.

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

ROLL CALL
The roll was called with the following result:
YEAS

Alexander          Flavin          Murray
Arnold            Frith            Odinet
Badon             Gray             Pinac
Baldone           Guillory, E.    Quezaire
Bowler            Hammett         Richmond
Bruneau           Heaton           Robideaux
Burrell           Hebert           Romero
Carter, K.        Hopkins          Shepherd
Carter, R.        Hutter           Smith, G.—56th
Cazayoux          Jefferson        Smith, J.D.—50th
Curtis            Johns            St. Germain
Damico            LaFleur          Toomy
Dorsey            Lancaster        Walker
Dove              Marchand        Wooton
Durand            Martiny         
Faucheu            Morrish
Total—46

NAYS

Mr. Speaker        Futrell          Scalise
Alario            Gallot           Schneider
Ansardi           Geymann         Smiley
Baudoin           Hill             Smith, J.H.—8th
Beard              Jackson          Strain
Broome            Katz             Thompson
Bruce              Kenney           Trahan
Burns             LaBruzoo         Triche
Crane              Lambert         Tucker
Crowe              McDonald        Waddell
Daniel            McVea            Walsworth
DeWitt            Montgomery       White
Downs              Pire             Winston
Erdey             Powell, M.      Wright
Fannin             Powell, T.      
Farrar              Ritchie
Total—46

ABSENT

Baylor            Guilyory, M.     Morrell
Dartez            Honey            Pierre
Doerge            Hunter           Smith, J.R.—30th
Glover            Kennard         Townsend
Total—12

The Chair declared the above bill failed to pass.

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

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.

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; tomandate full funding of such schools; and to provide for related matters.

Read by title.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

- Mr. Speaker Fauchex Odinet
- Alario Flavin Pierre
- Alexander Futrell Pinac
- Ansardi Gallot Pire
- Arnold Geymann Powell, M.
- Baldone Glover Powell, T.
- Baudoin Gray Quezaire
- Baylor Guillory, E. Richmond
- Beard Heaton Ritchie
- Bowler Hebert Robideaux
- Broome Hill Romero
- Bruce 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 Strain
- Curtis Kenney Thompson
- Damico LaBruzzo Toomy
- Daniel LaFleur Townsend
- Dartez Lambert Triche
- DeWitt Lancaster Tucker
- Doerge Marchand Waddell
- Dorsey Martiny Walker
- Dove McDonald Walsworth
- Downs McVea White
- Durand Montgomery Winston
- Erdey Morrell Wooton
- Fannin Morris Wright
- Farrar Murray

Total—98

**NAYS**

- Cazayoux Hunter Townsend
- Crane Hutter Smith, G.—56th
- Curtis Jefferson Smith, J.H.—8th
- Damico Johns Strain
- Daniel Katz Thompson
- Dartez Kennard Toomy
- DeWitt Kenney Townsend
- Doerge LaFleur Trahan
- Dorsey Marchand Triche
- Dove Martiny Walker
- Downs McDonald White
- Durand McVea Wooton
- Fannin Montgomery
- Farrar Morrell

Total—0

**ABSENT**

- Badon Guillory, M. St. Germain
- Frith Hammett Trahan

Total—6

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 12—**

**BY SENATOR THEUNISSEN**

To amend and reenact R.S. 48:1002(A), relative to ferries; to provide for the period of appropriation of state funds for operation and maintenance of the Monkey Island Ferry located in Cameron Parish; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Frith to Engrossed Senate Bill No. 12 by Senator Theunissen

**AMENDMENT NO. 1**

On page 1, line 7, delete "Monkey Island" and insert "Dr. Martin Luther King, Jr."

**AMENDMENT NO. 2**

On page 1, line 10, delete "Monkey Island" and insert "Dr. Martin Luther King, Jr."

**AMENDMENT NO. 3**

On page 1, line 10, delete "located" and insert "serving Monkey Island"

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

- Mr. Speaker Fauchex Murray
- Alario Flavin Murray
- Alexander Gallot Odinet
- Ansardi Geymann Pierre
- Arnold Glover Pinac
- Baldone Guillory, E. Pire
- Baudoin Hammett Quezaire
- Baylor Heaton Richmond
- Broome Hebert Ritchie
- Bruce Hill Romero
- Bruneau Honey Shepherd
- Burrell Hopkins Smiley
- Cazayoux Hunter Smith, G.—56th
- Crane Hutter Smith, J.H.—8th
- Curtis Jefferson Smith, J.R.—30th
- Damico Johns Strain
- Daniel Katz Thompson
- Dartez Kennard Toomy
- DeWitt Kenney Townsend
- Doerge LaFleur Trahan
- Dorsey Marchand Triche
- Dove Martiny Walker
- Downs McDonald White
- Durand McVea Wooton
- Fannin Montgomery
- Farrar Morrell

Total—76

**NAYS**

- Cazayoux Hunter Townsend
- Crane Hutter Smith, G.—56th
- Curtis Jefferson Smith, J.H.—8th
- Damico Johns Strain
- Daniel Katz Thompson
- Dartez Kennard Toomy
- DeWitt Kenney Townsend
- Doerge LaFleur Trahan
- Dorsey Marchand Triche
- Dove Martiny Walker
- Downs McDonald White
- Durand McVea Wooton
- Fannin Montgomery
- Farrar Morrell

Total—20
ABSENT
Badon Frith Smith, J.D.—50th
Beard Guillory, M. St. Germain
Carter, R. Lambert
Total—8

The Chair declared the above bill was finally passed.

Rep. Frith 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. Broome, the rules were suspended in order to permit Governor Kathleen Babineaux Blanco to address the members of the House of Representatives.

SENATE BILL NO. 41—
BY SENATOR MCPHERSON
AN ACT
To enact Part V-A of Chapter 1 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:115, relative to the settlement of claims by the state; to provide for notification to the Joint Legislative Committee on the Budget of certain claims in which the state has an interest; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 72—
BY SENATOR MCPHERSON
AN ACT
To enact Part V-A of Chapter 1 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:115, relative to claims against the state; to provide for notification to the Joint Legislative Committee on the Budget of certain claims against the state; and to provide for related matters.

Read by title.


ROLL CALL
The roll was called with the following result:

| YEAS | CARTER, K. Hunter | CARTER, R. Hutter | Cazayoux Jackson | Crowe Jefferson | Curtis Johns | Damico Katz | Daniel Kenward | Dartez Kenney | DeWitt LaBruzzo | Doerge LaFleur | Dorsey Lambert | Dove Marchand | Durand Martiny | Erdey McDonald | Fannin McVea | Farrar Montgomery | Faucheux Morrell | Flavin Morrish |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| ABSENT | Carter, R. | Hutter | Smith, G.—56th | Smith, J.D.—50th | Jackson | Jefferson | Johns | Katz | Kenney | LaFleur | Lambert | Marchand | Martiny | McDonald | McVea | Montgomery | Morrell | Morrish |
| Total—96 | Badon | Frith | Smith, J.D.—50th | Badon | Frith | Smith, J.D.—50th | Badon | Frith | Smith, J.D.—50th | Badon | Frith | Smith, J.D.—50th | Badon | Frith | Smith, J.D.—50th | Badon | Frith | Smith, J.D.—50th | Badon | Frith | Smith, J.D.—50th | Badon | Frith | Smith, J.D.—50th | Badon | Frith | Smith, J.D.—50th | Badon | Frith | Smith, J.D.—50th |
| NAYS | Total—0 | ABSENT | Total—0 | ABSENT | Total—0 | ABSENT | Total—0 | ABSENT | Total—0 | ABSENT | Total—0 | ABSENT | Total—0 | ABSENT | Total—0 | ABSENT | Total—0 | ABSENT | Total—0 | ABSENT | Total—0 | ABSENT | Total—0 | ABSENT | Total—0 | ABSENT | Total—0 | ABSENT | Total—0 |

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 96—
BY SENATOR MARIONNEAUX
AN ACT
To amend and reenact R.S. 24:14(A), relative to Senate confirmation; to provide for removal from office upon expiration of an appointed term; 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 Senate Bill No. 96 by Senator Marionneaux

AMENDMENT NO. 1
Delete House Committee Amendment No. 2 proposed by the House Committee on House and Governmental Affairs and adopted by the House of Representatives on June 14, 2004.

AMENDMENT NO. 2
On page 2, delete lines 1 and 2 and insert the following:

“from office on December thirty-first of the second year of a newly elected governor’s first term of office.”

AMENDMENT NO. 3
On page 2, after line 7, insert the following:

2148
"Section 2. The provisions of this Act shall become effective on the second Monday in January of 2008."

Motion

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

SENATE BILL NO. 128—

By Senator Gautreaux

AN ACT

To amend and reenact R.S. 40:1498(A), relative to the Fire Protection District No. 7 of Vermilion Parish; to provide with respect to compensation for certain officers of the governing board; and to provide for related matters.

Read by title.

Rep. Frith moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Flavin Murray
Alario Frith Odinet
Alexander Futrell Pinac
Ansardi Geymann Pinac
Arnold Powell, M.
Badon Powell, T.
Baldone Quezaire
Baudoin Ritchie
Beard Robideaux
Bowler Romero
Broome Smiley
Bruce Schneider
Bruneau Shepherd
Burns Smokey
Burrell Smith, G.—56th
Carter, K. Smith, J.D.—50th
Carter, R. Smith, J.H.—8th
Cazayoux Smith, J.R.—30th
Crane St. Germain
Crowe Strain
Currie Thompson
Damico Toomy
Daniel Townsend
Dartez Trahan
DeWitt Triche
Dorsey Waddell
Downs Walker
Durand White
Erdey Winston
Fannin Wooton
Farrar Wright
Faucheux
Total—98

NAYS

Total—0

ABSENT

The Chair declared the above bill was finally passed.

Rep. Frith moved to reconsider the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 129—

By Senator Theunissen

AN ACT

To amend and reenact R.S. 33:9055(B), relative to the Cameron Parish Ambulance Service District No. 2; to provide with respect to the board membership; to increase the membership on the board from five members to six members; and to provide for related matters.

Read by title.

Rep. Frith moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Flavin Odinet
Alario Frith Pierre
Alexander Futrell Pitre
Ansardi Powell, M.
Arnold Powell, T.
Badon Quezaire
Baldone Ritchie
Baudoin Robideaux
Beard Romero
Bruneau Schneider
Burns Smiley
Carter, K. Smith, G.—56th
Carter, R. Smith, J.D.—50th
Carter, R. Smith, J.H.—8th
Cazayoux Smith, J.R.—30th
Crane St. Germain
Crowe Strain
Currie Thompson
Damico Toomy
Daniel Townsend
Dartez Trahan
DeWitt Triche
Dorsey Tucker
Downs Walker
Durand White
Erdey Winston
Fannin Wooton
Farrar Wright
Faucheux
Total—99

NAYS

Total—0

ABSENT

Broome Gallot Scalise
Doerge Johns

Total—5

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

SENATE BILL NO. 191—
BY SENATORS IRONS AND DUPRE
AN ACT
To repeal R.S. 39:1220(A)(2), relative to local agencies; to remove certain limits on the amount of deposit to a financial institution; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 205—
BY SENATOR BOISSIERE
AN ACT
To amend and reenact R.S. 11:3682(13), (16), and (26), 3683(1), (2), and (3)(a), 3684(D) and (E), 3685(B)(8), and 3689(A) and (C), relative to the Harbor Police Retirement System; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Pinac moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Doerge Total—1

The Chair declared the above bill was finally passed.

Rep. Pinac moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

PRESENT

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

NAYS

Total—0

ABSENT

Doerge Smiley Walker
Durand Smith, J.R.—30th
Total—5

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

SENATE BILL NO. 212—
BY SENATOR DUPRE AND REPRESENTATIVES BALDONE AND DOVE
AN ACT
To amend and reenact R.S. 33:130.251, 130.252(A)(1), (2), (3) and (D) and (E), 130.253(B) and (C), the introductory paragraph of 130.255(A) and (A)(3), (4), (6), and (9), 130.256, 130.257(A), the introductory paragraph of 130.257(B), (B)(1)(c) and (2)(b), 130.258(A) and (B)(1) through (7), and 130.259 through 130.261, relative to the Terrebonne Economic Development District; to change the name of the district; to provide for the membership of the board; to provide additional sources of funding and the method of usage of such funds; and to provide for related matters.

Read by title.

Rep. Baldone moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker  Furtrell  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
Baylor  Heaton  Ritchie
Beard  Hebert  Robideaux
Bowler  Hill  Romero
Broome  Honey  Scalise
Bruce  Hopkins  Schneider
Bruneau  Hunter  Shepherd
Burns  Hutter  Smith, G.—6th
Burrell  Jackson  Smith, J.D.—50th
Carter, K.  Jefferson  Smith, J.H.—8th
Cazayoux  Katz  St. Germain
Crane  Kenney  Thompson
Crowe  LaBranco  Toomy
Damico  LaFleur  Townsend
Daniel  Lambert  Trahan
Dartez  Lancaster  Tucker
Dorsey  Marchand  Waddell
Dove  Martiny  Walker
Downs  McDonald  Walsworth
Durand  McVea  White
Erdey  Montgomery  Winston
Fannin  Morrell  Wooton
Farrar  Morrish  Wright
Flavin  Murray

Total—98

NAYS

Total—0

ABSENT

DeWitt  Fauchex  Smiley
Doerge  Frith  Triche

Total—6

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 261—
BY SENATOR HINES
AN ACT
To enact R.S. 42:1119 (B)(2)(a)(iv), relative to the Code of Governmental Ethics; to provide with respect to nepotism; to authorize the employment of immediate family members of a school board member or a superintendent as a certified guidance counselor; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Montgomery to Reengrossed Senate Bill No. 261 by Senator Hines

AMENDMENT NO. 1

In Amendment No. 3, proposed by the House Committee on House and Governmental Affairs and adopted by the House on June 14, 2004, on page 1, line 10, change "sixty" to "thirty".

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker  Fannin  McDonald
Alario  Farrar  Montgomery
Ansardi  Fauchex  Morrish
Arnold  Flavin  Murray
Badon  Frith  Pinac
Baldone  Gallot  Powell, T.
Baudoin  Geymann  Richland
Baylor  Glover  Ritchie
Broome  Guillory, E.  Richmond
Bruce  Hammett  Robideaux
Burns  Heaton  Romero
Burrell  Hutter  Smith, J.H.—8th
Carter, R.  Jefferson  Smith, J.R.—30th
Cazayoux  Kenney  Smith, J.R.—30th
Cingeau  LaBranco  St. Germain
Curtis  LaFleur  Strain
Dartez  Lancaster  Thompson
Dorsey  Marchand  Townsend
Dove  Martiny  Waddell
Downs  McDonald  Walker
Durand  McVea  Walsworth
Erdey  Montgomery  White
Fannin  Morrell  Winston
Farrar  Morrish  Wooton
Flavin  Murray

Total—77

NAYS

Total—0

ABSENT

DeWitt  Fauchex  Smiley
Doerge  Frith  Triche

Total—6

2151
The roll was called with the following result:

**YEAS**

- Alexander
- Beard
- Bowler
- Bruneau
- Carter, K.
- Crane
- Futrell
- Kennard
- Smith, G.—56th

**NAYS**

- LaBruzzo
- Lambert
- McVea
- Pitre
- Powell, M.
- Scalice
- Smiley
- Smith, M.—56th

Total—22

**ABSENT**

- Badon
- Gray
- Honey
- Jefferson
- Johns
- Katz
- Kerney
- LaBruzzo
- LaFleur
- Lambert
- Lancaster
- Marchand
- Martiny
- McDonald
- McVea
- Montgomery
- Morrish
- Murray
- Odinet

Total—5

The Chair declared the above bill was finally passed.

Rep. Montgomery 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 Senate Bill No. 14: Reps. Martin, Baldone, and Cazaux.

**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. 495: Reps. Durand, Crowe, and Flavin.

**SENATE BILL NO. 288—**

**BY SENATOR SCHEDLER**

To enact R.S. 47:322.37(B)(3), relative to the St. Tammany Parish Tourist and Convention Commission; to provide for the distribution of certain funds appropriated to the commission; to provide for an effective date; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Burns to Engrossed Senate Bill No. 288 by Senator Schedler

**AMENDMENT NO. 1**

In Amendment No. 3 proposed by the House Committee on Appropriations and adopted by the House of Representatives on June 14, 2004, at the end of line 25, delete "that construction" and at the beginning of line 26 delete "commences on" and insert "in which bonds are issued for purposes of"

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

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

The roll was called with the following result:

**YEAS**

- Mr. Speaker
- Alario
- Alexander
- Ansardi
- Arnold
- Badon
- Baldone
- Baudoin
- Baylor
- Beard
- Bowler
- Broome
- Bruce
- Bruneau
- Burrell
- Carter, K.
- Carter, R.
- Cazayoux
- Crane
- Crowe
- Curtis
- Damico
- Daniel
- Dartez
- DeWitt
- Doerge
- Dorsey
- Dove
- Durand
- Erdey
- Fannin
- Farrar
- Flavin

Total—101

**NAYS**

- Frith
- Futrell
- Gallot
- Geymann
- Glover
- Gray
- Guillory, E.
- Guillory, M.
- Hammett
- Heaton
- Hebert
- Hill
- Honey
- Hopkins
- Hunter
- Hutter
- Jackson
- Jefferson
- Johns
- Katz
- Kennard
- Kenney
- LaBruzzo
- LaFleur
- Lambert
- Lancaster
- Marchand
- Martiny
- McDonald
- McVea
- Montgomery
- Morrish
- Murray
- Odinet

Total—0

**ABSENT**

- Faucheux
- Morrell

Total—3

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 334—**

**BY SENATORS HAINKEL AND HOLLIS**

To enact R.S. 22:230.6, relative to health insurance; to authorize health plans to offer mandate-free coverage to individuals and small groups on an optional basis; provides that health plans continue offering coverage that includes all mandates; provides that health plans offering mandate-free coverage disclose benefits not included at the time of application; and to provide for related matters.

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. 334 by Senator Hainkel

AMENDMENT NO. 1

In House Floor Amendment No. 2 proposed by Representative
Moorish and adopted by the House of Representatives on June 9,
2004, on page 1, line 16, after “emergency care”, and before
“inpatient” insert “diabetes as provided by R.S. 22:215.21.”

Point of Order

Rep. Faucheux asked for a ruling from the Chair as to whether
the above amendments were germane to the subject matter contained
in the bill as introduced.

Ruling of the Chair

The Chair ruled that the above amendments were germane to the
subject matter contained in the bill as introduced.

Rep. Broome moved the adoption of the amendments.


By a vote of 49 yeas and 49 nays, the amendments were rejected.

Rep. Morrish moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Flavin Pierre
Alario Frith Pitre
Alexander Futrell Powell, M.
Arnold Geymann Quezaire
Badon Glover Richmond
Baldone Guillory, E. Ritchie
Baudoin Guillory, M. Robideaux
Baylor Hammett Romero
Beard Hebert Scale
Broome Hill Schneider
Bruce Hopkins Shepherd
Bruneau Hunter Smiley
Burns Hutter Smith, G.—56th
Burrell Jackson Smith, J.D.—50th
Carter, R. Jefferson Smith, J.H.—8th
Crane Johns St. Germain
Crowe Katz Strain
Curtis Kenard Thompson
Damico Kenney Toomy
Daniel LaBruzzi Townsend
Dartez LaFleur Trathan
DeWitt Lambert Triche
Dorsey Lancaster Tucker
Dove Waddell Walker
Downs Walsworth
Durand McVea White
Erdey Montgomery Winston
Faucheux Odinet Wright
Farrar Murray Wooton
Fannin Morish Wright
Total—96

NAYS

Carter, K. Heaton
Gray Morrell
Total—4

ABSENT

Cazayoux McDonald
Doerge Pinac
Total—4

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 363—

AN ACT

To release the city of Baker School Board from certain obligations
owed by the school board to the state of Louisiana; to release
and discharge the city of Baker School Board from the interest
owed to the state; to provide for a repayment schedule; to
provide for an effective date; and to provide for related matters.

Read by title.

Rep. Honey moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Fannin Morrell
Alario Farrar Morrell
Ansardi Faucheux Murray
Arnold Flavin Odinet
Badon Frith Pinac
Baldone Gallot Pitre
Baudoin Geymann Powell, T.
Broome Guillory, E. Quezaire
Bruce Guillory, M. Richmond
Cazeroux Guillory, E. Ritchie
Crawe Heaton Romero
Curtis Honey Schneider
Daniel Hill Shepherd
Dartez Hunter Smith, J.D.—50th
DeWitt Hunter Smith, J.H.—8th
Dorsey Jackson Smith, J.R.—30th
Dove Johns St. Germain
Downs Kenard Strain
Dumais Kenney Toomy
Duran LaBruzzi Townsend
Durtz LaFleur Trahan
Doerge Lancaster Walker
Dove Marchand Winston
Downs McVea Wooton
Durand Montgommery Wright
Erdey McVea Wright
Fannin Murray Wright
Farrar Odinet Wright
Faucheux Total—89

2153
SENATE BILL NO. 364—
BY SENATOR ROMERO

To enact R.S. 16:2(F), relative to the district attorney for the Sixteenth Judicial District; to provide for contributions from the parish school boards and governing authorities in the parishes of Iberia, St. Mary and St. Martin to defray costs of representation; and to provide for related matters.

Read by title.

Rep. Hebert moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Flavin Murray Mr. Speaker Farrar Murray
Alario Frith Odinet Alario Faucheux Odinet
Alexander Futrell Pierre Alexander Flavin Pierre
Ansardi Gallot Pinac Ansardi Frith Pinac
Arnold Geymann Pitre Arnold Futrell Pitre
Badon Glover Powell, M. Badon Gallot Powell, T.
Baldone Guillory, E. Powell, T. Baldone Geymann Powell, T.
Baudoin Guillory, M. Quezaire Baudoin Glover Quezaire
Bayor Hammett Rich mond Bayor Beef Ritchie
Beard Heaton Ritchie Beard Guillory, E. Ritchie
Broome Hebert Robideaux Broome Hammett Robideaux
Bruce Honey Romero Bruce Hammett Romero
Bruneau Hopkins Scalise Bruneau Hebert Scalise
Burns Hunter Schneider Burns Hutter Shepherd
Car ter, R. Jackson Smiley Carter, K. Hopkins Smiley
Cazayoux Jefferson Smith, J.D.—50th Cazayoux Hutter Smith, J.H.—30th
Crane Johns Smith, J.H.—8th Crane Jackson Smith, J.R.—30th
Crowe Katz Smith, J.D.—50th Crowe Jefferson Smith, J.H.—8th
Curtis Kennard St. Germain Curtis Kenward St. Germain
Damicco Kenney Strain Damicco Kenward Strain
DeWitt LaBrouzzo Thompson DeWitt LaFleur Thompson
Doerge LaFleur Toomy Doerge LaFleur Toomy
Dorsey Lambert Townsend Dorsey Lam bert Townsend
Dove Lancaster Triche Dove Marchand Triche
Downs Marchand Waddell Downs Marchand Waddell
Durand Martiny Waddell Durand Martiny Waddell
Erdey McDonald Walker Erdey McDonald Walker
Fannin McVea White Fannin McVea White
Farrar Montgomery Winston Farrar Montgomery Winston
Faucheux Morrell Wright Faucheux Morrell Wright
Total—93

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 463—
BY SENATOR DARDENNE

To enact R.S. 17:3803(B)(1)(h), relative to the treasurer’s investment authority of Louisiana Education Quality Trust Fund monies; to provide for the investment of Louisiana Education Quality Trust Fund monies in certain permitted investments; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Alario moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Farrar Murray Mr. Speaker Odinet
Alario Faucheux Pierre Alario Frith Pinac
Alexander Flavin Pinac Alexander Futrell P i re
Ansardi Gallot Pite Ansardi Frith Pite
Arnold Geymann Powell, M. Arnold Futrell Powell, T.
Badon Gallot Powell, T. Badon Gallot Powell, T.
Baldone Geymann Powell, T. Baldone Geymann Powell, T.
Baudoin Guillory, E. Quezaire Baudoin Glover Quezaire
Bayor Hammett Rich mond Bayor Beef Ritchie
Beard Heaton Ritchie Beard Guillory, E. Ritchie
Broome Hebert Robideaux Broome Hammett Robideaux
Bruce Honey Romero Bruce Hammett Romero
Bruneau Hopkins Scalise Bruneau Hebert Scalise
Burns Hunter Schneider Burns Hutter Shepherd
Carter, K. Hopkins Smiley Carter, R. Hunter Smiley
Cazayoux Jefferson Smith, J.D.—50th Cazayoux Hutter Smith, J.H.—8th
Crane Johns Smith, J.D.—50th Crane Jackson Smith, J.H.—8th
Crowe Katz Smith, J.D.—50th Crowe Jefferson Smith, J.H.—8th
Curtis Kennard St. Germain Curtis Kenward St. Germain
Damicco Kenney Strain Damicco Kenward Strain
DeWitt LaBrouzzo Thompson DeWitt LaFleur Thompson
Doerge LaFleur Toomy Doerge LaFleur Toomy
Dorsey Lambert Townsend Dorsey Lam bert Townsend
Dove Lancaster Triche Dove Marchand Triche
Downs Marchand Waddell Downs Marchand Waddell
Durand Martiny Waddell Durand Martiny Waddell
Erdey McDonald Walker Erdey McDonald Walker
Fannin McVea White Fannin McVea White
Farrar Montgomery Winston Farrar Montgomery Winston
Faucheux Morrell Wright Faucheux Morrell Wright
Total—99
The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 468—
BY SENATOR FONTENOT
AN ACT
To enact Part II of Chapter 21 of Title 30 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 30:2551 and 2552, relative to environmental quality; to provide for the Brownfields Cleanup Revolving Loan Fund; to provide for purpose; to provide for capitalization; to provide for uses; to provide for authority to make loans, grants, and incur debt; to provide for the administration of the fund; to provide for bonds, notes, or other evidence of indebtedness; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tucker to Reengrossed Senate Bill No. 468 by Senator Fontenot

AMENDMENT NO. 1
On page 4, at the end of line 18, insert the following:

"The department shall aggressively pursue leveraging of all funds to the maximum amount allowable by law."

Rep. Tucker moved the adoption of the amendments.


By a vote of 71 yeas and 27 nays, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—97

NAYS

Total—0

ABSENT

Dartez Guillory, M. Townsend
Doerge Montgomery
Glover Smith, J.D.—50th

Total—7

The Chair declared the above bill was finally passed.

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

Suspension of the Rules

On motion of Rep. Johns, the rules were suspended in order to call from the calendar Senate Bill No. 802 at this time.

SENATE BILL NO. 802—
BY SENATORS MOUNT AND THEUNISSEN AND REPRESENTATIVES FLAVIN, GEYMANN, E. GUILLORY, JOHNS AND MORRISH
AN ACT
To amend and reenact R.S. 27:96(A), relative to the Louisiana Riverboat Economic Development and Gaming Control Act; to provide with respect to prohibited acts and gaming offenses on riverboats; to provide that certain elected public officials can engage in business activities with a riverboat gaming licensee as a non-key gaming employee under certain circumstances; to provide for notification requirements; to provide for the adoption of rules; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Johns sent up floor amendments which were read as follows:
HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Johns to Reengrossed Senate Bill No. 802 by Senator Mount

AMENDMENT NO. 1
On page 3, after line 4, insert the following:

"Section 2. The provisions of this Act shall become effective on August 1, 2004."

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

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative E. Guillory to Reengrossed Senate Bill No. 802 by Senator Mount

AMENDMENT NO. 1
In Amendment No. 1 proposed by the House Committee on the Administration of Criminal Justice and adopted by the House of Representatives on June 8, 2004, on page 1, after line 13, insert the following:

"(c) An elected public official as defined in R.S. 42:1 who is a member of a governing authority of a parish who was elected to his initial term in 2004, may engage in business activity for the sale or purchase of goods, merchandise and services with a licensee if he was engaged in that business activity for at least two years prior to holding elective public office."

On motion of Rep. Elcie Guillory, the amendments were withdrawn.

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

ROLL CALL
The roll was called with the following result:

YEAS

Mr. Speaker Flavin Morrish
Alario Frith Murray
Ansardi Gallot Odinet
Arnold Geymann Pierre
Badon Glover Pinac
Baldone Gray Quezaire
Baylor Guillory, E. Richmond
Bruce Hammett Smith, J.H.—8th
Burrell Heaton Smith, J.R.—30th
Carter, K. Hebert Shepherd
Cazayoux Honey Smith, J.D.—50th
Crane Hopkins Triche
Curtis Hunter Truhan
Damico LaFleur Waddell
Daniel Jefferson Walker
Dartez Johns Wooton
DeWitt Lancaster
Dorsey Marchand
Dove Martiny
Durand Montgomery
Farrar Morrell
Faucheux
Total—66

NAYS

Alexander Futrell Powell, T.
Baudoin Hutter Robideaux
Beard Katz Scalise
Beaver Kennard Schneider
Bruneau Kenney Smiley
Burns LaBraazzo Strain
Carter, R. Lambert Thompson
Crowe McDonald Tucker
Downs McVea Walsworth
Erdey Pitre Winston
Fannin Powell, M. Wright
Total—33

ABSENT

Broome Guillory, M. White
Doerge Jackson
Total—5

The Chair declared the above bill was finally passed.

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

Speaker Pro Tempore Broome in the Chair

SENATE BILL NO. 479—
BY SENATOR B. GAUTREAUX
AN ACT
To amend and reenact R.S. 42:1119(B)(2)(b)(i), relative to nepotism; to provide that a licensed physician or registered nurse who is an immediate family member of a hospital service district board or authority member may be employed by such hospital service district based on population; to increase the population limits; to provide for recusal; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 480—
BY SENATOR THEUNISSEN
AN ACT
To amend and reenact R.S. 33:4574(A)(2)(o) and 4574.1-A(A)(1)(o), relative to tourist commissions; to provide for the territorial composition of the Jefferson Davis Parish Tourist Commission; and to provide for related matters.

Read by title.

Rep. Morrish moved the final passage of the bill.

ROLL CALL
The roll was called with the following result:

YEAS

Mr. Speaker Faucheux Murray
Alario Flavin Odinet
Alexander Frith Pierre
Ansardi Futrell Pinac
Arnold Gallot Pittre
Total—52
SENATE BILL NO. 493—
BY SENATOR SCHEDLER
AN ACT
To amend and reenact R.S. 46:2721 and to rename Chapter 56 of Title 46 of the Louisiana Revised Statutes of 1950, relative to (a), (b), (f), (g), (h), and (i), (4) and (6), funds; to abolish the Medicaid School-Based Administrative Claiming Trust Fund; to provide for certain reimbursable claims to public schools; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 545—
BY SENATOR DUPLESSIS
AN ACT
To amend and reenact R.S. 33:4701(A) and 4702(B)(1), (2)(introductory paragraph), (b), (i), (g), (h), and (j), (4) and (6), and (C)(1), 4703(A), 4706(B), 4707(A)(1) and (4), 4708(A), (B)(2) and (4) and 4880, and to enact R.S. 33:4702(B)(2)(j) and (k), and to rename Part I of Chapter 12-A of Title 33 of the Louisiana Revised Statutes of 1950, “New Orleans Regional Business Park,” relative to the New Orleans Business and Industrial District; to change the name of the district; to provide for the composition of the board; and to provide for related matters.
SENATE BILL NO. 479—
BY SENATOR B. GAUTREAUX
AN ACT
To amend and reenact R.S. 42:1119(B)(2)(b)(i), relative to nepotism; to provide that a licensed physician or registered nurse who is an immediate family member of a hospital service district board or authority member may be employed by such hospital service district based on population; to increase the population limits; to provide for recusal; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Triche moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Hammett Morrell
Alario Heaton Morris
Ansardi Hebert Murray
Badon Hill Pierre
Baylor Honey Quezaire
Broome Jefferson Ritchie
Burrell Johns Romero
Curtis Kennard Smith, J.D.—50th
DeWitt Kenney St. Germain
Dorsey LaFleur Thompson
Downs Lambert Triche
Durrand Lancaster Triche
Farrar Marchand Toomey
Flavin Martin Toothy
Frith McDonald Walker
Gallot McVea
Guillory, E. Montgomery
Guillory, M. Montgomery

Total—49

NAYS

Alexander Doerge Richmond
Arnold Durand Robideaux
Baudoin Erdey Scalise
Beard Fannin Schneider
Bowie Faucon Smith, J.H.—5th
Bruce Futrell Smiley
Bruneau Georgette Smith, J.H.—8th
Carter, K. Hopkins Smith, M.—56th
Carter, R. Jackson
Cazayoux Katz
Craner LaBruzzo
Crowe Odinet
Damico Pitré
Daniel Powell, M.
Dartez Powell, T.

Total—44

ABSENT

Baldone Hopkins Smith, J.R.—30th
Burns Hunter White
Glover Hutter Wooton
Guillory, M. Pinac

Total—11

Failed to pass.

Motion to reconsider pending.

SENATE BILL NO. 679—
BY SENATORS CHAISSON, AMEDEE AND HAINKEL AND REPRESENTATIVE FUTRELL
AN ACT
To amend and reenact R.S. 14:98(D)(1) and (3), (E)(1) and (3), and (I), relative to operating a vehicle while intoxicated; to provide with respect to the criminal penalties for third, fourth, and subsequent offenses of operating a vehicle while intoxicated; to provide for the court’s discretion in suspending a portion of the criminal sentence for third, fourth, and subsequent offenses; to provide for the court’s discretion in ordering an offender to substance abuse treatment and home incarceration; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. LaFleur moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Badon Geymann Ritchie
Burns Gray Robideaux
Carter, K. Guillory, M. Scalise
Carter, R. Hopkins Smith, J.D.—50th
Cazayoux Hunter Thompson
Dartez Johns Toomey
Dowens LaFleur Trahan
Erdey Lambert Triche
Fannin McDonald Walsworth
Faucheux Morrish White
Flavin Powell, M.
Frith Powell, T.
Futrell Quezaire

Total—37

NAYS

Mr. Speaker Dove Morrell
Alario Durand Murray
Alexander Farrar Odinet
Ansardi Gallot Pierre
Arnold Guillory, E. Pinac
Baldone Hammett Pire
Baylor Hebert Richmond
Beard Hill Shepard
Broome Hutter Robideaux
Bruce Jackson Smith, G.—56th
Bruneau Jefferson Smith, J.H.—8th
Burrell Katz Smith, J.—30th
Crane Kennard St. Germain
Crowe Kenney Townsend
Curtis LaBruzzo Tucker
Damico Lancaster Waddell
Daniel Marchant Walker
DeWitt Martiny Wooton
Doerge McVea Wright
Dorsey Montgomery

Total—63

ABSENT

Baudoin Honey
Glover Schneider

Total—4
The Chair declared the above bill failed to pass.

Rep. Odinet 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.

SENATE BILL NO. 41—
BY SENATOR MCPHERSON
AN ACT
To enact Part V-A of Chapter 1 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49: 115, relative to the settlement of claims by the state; to provide for notification to the Joint Legislative Committee on the Budget of certain claims in which the state has an interest; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jack Smith to Engrossed Senate Bill No. 41 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 14, after “agencies” and before “a” delete “may of 2195.2(A)(1), (a), and (c)(i), (2), (3), (4), and (5), 2195.3(A)(1)(b) and (7), 2195.4(A)(1), (2), and (3)(c)(ii), 2195.6, 2195.7, 2195.8(A), the introductory paragraph of 2195.8(B) and (1) and (C), 2195.9(A), and 2195.10, to enact R.S. 30:2194(B)(D), (E), and (F) and 2195.11, and to repeal R.S.

On motion of Rep. Jack Smith, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Faucheux Pierre
Alario Flavin Pinac
Alexander Frith Pitre
Ansardi Futrell Powell, M.
Arnold Gallot Powell, T.
Baldone Geymann Quezare
Baudoin Gray Richmond
Baylor Heaton Ritchie
Beard Hill Robideaux
Bowler Honey Scalsie
Broome Hopkins Schneider
Bruce Hunter Shepherd
Bruneau Hutter Smiley
Burns Jefferson Smith, G.—56th
Burrell Johnson Smith, J.D.—50th
Carter, R. Johns Smith, J.H.—8th
Cayayoux Katz Smith, J.R.—30th
Crane Kennard St. Germain
Crowe Kenney Strain
Curtis LaBrouzzi Thompson
Damico LaFleur Toomy
Daniel Lambert Truhan
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

Total—96

NAYS

Total—0

ABSENT

Carter, K. Guillory, M. Odinet
Dartez Hammett Townsend
Glover Hebert

Total—8

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 560—
BY SENATOR FONTEHOT
AN ACT
To amend and reenact the introductory paragraph of R.S. 30:2194(B), (4), (9), and (11) through (15) and the introductory paragraph of (C), 2195(A) and (E), the introductory paragraph of 2195.2(A)(1), (a), and (c)(i), (2), (3), (4), and (5), 2195.3(A)(1)(b) and (7), 2195.4(A)(1), (2), and (3)(c)(ii), 2195.6, 2195.7, 2195.8(A), the introductory paragraph of 2195.8(B) and (1) and (C), 2195.9(A), and 2195.10, to enact R.S. 30:2195.8(D), (E), and (F) and 2195.11, and to repeal R.S. 30:2194(B)(16), relative to underground storage tanks; to provide for uses of money in the Motor Fuels Underground Storage Tank Trust Fund, especially relative to those who are eligible for disbursements from the fund; to provide related to penalties for failure to pay fees that are paid into the trust fund; to provide to relative to financial obligations of tank owners for environmental damage resulting from releases; and to provide for related matters.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Faucheux Pierre
Alario Flavin Pinac
Alexander Frith Pitre
Ansardi Futrell Powell, M.
Arnold Geymann Powell, T.
Baldone Gray Richmond
Baudoin Guillory, E. Ritchie
Baylor Heaton Robideaux
Beard Hill Romero
Bowler Honey Scalsie
Broome Hopkins Schneider
Bruce Hunter Shepherd
Bruneau Hutter Smiley
Burns Jackson Smith, G.—56th
Burrell Jefferson Smith, J.D.—50th
Carter, R. Johns Smith, J.H.—8th
Cayayoux Katz Smith, J.R.—30th
Crane Kennard St. Germain
Crowe Kenney Strain
Curtis LaBrouzzi Thompson
Damico LaFleur Toomy
Daniel Lambert Truhan
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

Total—96
Burrell Hutter Smith, J.D.—50th Carter, K. Hunter Smith, J.H.—8th
Carter, K. Jackson Smith, J.D.—50th Carter, R. Hunter Smith, J.H.—8th
Carter, R. Jefferson Smith, J.R.—30th Crane, K. Hutter Smith, J.R.—30th
Cazayoux Johns St. Germain Johns, Strain-—30th
Crane Katz Toomey
Crowe Kennard Townsend
Damico LaBruzio Trahan
Daniel LaFleur Triche
DeWitt Lambert Tucker
Doerge Lancaster Waddell
Dorsey Marchand Walker
Dove Martiny Walsworth
Downs McDonald White
Durand McVea Winston
Erdey Morrell Wooton
Fannin Morrish Wright
Farrar Murray
Total—98

Yeas
Mr. Speaker Faucheux Odinet
Alario Flavin Pierre
Alexander Frith Pinac
Ansardi Futrell Pire
Arnold Gallot Powell, M.
Badon Geymann Powell, T.
Baldone Glover Quezaire
Baudoin Gray Richmond
Baylor Guillory, E. Ritchie
Beard Guillory, M. Robideaux
Bowler Hammett Romero
Broune Heaton Scalise
Bruce Hebert Schneider
Bruneau Hill Smiley
Burns Honey Smith, G.—56th
Burrell Hopkins
Total—100

Nays
Mr. Speaker Flavin Odinet
Alario Frith Pierre
Alexander Futrell Pinac
Ansardi Gallot Pire
Arnold Geymann Powell, M.
Badon Glover Powel, T.
Baldone Gray Quezaire
Baudoin Guillory, E. Richmond
Baylor Guillory, M. Ritchie
Beard Hammett Robideaux
Bowler Heaton Romero
Broune Hebert Scalise
Bruce Hill Schneider
Bruneau Honey Smiley
Burns Hopkins Smith, G.—56th
Burrell Hunter
Total—0

Absent
Dartez Hebert Odinet
Gallot Montgomery Smith, J.R.—30th

Total—6

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 636—
BY SENATOR MCPHERSON
AN ACT
To amend and reenact R.S. 42:1123(19), relative to the Code of Governmental Ethics; to provide with regard to the exception to allow commission members to obtain oyster leases while serving on the Louisiana Wildlife and Fisheries Commission; and to provide for related matters.

Read by title.

Rep. DeWitt moved the final passage of the bill.

ROll CALL

The roll was called with the following result:

Yeas
Mr. Speaker Faucheux Odinet
Alario Flavin Pierre
Alexander Frith Pinac
Ansardi Futrell Pire
Arnold Gallot Powell, M.
Badon Geymann Powell, T.
Baldone Glover Quezaire
Baudoin Gray Richmond
Baylor Guillory, E. Ritchie
Beard Guillory, M. Robideaux
Bowler Hammett Romero
Broune Heaton Scalise
Bruce Hebert Schneider
Bruneau Hill Smiley
Burns Honey Smith, G.—56th
Burrell Hopkins
Total—100

Nays
Mr. Speaker Flavin Odinet
Alario Frith Pierre
Alexander Futrell Pinac
Ansardi Gallot Pire
Arnold Geymann Powell, M.
Badon Glover Powel, T.
Baldone Gray Quezaire
Baudoin Guillory, E. Richmond
Baylor Guillory, M. Ritchie
Beard Hammett Robideaux
Bowler Heaton Romero
Broune Hebert Scalise
Bruce Hill Schneider
Bruneau Honey Smiley
Burns Hopkins Smith, G.—56th
Burrell Hunter
Total—0

Absent
Dartez Hebert Odinet
Gallot Montgomery Smith, J.R.—30th

Total—6

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 655—
BY SENATOR DARDEEN
AN ACT
To amend and reenact R.S. 33:1352(3) and (5), 1353(A)(1), (3), (4) and (B), 1355, 1356, 1357, 1359(A), (B), (D), and (E), and 1360, and to repeal R.S. 33:1352(6) relative to self insurance programs for local housing authorities; relative to administration of self insurance funds; and to provide for related matters.

Read by title.

Rep. Johns moved the final passage of the bill.

ROll CALL

The roll was called with the following result:

Yeas
Mr. Speaker Faucheux Odinet
Alario Flavin Pierre
Alexander Frith Pinac
Ansardi Gallot Pire
Arnold Geymann Powell, M.
Badon Glover Powel, T.
Baldone Gray Quezaire
Baudoin Guillory, E. Richmond
Baylor Guillory, M. Ritchie
Beard Hammett Robideaux
Bowler Heaton Romero
Broune Hebert Scalise
Bruce Hill Schneider
Bruneau Honey Smiley
Burns Hopkins Smith, G.—56th
Burrell Hunter
Total—100

Nays
Mr. Speaker Flavin Odinet
Alario Frith Pierre
Alexander Futrell Pinac
Ansardi Gallot Pire
Arnold Geymann Powell, M.
Badon Glover Powel, T.
Baldone Gray Quezaire
Baudoin Guillory, E. Richmond
Baylor Guillory, M. Ritchie
Beard Hammett Robideaux
Bowler Heaton Romero
Broune Hebert Scalise
Bruce Hill Schneider
Bruneau Honey Smiley
Burns Hopkins Smith, G.—56th
Burrell Hunter
Total—0

Absent
Dartez Hebert Odinet
Gallot Montgomery Smith, J.R.—30th

Total—6

The Chair declared the above bill was finally passed.
The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 730—
BY SENATOR DUPRE
AN ACT
To enact R.S. 17:3390(F), relative to private nonprofit corporations which support public higher education institutions; to provide courts of Abbeville and Kaplan; to increase the civil jurisdiction relative to records of certain payments by such organizations to employees of postsecondary institutions or employees or officers of certain boards; to provide for the application of public records laws; and to provide for related matters.

Read by title.

Rep. Lancaster moved the final passage of the bill.

ROLL CALL
The roll was called with the following result:

YEAS

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
Damicco  Kenney  Toomy
Daniel  LaBruzzi  Townsend
Dartez  LaFleur  Trahan
DeWitt  Lambert  Triche
Doerge  Lancaster  Tucker
Dorsey  Martiny  Waddell
Dove  McDonald  Walker
Downs  McVea  Walsworth
Durand  Montgomery  White
Erdey  Morrell  Winston
Fannin  Morrish  Wooton
Faucieux  Murray  Wright
Total—102
NAYS
Total—0
ABSENT
Farrar  Marchand
Total—2

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 746—
BY SENATOR N. GAUTREAUX
AN ACT
To enact Code of Civil Procedure Art. 4843(L), relative to the city courts of Abbeville and Kaplan; to increase the civil jurisdiction of the courts; and to provide for related matters.

Read by title.

Rep. Frith moved the final passage of the bill.

ROLL CALL
The roll was called with the following result:

YEAS

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
Damicco  Kenney  Toomy
Daniel  LaBruzzi  Townsend
Dartez  LaFleur  Trahan
DeWitt  Lambert  Triche
Doerge  Lancaster  Tucker
Dorsey  Marchand  Waddell
Dove  Martiny  Walker
Downs  McDonald  Walsworth
Durand  McVea  White
Erdey  Montgomery  Winston
Fannin  Morrell  Wooton
Farrar  Morrish  Wright
Faucieux  Murray
Total—104
NAYS
Total—0
ABSENT

The Chair declared the above bill was finally passed.
SENATE BILL NO. 749—
BY SENATOR CAIN AND REPRESENTATIVE JOHN SMITH
AN ACT
To amend and reenact R.S. 47:302.5, relative to sales tax proceeds; to provide for requirements for payroll deduction for foreign companies; to provide for the distribution of certain state tax proceeds in Vernon Parish; and to provide for related matters.

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 769—
BY SENATOR HEITMEIER
AN ACT
To amend and reenact R.S. 42:455(A)(1)(b) and to enact R.S. 42:455(E), relative to payroll deduction by foreign companies; to provide for requirements for payroll deduction for foreign companies; to provide with respect to the liability of the state; to provide for an effective date; and to provide for related matters.

The Chair declared the above bill was finally passed.

Rep. Alario moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.
<table>
<thead>
<tr>
<th>Curtis</th>
<th>Katz</th>
<th>Strain</th>
</tr>
</thead>
<tbody>
<tr>
<td>Damico</td>
<td>Kennard</td>
<td>Thompson</td>
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<td>Daniel</td>
<td>Kenney</td>
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<td>Dartez</td>
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<td>Doerge</td>
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<td>Triche</td>
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<td>Fannin</td>
<td>Montgomery</td>
<td>Wright</td>
</tr>
<tr>
<td>Farrar</td>
<td>Morrell</td>
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</tbody>
</table>

Total—98

NAYS

Total—0

ABSENT

<table>
<thead>
<tr>
<th>Carter, R.</th>
<th>Odinet</th>
<th>Tucker</th>
</tr>
</thead>
<tbody>
<tr>
<td>Hopkins</td>
<td>Schneider</td>
<td>Waddell</td>
</tr>
</tbody>
</table>

Total—6

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 785—
BY SENATOR JONES

AN ACT

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

Read by title.

Motion

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

SENATE BILL NO. 795—
BY SENATOR BOISSIERE

AN ACT

To enact R.S. 42:1111(A)(3), relative to the Code of Governmental Ethics; to provide an exception to the prohibition on the receipt of payment for governmental services by a public servant from a nongovernmental source; to provide relative to the requirements of such exception; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Honey to Engrossed Senate Bill No. 795 by Senator Boissiere

<table>
<thead>
<tr>
<th>AMENDMENT NO. 1</th>
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<tbody>
<tr>
<td>On page 1, line 2, after &quot;R.S. 42:1111(A)(3)&quot; delete the comma &quot;,&quot; and insert &quot;and (4).&quot;</td>
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</tbody>
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<thead>
<tr>
<th>AMENDMENT NO. 2</th>
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</thead>
<tbody>
<tr>
<td>On page 1, at the end of line 2, delete &quot;an&quot; and at the beginning of line 3, delete &quot;exception&quot; and insert &quot;exceptions&quot;</td>
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</tbody>
</table>

<table>
<thead>
<tr>
<th>AMENDMENT NO. 3</th>
</tr>
</thead>
<tbody>
<tr>
<td>On page 1, line 5, after &quot;such&quot; change &quot;exception;&quot; to &quot;exceptions;&quot;</td>
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<table>
<thead>
<tr>
<th>AMENDMENT NO. 4</th>
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<tbody>
<tr>
<td>On page 1, line 7, after &quot;R.S. 42:1111(A)(3)&quot; delete &quot;is&quot; and insert &quot;(4) are&quot;</td>
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</tbody>
</table>

<table>
<thead>
<tr>
<th>AMENDMENT NO. 5</th>
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</thead>
<tbody>
<tr>
<td>On page 2, between lines 3 and 4, insert the following:</td>
</tr>
</tbody>
</table>

"(4) Any supplementary compensation or benefits provided to the superintendent of any parish school system for a parish with a population of more than four hundred thousand but less than four hundred fifty thousand persons according to the latest federal decennial census from funds or property accruing to the benefit of the school system as approved by the policy of the school board of the school system through a community foundation shall be deemed for purposes of this Subsection as compensation and benefits from the government to which he is duly entitled." |

Rep. Honey moved the adoption of the amendments.


By a vote of 29 yeas and 62 nays, the amendments were rejected.

Rep. Murray moved the final passage of the bill.

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.
Baylor Hammett Robideaux
Beard Hebert Romero
Bowler Hill Scalise
Broome Honey Schneider
Bruce Hopkins Shepherd
Bruneau Hunter Smiley
Burns Hutter Smith, G.—56th
Burrell Jackson Smith, J.D.—50th
Carter, K. Jefferson Smith, J.H.—8th
Carter, R. Johns Smith, J.R.—30th
Cazayoux Katz St. Germain
Crowe Kenney Strain
Curtis LaBruzzo Thompson

NAYS

Total—0

ABSENT

<table>
<thead>
<tr>
<th>Carter, R.</th>
<th>Odinet</th>
<th>Tucker</th>
</tr>
</thead>
<tbody>
<tr>
<td>Hopkins</td>
<td>Schneider</td>
<td>Waddell</td>
</tr>
</tbody>
</table>

Total—6
SENATE BILL NO. 800—

BY SENATOR MOUNT

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

Read by title.

Rep. Johns moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Alario Alexander Ansardi Arnold Badon Baldone Baudoin Baylor Beard Bowler Broome Bruce Bruneau Burns Burrell Carter, K. Carter, R. Cazayoux Crane Crowe Curtis Damico Daniel Dartez DeWitt Dorsey Dove Downs Durand Erdey Fannin Farrar Faucheux

LaFleur Lambert Lancaster Marchand Martiny McDonald McVea Montgomery Morrell Morish Murray Odinet Murray NAYS

Total—100

Total—0

ABSENT

Doerge Guillory, M. Heaton

Total—3

The Chair declared the above bill was finally passed.

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.

SENATE BILL NO. 785—

BY SENATOR JONES

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

Called from the calendar.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Crowe to Reengrossed Senate Bill No. 785 by Senator Jones

AMENDMENT NO. 1
In House Committee Amendment No. 37 proposed by the House Committee on Appropriations and adopted by the House on June 13, 2004, delete lines 33 through 37 in their entirety and insert the following:

"Section 4. The provisions of this Act shall become effective in the event the state assumes full ownership and possession of the real property and all the improvements thereon located on the property formerly known as Swanson Correctional Center for Youth-Madison Parish Unit (SCCY-MPV) facility at Tallulah, Louisiana on or before August 1, 2004. In the event the state does not assume full ownership and possession of such property, the provisions of this Act shall be null and void."

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

Rep. Thompson moved the final passage of the bill.
ROLL CALL
The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
<td>Shreve</td>
</tr>
<tr>
<td>Alario</td>
<td>Gardet</td>
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<td>Ansardi</td>
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<td>Carter, K.</td>
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<td>Marchand</td>
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<td>Dorsey</td>
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<tr>
<td>Downs</td>
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<td>Total—52</td>
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<tbody>
<tr>
<td>Alexander</td>
<td>Geymann</td>
<td>Pitre</td>
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<tr>
<td>Arnold</td>
<td>Guillory, M.</td>
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<td>Powell, T.</td>
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<td>Katz</td>
<td>Smith, G.—56th</td>
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<td>Burns</td>
<td>Kennard</td>
<td>Smith, J.H.—8th</td>
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<td>Crowe</td>
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<td>Total—43</td>
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</tr>
</tbody>
</table>

Failed to pass.

Motion to reconsider pending.

SENATE BILL NO. 842—
BY SENATOR ROMERO

To enact Chapter 45 of Title 34 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 34:3301 through 3313, inclusive, relative to the Acadiana Gulf of Mexico Access Channel; to provide relative to objects and purpose, powers, coordination and cooperation; to authorize certain expropriation powers of the department; to provide relative to duties of the Department of Transportation and Development; to provide relative to the Acadiana Gulf of Mexico Access Channel; to provide certain procedures, terms, and conditions; to authorize certain activities; and to provide for related matters.

Read by title.

Rep. Hebert moved the final passage of the bill.

ROLL CALL
The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
<td>Shreve</td>
</tr>
<tr>
<td>Alario</td>
<td>Gardet</td>
</tr>
<tr>
<td>Ansardi</td>
<td>Myrtis</td>
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<td>Badon</td>
<td>Fournier</td>
</tr>
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<td>Mooney</td>
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<td>Hill</td>
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<tr>
<td>Burrell</td>
<td>Hillman</td>
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<tr>
<td>Carter, K.</td>
<td>Warner</td>
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<tr>
<td>Carter, R.</td>
<td>Walker</td>
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<tr>
<td>Cazayoux</td>
<td>Horn</td>
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<tr>
<td>Curtis</td>
<td>LeFleur</td>
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<tr>
<td>Damico</td>
<td>Marchand</td>
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<td>DeWitt</td>
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<td>Dorsey</td>
<td>Montgomery</td>
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<td>Dove</td>
<td>Morrell</td>
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<tr>
<td>Downs</td>
<td>Murray</td>
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<td>Total—94</td>
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<table>
<thead>
<tr>
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<tbody>
<tr>
<td>Alexander</td>
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<td>Pitre</td>
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<tr>
<td>Arnold</td>
<td>Guillory, M.</td>
<td>Powell, M.</td>
</tr>
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<td>Beard</td>
<td>Hebert</td>
<td>Powell, T.</td>
</tr>
<tr>
<td>Bowler</td>
<td>Johns</td>
<td>Scalise</td>
</tr>
<tr>
<td>Bruneau</td>
<td>Katz</td>
<td>Smith, G.—56th</td>
</tr>
<tr>
<td>Burns</td>
<td>Kennard</td>
<td>Smith, J.H.—8th</td>
</tr>
<tr>
<td>Crane</td>
<td>Kenney</td>
<td>Trahan</td>
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<tr>
<td>Crowe</td>
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<td>Tucker</td>
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<tr>
<td>Futrell</td>
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<td>Total—10</td>
<td></td>
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</tbody>
</table>

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 855—
BY SENATOR BAOJE

To amend and reenact R.S. 25:841, 842, and 844 and to enact R.S. 25:845 and 846 and R.S. 36:209(Z) and 919.7, relative to the Louisiana Civil Rights Museum; to establish and provide for the Louisiana Civil Rights Museum Advisory Board; to provide for the membership, powers, duties, and functions of the advisory board; and to provide for related matters.

Read by title.
Rep. Gray moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
<th>ABSENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
<td>Frith</td>
<td>Pierre</td>
</tr>
<tr>
<td>Alario</td>
<td>Frith</td>
<td>Pierre</td>
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<td>Alexander</td>
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<td>Total—98</td>
<td>Total—0</td>
<td>Total—6</td>
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</table>

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 864—**

BY SENATOR MCPHERSON

To amend and reenact R.S. 33:3815.2(E), relative to powers of waterworks districts; to provide relative to a waterworks district of one parish supplying water to or taking water from an adjoining parish; to provide certain terms, procedures, and conditions; and to provide for related matters.

Read by title.

Rep. Farrar moved the final passage of the bill.

<table>
<thead>
<tr>
<th>ROLL CALL</th>
</tr>
</thead>
<tbody>
<tr>
<td>YEAS</td>
</tr>
<tr>
<td>Mr. Speaker</td>
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<tr>
<td>Alario</td>
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<td>Burrell</td>
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<td>Carter, K.</td>
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<td>Carter, R.</td>
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<td>Cazayoux</td>
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<td>Faucheux</td>
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<tr>
<td>Flavin</td>
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<tr>
<td>Total—97</td>
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</table>

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 869 (Substitute for Senate Bill No. 736 by Senator Jones)—**

BY SENATOR JONES

AN ACT

To amend and reenact R.S. 3:264(C), 401(A), 453(A), 551.3(B), 551.32(A), 551.63(B)[introductory paragraph], 551.73(B), 551.82(A)(1), 556.3(C), 558.3(C), 732(B)(3), 1604(D), 1892(A)(1), 2091(F), 2364(B)(3), 3211(C), 3403(B), 3801(C), and 4603(C), R.S. 4:61(A) and 144(A), R.S. 8:675(F), R.S. 9:2341(F), R.S. 13:323(E), 572.1(A), 574.2(A)(1), 1155(D) and 1202(C), R.S. 17:1964(A)(12), 1979(A), 2503(D), and 3053(D), R.S. 22:9(A)(3), 1192(A)[introductory paragraph], 1395.6(C), 1401(A), 1417(B) and 1922(A), R.S. 23:76(C)(1), 103(A)(1),
1398(B), 1652 and 2043(B), R.S. 24:802(B)(introductory paragraph), R.S. 25:2(A), 315(A), 341(D)(7), 373(C), 379.1(D), 380.22(D), 651, 822(A)(introductory paragraph), 891(A)(2)(f), 902(A), 1001(A), and 1232(B)(1)(a), R.S. 27:11(A), R.S. 28:753 (A), R.S. 30:83(C), 121(A), 2062(D) and 2503(B), R.S. 33:2006(A) and 2342(F), R.S. 34:962(A), R.S. 37:74(C)(1), 571(B), 653(A)(1), 914(B)(1), 962(A), 1024(A), 1042(A), 1104(A) and (B)(2)(a), 1314(B), 1339(A), 1365(A)(1), 1379, 1432(A), 1474(C), 1515(A)(2), 2102, 2151(A)(introductory paragraph), 2165(A), 2303(A)(2), 2353(A), 2401.1(C), 251(A), 2654(C)(1), 2704(B), 2802(A)(1), 2835(A)(2)(b), 3061(A)(2)(c), 3111(B), 3173(A)(1), 3201(B)(2), 3242(C), 3273(B), 3373(B), 3394(C), 3444(B), 3463(A), 3504(B), 3554(A)(2), R.S. 38:3097.4(B), 3098.6, R.S. 39:99.5(A), R.S. 40:5.11(C), R.S. 41:1602(B)(3), R.S. 42:2.1, 456.2(D), R.S. 46:933(H), 1406(G), 2605(G), R.S. 47:1402(D), 1832(C), 9004(B)(4), R.S. 48:101(D), R.S. 49:214.12(D), 219.2(B)(5), 1053(B), R.S. 51:911.26(A)(4), 943(D), 1256(D), 1284(D), and R.S. 56:331(F), and 1681(A)(4), relative to the qualifications and qualities of appointees to boards, commissions, councils, authorities, and other entities with statewide jurisdiction over certain matters; to provide with regard to diversity; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Hunter to Reengrossed Senate Bill No. 869 by Senator Jones

**AMENDMENT NO. 1**

In House committee amendments proposed by the House Committee on House and Governmental Affairs and adopted by the House on June 14, 2004, on page 1, line 3, after "insert" delete the remainder of the line and insert "amend and reenact R.S. 37:914(B)(1) and to enact R.S. 42:2.1."

**AMENDMENT NO. 2**

In House committee amendments proposed by the House Committee on House and Governmental Affairs and adopted by the House on June 14, 2004, on page 1, line 7, after "entities:" insert "to provide relative to the Louisiana State Board of Nursing;"

**AMENDMENT NO. 3**

In House committee amendments proposed by the House Committee on House and Governmental Affairs and adopted by the House on

June 14, 2004, on page 1, between lines 20 and 21, insert the following:

"Section 2.R.S. 37:914(B)(1) is hereby amended and reenacted to read as follows:

§914. Louisiana State Board of Nursing; appointment of members; term of office; vacancy; officers; compensation

* * * *

B.(1) The board shall be composed of nine registered nurses appointed by the governor from a list of names submitted by the Louisiana State Nurses Association, one certified registered nurse anesthetists appointed by the governor from a list of names submitted by the Louisiana Association of Nurse Anesthetists, Ltd., and two physicians, appointed by the governor from a list of names submitted by the Louisiana State Medical Society, who shall serve as ex officio members of the board and shall serve only as advisors to the board and shall not vote.

* * * "

**AMENDMENT NO. 4**

In House committee amendments proposed by the House Committee on House and Governmental Affairs and adopted by the House on June 14, 2004, on page 1, at the beginning of line 21, change "Section 2" to "Section 3".

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker Faucheux Odinet
Alario Flavin Pierre
Alexander Frith Pinac
Ansardi Gallot Pitre
Arnold Geymann Powell, M.
Badon Gray Powell, T.
Baylor Hammett Ritchie
Baldone Guillory, E. Quezaire
Baudoin Guillory, M. Richmond
Baylor Hebert Scalise
Bruce Hill Shepheard
Burns Honey Smiley
Burrell Hopkins Smith, G.—56th
Carter, K. Hunter Smith, J.R.—30th
Carter, R. Hutter Smith, J.H.—8th
Cazayoux Jackson Smith, J.R.—30th
Cranse Jefferson St. Germain
Crowe Johns Strain
Curtis Kenney Thompson
Damico LaBrazzo Toomy
Daniel LaFleur Townsend
Dartez Lambert Trahan
DeWitt Lancaster Tiche
Doerge Marchand Waddell
Dorsey Martiny Walker
Dove McDonald White
 Downs McVea Winston
Durand Montgomery Wooton
Fannin  Morrell  Durand  McDonald  Walsworth  
Farrar  Murray  Erdey  McVea  White  
Total—91  
NAYS  
Futrell  Tucker  Romer  Wright  
Total—4  
ABSENT  
Broome  Glover  Morrish  
Bruneau  Katz  Schneider  
Erdey  Kennard  Walsworth  
Total—9  
Total—4  
NAYS  
ABSENT  
Broome  Bruneau  Schneider  
Total—3  

The Chair declared the above bill was finally passed.  

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

SENATE BILL NO. 16—  
BY SENATOR B. GAUTREAUX  

AN ACT  
To enact R.S. 17:183, relative to the hazing of students; to provide for legislative intent; to provide definitions; to prohibit hazing; to require city, parish, and other local public school boards to adopt, enforce, and post hazing policies; to provide for the required content of such policies; and to provide for related matters.  

Read by title.  

Rep. Trahan 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  Pinac  
Ansardi  Geymann  Pitre  
Arnold  Glover  Powell, M.  
Badon  Gray  Powell, T.  
Baldone  Guillory, E.  Quezaire  
Baudoin  Guillory, M.  Richmond  
Baylor  Hammett  Ritchie  
Beard  Heaton  Robideaux  
Bowler  Hebert  Romero  
Bruce  Hill  Scalise  
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  
Curtis  Katz  Strain  
Damico  Kennard  Thompson  
Daniel  Kenney  Toomy  
Dartez  LaBruzzo  Townsend  
DeWitt  LaFleur  Triche  
Doerge  Lambert  Tucker  
Dorsey  Lancaster  Tucker  
Dove  Marchand  Waddell  
Downs  Martiny  Walker  
Durand  McDonald  Walsworth  
Erdey  McVea  White  
Fannin  Montgomery  Winston  
Farrar  Morrell  Wooton  
Faucheux  Morrish  Wright  
Flavin  Murray  
Total—101  
NAYS  
Total—0  
ABSENT  
Broome  Bruneau  Schneider  
Total—3  

The Chair declared the above bill was finally passed.  

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

SENATE BILL NO. 27—  
BY SENATOR MCPHERSON  

AN ACT  
To enact R.S. 24:653(K) and Part VIII-B of Chapter 1 of Subtitle 1 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:310, relative to legislative review; to require private entities to provide to the legislature information relative to the expenditure of revenue generated from the operation, management, or control of public lands or facilities; to require the division of administration to develop a reporting form; and to provide for related matters.  

Read by title.  

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

HOUSE FLOOR AMENDMENTS  
Amendments proposed by Representative Triche to Reengrossed Senate Bill No. 27 by Senator McPherson  

AMENDMENT NO. 1  
In Amendment No. 1 proposed by the House Committee on Appropriations and adopted by the House on June 16, 2004, on page 1, line 9, after "administration" and the period "." delete the remainder of the line and delete lines 10 and 11 in their entirety  

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

Rep. Farrar moved the final passage of the bill.  

ROLL CALL  
The roll was called with the following result:  

YEAS  
Mr. Speaker  Frith  Pierre  
Alario  Futrell  Pinac  
Alexander  Gallot  Pitre  
Ansardi  Geymann  Powell, M.  
Arnold  Glover  Powell, T.  
Badon  Gray  Quezaire  
Baldone  Guillory, M.  Richmond  
Baudoin  Hammett  Ritchie  
Baylor  Heaton  Robideaux  
Curtis  Katz  Strain
The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 29—
BY SENATOR CHAISSON

To amend and reenact R.S. 32:190(A)(1) and (2) and 408(C)(1), relative to motorcycles; to require any person under the age of twenty-one years who operates or rides upon a motorcycle, motor driven cycle, or motorized bicycle to wear a safety helmet; to provide for mandatory training; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 37—
BY SENATOR HOLDEN

To amend and reenact R.S. 23:633, relative to employment; to provide with respect to payment of wages; to provide for criminal penalties; and to provide for related matters.

Read by title.

Rep. Hunter moved the final passage of the bill.
Rep. Alario sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Alario to Reengrossed Senate Bill No. 39 by Senator McPherson

**AMENDMENT NO. 1**

Delete House Committee Amendment Nos. 1, 2 and 3 proposed by the House Committee on Appropriations and adopted by the House of Representatives on June 15, 2004.

**AMENDMENT NO. 2**

On page 1, line 6, after "provide for" delete the remainder of the line, delete line 7 in its entirety, and insert the following:

"notification to the Joint Legislative Committee on the Budget regarding certain cooperative endeavor agreements;"

**AMENDMENT NO. 3**

On page 1, line 15, after "relative to" and before "of proposed" delete "review and approval" and insert "receipt of notification"

**AMENDMENT NO. 4**

On page 2, line 28, after "C." and before "cooperative" delete "A" and insert "Notification of a proposed"

**AMENDMENT NO. 5**

On page 2, line 29, after "shall be" and before "by the" change "submitted" and insert "provided"

**AMENDMENT NO. 6**

On page 3, line 1, after "Budget" delete the remainder of the line, delete lines 2 and 3 in their entirety, insert a period "." and insert the following:

"Such notification required under this"

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

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

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alario</td>
<td>Hopkins</td>
</tr>
<tr>
<td>Carter, K.</td>
<td>Hunter</td>
</tr>
<tr>
<td>Carter, R.</td>
<td>Hunter</td>
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<td>Wright</td>
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<tr>
<td>Farrar</td>
<td>Morrise</td>
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<td>Total—98</td>
<td>Total—0</td>
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</tbody>
</table>

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 40—**

AN ACT

To enact R.S. 39:199(G), relative to information technology; to provide for a program for the acquisition of data processing equipment and software that allows small businesses to participate; to provide for the establishment of procedures; and to provide for related matters.

Read by title.

Motion

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Farrar gave notice of his intention to call Senate Bill No. 40 from the calendar for future action.

**SENATE BILL NO. 44—**

A JOINT RESOLUTION

Proposing to add Article VII, Section 10.12 of the Constitution of Louisiana, relative to providing funds for the support of dairy farmers; to establish the Dairy Farmer Support Fund as a special fund in the state treasury; to provide for sources of revenue, and for deposit and uses of monies in the fund; to authorize the legislature by law to establish and implement programs to assist Louisiana dairy farmers; to specify an election for submission of the proposition to electors and provide a ballot proposition; and to provide for related matters.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Alario to Engrossed Senate Bill No. 44 by Senator Nevers

**AMENDMENT NO. 1**

Delete House Committee Amendment Nos. 1, 2, 3, 5, 6, 8, 9, 10, 11 and 13 proposed by the House Committee on Appropriations and adopted by the House of Representatives on June 16, 2004.

**AMENDMENT NO. 2**

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

"Louisiana farmers and fishermen; to establish the Agricultural and Seafood Products"

**AMENDMENT NO. 3**

On page 1, line 6, after "law" delete the remainder of the line and insert the following:

"to provide for programs of assistance to Louisiana farmers and fishermen; to"

**AMENDMENT NO. 4**

On page 1, delete lines 13 through 15 in their entirety and insert the following:

"§10.12. Farmers and fishermen assistance programs; Agricultural and Seafood Products Support Fund

Article VII, Section 10.12 is all proposed new law.

A. The legislature is authorized to provide by law for programs to assist Louisiana farmers and fishermen with support and expansion of their industries.

B. (1) The Agricultural and Seafood Products Support Fund is hereby established in the state treasury"

**AMENDMENT NO. 5**

On page 1, at the end of line 16, insert "by the state"

**AMENDMENT NO. 6**

On page 1, line 17, after "licensing" delete the remainder of the line, and insert "of trademarks or"

**AMENDMENT NO. 7**

On page 2, line 1, after "Louisiana" and before "products" change "dairy" to "agricultural and seafood"

**AMENDMENT NO. 8**

On page 2, delete lines 5 and 6 in their entirety and insert the following:

"(2) The monies in the Agricultural and Seafood Products Support Fund may be appropriated solely"

**AMENDMENT NO. 9**

On page 2, line 7, after "law" delete the remainder of the line, delete line 8 in its entirety and insert the following:

"for assistance to Louisiana farmers and fishermen with support and expansion of their industries."

**AMENDMENT NO. 10**

On page 2, delete lines 17 through 19 in their entirety and insert the following:

"To authorize the legislature to provide by law for programs to assist Louisiana farmers and fishermen with support and expansion of their industries; to establish the Agricultural and Seafood Products Support Fund as a special fund in"

**AMENDMENT NO. 11**

On page 2, delete line 21 in its entirety and insert the following:

"of monies appropriated from the fund for assistance to Louisiana farmers and fishermen. (Adds Article VII, Section 10.12)"

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker Gallot Morrish
Alario Geymann Odinet
Ansardi Glover Pierre
Arnold Gray Pnac
Baldone Guillory, E. Pitre
Baudoin Guillory, M. Powell, T.
Broome Hammett Quezare
Bruce Hebert Richmond
Burns Hill Ritchie
Burrell Honey Scalise
Carter, R. Hunter Shepherd
Cazayoux Hutter Smith, J.D.—50th
Crowe Jackson St. Germain
Damico Johns Strain
Dartez Kennard Thompson
Dove Kenney Toomy
Downs LaBrazzo Townsend
Erdey McDonald White
Fannin McVea Winston
Faucheux Montgomery Wooton
Frithe Morrell

Total—62

**NAYS**

Alexander Futrell Smith, J.H.—8th
Badon Jefferson Smith, J.R.—30th
Beard Katz Trahan
Bowler Lambert Triche
Bruneau Lancaster Tucker
Carter, K. Marchand Waddell
Crane Murray Walsworth
Dorsey Robideaux Waddell
Farrar Smith, G.—56th

Total—28
The bill, not having received a two-thirds vote of the elected members, failed to pass.

Motion to reconsider pending.

SENATE BILL NO. 82—
BY SENATOR BOISSIERE

AN ACT
To amend and reenact R.S. 11:3385.1(G), relative to the New Orleans Firefighters' Pension and Relief Fund; to provide for interest paid on Deferred Retirement Option Plan accounts; to provide for an effective date; and to provide for related matters.

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 Flavin Murray
Alario Frith Odinet
Alexander Futrell Pierre
Ansardi Gallot Pinac
Arnold Geymann Pire
Badon Glover Powell, M.
Baldone Gray Powell, T.
Baudoin Guillory, E. Quezaire
Baylor Guillory, M. Richmond
Beard Hammett Ritchie
Bowler Heaton Robideaux
Broome Hebert Romero
Bruce Hill Scalise
Bruneau Honey Schneider
Burns Hopkins Shepherd
Burrell Hunter Smiley
Carter, K. Hutter Smith, G.—56th
Carter, R. Jackson Smith, J.D.—50th
Cayzayoux Jefferson Smith, J.H.—8th
Cray Johns Smith, J.R.—30th
Crowe Katz St. Germain
Curtis Kennard Strain
Damico Kenney Thompson
Daniel LaBranco Toomy
Dartez Lalande Townsend
DeWitt Lambert Trahan
Doerge Lancaster Tichte
Dorsey Marchand Tucker
Dove Martin McVeas
Downs McVeas
Erdey McVeas White
Fannin Montgomery Winston
Farrar Morrell Wooton
Faucheux Morrise Wright
Total—102

NAYS

Total—0

The Chair declared the above bill was finally passed.

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.

SENATE BILL NO. 90—
BY SENATOR BOISSIERE

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

Read by title.

Rep. Richmond moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Flavin Odinet
Alario Frith Pierre
Alexander Futrell Pinac
Ansardi Gallot Pire
Arnold Geymann Powell, M.
Badon Glover Powell, T.
Baldone Gray Quezaire
Baudoin Guillory, E. Richmond
Baylor Guillory, M. Ritchie
Beard Hammett Smiley
Bowler Heaton Robideaux
Broome Hebert Romero
Bruce Hill Scalise
Bruneau Honey Schneider
Burns Hopkins Shepherd
Burrell Hunter Smith, G.—56th
Carter, K. Hutter Smith, J.D.—50th
Carmichael Jefferson Smith, J.H.—8th
Cray Johns Smith, J.R.—30th
Crowe Katz St. Germain
Curtis Kenney Thompson
Damico Kenney Toomy
Daniel LaBranco Townsend
Dartez Lalande Trahan
DeWitt Lambert Tichte
Doerge Lancaster Walsworth
Dorsey Marchand Wooton
Dove Martin Waddell
Downs McVeas White
Erdey McVeas White
Fannin Montgomery Winston
Farrar Morrell Wooton
Faucheux Morrise Wright
Total—100
NAYS
Total—0

ABSENT
Durand Romero
Morrish Strain
Total—4

The Chair declared the above bill was finally passed.

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.

SENATE BILL NO. 118—
BY SENATORS MCPHERSON AND N. GAUTREAUX
AN ACT
To amend and reenact the introductory paragraph of R.S. 36:801 and to enact R.S. 36:610(J) and Subpart I-1 of Part I of Chapter 2 of Title 56 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 56:799.1 through 799.4, relative to the White Lake Property Fund; to create the White Lake Property Fund in the state treasury as a fund within the Louisiana Wildlife and Fisheries Conservation Fund; to provide for deposits of monies into the fund; to provide for investment and uses of monies in the fund; to create the White Lake Property Advisory Board; to provide for its domicile, membership, and duties; to authorize the board to solicit and accept donations; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENT
Amendments proposed by Representative McDonald to Reengrossed Senate Bill No. 118 by Senator McPherson

AMENDMENT NO. 1
On page 5, line 29, change "properties" to "property"

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

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Alario to Reengrossed Senate Bill No. 118 by Senator McPherson

AMENDMENT NO. 1
In Amendment No. 7 proposed by the House Committee on Appropriations and adopted by the House on June 16, 2004, on page 1, at the end of line 21, change "American" to "America"

AMENDMENT NO. 2
On page 3, line 18, after "BP" and before "Production" change "American" to "America"

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

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker Flavin Odinet
Alario Frith Pierre
Alexander Futrell Pinac
Ansardi Gallot Pitre
Arnold Geymann Powell, M.
Badon Glover Powell, T.
Baldone Gray Quezaire
Baudoin Guillory, E. Richmond
Baylor Guillory, M. Ritchie
Beard Hammett Robideaux
Bowler Heaton Romero
Broome Hebert Scalise
Bruce 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 LaBruzzi Townsend
Dartez LaFleur Tahan
DeWitt Lambert Tich
Doerge Lancaster Tucker
Dorsey Marchand Waddell
Dove Martiny Walker
Downs McDonald Walthour
Durand McVea White
Erdy Montgomery Winston
Fannin Morrell Wooton
Farrar Morrish Wright
Faucheux Murray

Total—104

ABSENT

Total—0

The Chair declared the above bill was finally passed.
Rep. Farrar 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.

SENIOR BILL NO. 182—
BY SENATOR LENTINI (On Recommendations of the Louisiana State Law Institute)

AN ACT
To amend and reenact Civil Code Arts. 1493(A) and 1582.1 and to repeal Civil Code Art. 1493(E), relative to the different modes of acquiring the ownership of things; to provide relative to the validity of testaments; to provide relative to the forced heirs; to provide for permanently incapable persons as forced heirs; to provide for spouses as witnesses to testaments; to provide for transitional rules; and to provide for related matters.

Read by title.

Motion

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

SENIOR BILL NO. 338—
BY SENATOR ADLEY (By Request)

AN ACT
To amend and reenact R.S. 30:2030(A)(1) and (B) and to enact R.S. 30:2030(D) and (E), relative to environmental quality; to authorize the classification of security sensitive and personal identification information as confidential; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Montgomery to Reengrossed Senate Bill No. 338 by Senator Adley

AMENDMENT NO. 1

Delete Amendment No. 5 proposed by the House Committee on House and Governmental Affairs and adopted by the House on June 16, 2004

AMENDMENT NO. 2

On page 3, line 2, change the semicolon ";" to a period "." and delete the remainder of the line and delete lines 3 and 4 in their entirety

AMENDMENT NO. 3

On page 3, at the beginning of line 5, delete "et seq."

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

Rep. Ansardi 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.

ROLL CALL

The roll was called with the following result:

YEAS

Alexander Gallot
Ansardi Geymann
Arnold Glover
Badon Guilly, E.
Baldone Guilly, M.
Baylor Hammett
Beard Hebert
Bowler Hill
Broome Honey
Bruce Hopkins
Bruneau Hunter
Burns Hutter
Burrell Jackson
Carter, K. Jefferson
Carter, R. Johns
Cazayoux Katz
Crane Kennard
Crowe Kenney
Damico LaBruzzo
Daniel LaFleur
Dartez Lambert
DeWitt Lancaster
Dorsey Marchand
Dove Martiny
Downs McDonald
Durand McVeA
Erdy Montgomery
Fannin Morrell
Farrar Morrish
Faucheux Murray
Flavin Odinet

Total—100

NAYS

Total—0

ABSENT

Curtis Heaton
Doerge Walsworth

Total—4

The Chair declared the above bill was finally passed.

Rep. Ansardi 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. Gray, 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 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.
Suspension of the Rules

On motion of Rep. Triche, and under a suspension of the rules, consideration of the above resolution was deferred at this time.

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.

Suspension of the Rules

On motion of Rep. Hebert, and under a suspension of the rules, consideration of the above resolution was deferred at this time.

HOUSE RESOLUTION NO. 16—
BY REPRESENTATIVE HEBERT
A RESOLUTION
To amend and readopt House Rule 9.10(D) and 9.13 of the Rules of Order of the House of Representatives, to require the approval of a majority of the elected members of the House to adopt the motions for the previous question and the previous question on the entire subject matter, and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. Hebert, and under a suspension of the rules, consideration of the above resolution was deferred at this time.

HOUSE CONCURRENT RESOLUTION NO. 281—
BY REPRESENTATIVE GRAY
A CONCURRENT RESOLUTION
To request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to meet and function as a joint committee to study and function, to meet and function as a joint committee to study the current law and regulations governing children in foster care in the state, to study the laws, regulations, and procedures which govern social workers charged with monitoring children in foster care, and to make recommendations for changes in the laws, rules, and procedures governing children in foster care in Louisiana.

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 Concurrent Resolution No. 281 by Representative Gray

AMENDMENT NO. 3
On page 3, between lines 12 and 13, insert the following:

"(19) A representative from the Louisiana Association of Black Social Workers.

(20) A representative from the Court Appointed Special Advocate Program in Louisiana.

(21) A representative from the Louisiana Chapter of the National Association of Social Workers."

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

On motion of Rep. Gray, the resolution, as amended, was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 289—
BY REPRESENTATIVE GRAY
A CONCURRENT RESOLUTION
To request the House Committee on Health and Welfare and Senate Committee on Health and Welfare to meet and function as a joint committee to study and recommend policy directives for the state of Louisiana regarding issues related to juvenile competency, which may include the implementation of a pilot project to develop a process of competency determination, restoration, and mental health intervention, recommendations for a plan of statewide implementation, and determination of the cost of implementation

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 Concurrent Resolution No. 289 by Representative Gray

AMENDMENT NO. 1
On page 3, line 1, after "Institute" insert ", or his designee"

AMENDMENT NO. 2
On page 3, line 6, after "Service" insert ", or his designee"

AMENDMENT NO. 3
On page 3, line 7, after "Louisiana" insert ", or his designee"

AMENDMENT NO. 4
On page 3, line 8, after "president of the" and before "Council" insert "Louisiana"

AMENDMENT NO. 5
On page 3, line 8, after "Judges" and insert ", or his designee"

AMENDMENT NO. 6
On page 3, line 10, after "Children" and insert ", or his designee"
AMENDMENT NO. 7

On page 3, line 12, after "Hospitals" delete the period "." and insert a comma "," and insert "or his designee."

AMENDMENT NO. 8

On page 3, line 14, after "Hospitals" delete the period "." and insert a comma "," and insert "or his designee."

AMENDMENT NO. 9

On page 3, line 16, after "Services" delete the period "." and insert a comma "," and insert "or his designee."

AMENDMENT NO. 10

On page 3, line 18, after "Corrections" delete the period "." and insert a comma "," and insert "or his designee."

AMENDMENT NO. 11

On page 3, between lines 18 and 19, insert the following:

"(15) The president of the Association of Black Psychologists, New Orleans Network, or his designee.

(16) The president of the Louisiana Association of Black Social Workers, or his designee.

(17) The president of the Louis A. Martinet Legal Society of Louisiana, or his designee."

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 332—
BY REPRESENTATIVE DORSEY
A CONCURRENT RESOLUTION
To request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to meet and function as a joint committee to study the prevalence of cervical cancer and human papillomavirus in women.

Read by title.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Dorsey to Engrossed House Concurrent Resolution No. 332 by Representative Dorsey

AMENDMENT NO. 1

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

"(11) A representative of the Louisiana State University Health Sciences Center in Shreveport.

(12) A representative of the Louisiana State University Health Sciences Center in New Orleans."

AMENDMENT NO. 2

On page 3, at the end of line 25, after "Gynecology" and before the period "." insert the following:

"(15) The president of the Association of Black Psychologists, New Orleans Network, or his designee."

(16) The president of the Louisiana Association of Black Social Workers, or his designee.

(17) The president of the Louis A. Martinet Legal Society of Louisiana, or his designee."

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

Ordered to the Senate.
"the Louisiana State University Health Sciences Center in Shreveport, and the Louisiana State University Health Sciences Center in New Orleans."

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

On motion of Rep. Jefferson, the resolution, as amended, was adopted.

Ordered to the Senate.

Suspension of the Rules

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

Motion

On motion of Rep. Ansardi, the motion to reconsider the vote by which Senate Bill No. 859 failed to pass was called from the table.

Motion to reconsider pending.

Suspension of the Rules

On motion of Rep. Townsend, the rules were suspended in order to take up and consider Senate Bills and Joint Resolutions on Second Reading to be Referred at this time.

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:

Motion

On motion of Rep. Townsend, the Committee on Administration of Criminal Justice was discharged from further consideration of Senate Bill No. 852.

SENATE BILL NO. 852—

BY SENATORS CHAISSON AND DUPRE

AN ACT

To amend and reenact R.S. 14:98 (C)(1) and to enact R.S. 32:413.1 and Code of Criminal Procedure Art. 894 (D)(3), relative to driving privileges; to provide for driver's license suspension in certain cases; to provide exclusions; to provide for a driver violation point system for young drivers; to provide for implementation and maintenance of an electronic database, by cooperative endeavor agreements, for pleas entered relative to operating a vehicle while intoxicated; and to provide for related matters.

Read by title.

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

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Tucker and Townsend to Reengrossed Senate Bill No. 852 by Senator Chaisson

AMENDMENT NO. 1

Delete all House committee amendments proposed by the House committee on Transportation, Highways and Public Works and adopted by the House on June 9, 2004.

AMENDMENT NO. 2

On page 1, line 2, after "To" delete the remainder of the line and insert "enact Code of Criminal"

AMENDMENT NO. 3

On page 1, line 3, after "relative to" delete the remainder of the line, delete line 4, and on line 5, delete "violation point system for young drivers;" and insert "the office of motor vehicles;"

AMENDMENT NO. 4

On page 1, line 6, delete "for pleas" and on line 7, delete "entered relative to operating a vehicle while intoxicated"
AMENDMENT NO. 5
On page 1, delete lines 10 through 17, delete pages 2 and 3, and on page 4, delete lines 1 and 2

AMENDMENT NO. 6
On page 4, line 3, change “Section 3” to “Section 1”

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker                         Flavin                     Pierre
Alario                              Frith                      Pinac
Alexander                           Futrell                    Pitre
Ansardi                             Gallot                     Powell, M.
Arnold                              Geymann                    Powell, T.
Badon                               Gray                       Quezaire
Baldone                             Guillory, E.               Richmond
Baudoin                             Hammett                    Ritchie
Baylor                              Heaton                     Robideaux
Beard                               Hebert                     Romero
Bowler                              Hill                       Scalise
Broome                               Honey                      Schneider
Bruneau                             Hopkins                    Shepherd
Burns                                Hunter                     Smiley
Burrell                             Hutter                      Smith, J.D.—50th
Carter, K.                           Jackson                    Smith, J.H.—8th
Carter, R.                           Jefferson                  Smith, J.R.—30th
Cazayoux                            Johns                      St. Germain
Crane                                Katz                       Strain
Crowe                                Kennard                    Thompson
Curtis                               Kenney                     Toomy
Daniel                               LaFleur                    Townsend
Dartez                               Lancaster                  Trahan
DeWitt                               Marchand                  Trench
Dorsey                               Martini                    Triche
Dove                                 McDonald                  Tucker
Downs                                VeA                        Waddell
Durand                               Montgomery                White
Erdey                                Morrell                   Wooton
Fannin                               Morrish                    Wright
Farr                                 Murray                     Wooton
Faucon                               Odet                       Wooton
Total—94

NAYS

Winston                              Total—1

ABSENT

Bruce                                Glover                     Lambert
Damico                               Guillory, M.               Smith, G.—56th
Doerge                               LaBruzzo                   Walsworth
Total—9

The Chair declared the above bill was finally passed.

Rep. Townsend 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. Triche, 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. 1042—
BY REPRESENTATIVE TRICHE
AN ACT
To amend and reenact R.S. 28:621, relative to at-risk juveniles; to provide for the creation of pilot programs for children with developmental disabilities; and to provide for related matters.

Suspension of the Rules

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

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. 1042 by Representative Triche

AMENDMENT NO. 1

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

"C. The office shall promulgate rules and regulations in accordance with the Administrative Procedure Act to provide definitions and to establish standards for"

AMENDMENT NO. 2

On page 1, line 2, after "28:621" delete the remainder of the line and insert in lieu thereof the following:

"C. The office shall promulgate rules and regulations in accordance with the Administrative Procedure Act to provide definitions and to establish standards for"

AMENDMENT NO. 2

On page 2, line 15, delete "The office may shall" and insert "The office may"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senators Boissiere and Hainkel to Engrossed House Bill No. 1042 by Representative Triche

AMENDMENT NO. 1

On page 1, line 2, after "28:621" delete the remainder of the line and insert in lieu thereof the following:

"and to enact R.S. 28:382.1(D), relative to children with developmental disabilities; to provide for the creation"

AMENDMENT NO. 2

On page 1, line 3, between "disabilities;" and "and to" insert the following:
"to suspend certain provisions regarding the development of a framework for delivery of mental health, developmental disabilities, and addictive disorders services;"

AMENDMENT NO. 3

On page 2, between lines 16 and 17, insert the following:

"Section 2. R.S. 28:382.1(D) is hereby enacted to read as follows:

§382.1. Framework for human services delivery; development; implementation

* * *

D. Notwithstanding any other provision of law to the contrary, the provisions of R.S. 28:382.1(A)(2) which require the promulgation of rules and regulations to be effective no later than July 1, 2004 are herewith suspended until July 1, 2005."

AMENDMENT NO. 4

On page 2, line 17, change "Section 2." to "Section 3."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—92

NAYS

Total—0

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1165—

BY REPRESENTATIVE MORRISH

AN ACT

To amend and reenact R.S. 38:1794(B)(2), relative to drainage districts; to provide relative to compensation of certain members; and to provide for related matters.

Suspension of the Rules

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

Read by title.

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

SENATE FLOOR AMENDMENTS

Conforming Amendments proposed by Senator Nevers to Engrossed House Bill No. 1165 by Representative Morrish (Duplicate of Senate Bill No. 596)

AMENDMENT NO. 1

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

"the compensation of members of the boards of commissioners of certain consolidated gravity drainage districts; to provide for an increase in the maximum per diem of such members; and to provide for related matters."

AMENDMENT NO. 2

On page 1, line 10, change "(2)(a)" to "(2)"

AMENDMENT NO. 3

On page 1, line 11, between "hundred" and "dollars" insert "fifty"

AMENDMENT NO. 4

On page 2, delete lines 1 through 6 in their entirety and insert in lieu thereof the following:

"Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided 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."

Rep. Morrish moved that the amendments proposed by the Senate be rejected.
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.
Badon Geymann Powell, T.
Baldone Glover Quezaire
Baudoin Gray Richmond
Baylor Guillory, E. Ritchie
Beard Guillory, M. Robideaux
Bowler Hebert Romero
Broome Hill Scalise
Bruce Honey Schneider
Bruneau Hopkins Shepherd
Burns Hunter Smiley
Burrell Hutter Smith, G.—56th
Carter, K. Jackson Smith, J.—50th
Carter, R. Jefferson Smith, J.H.—8th
Cazayoux Johns Smith, J.R.—30th
Crane Katz St. Germain
Crowe Kenney Strain
Curtis LaFleur Toomy
Daniel Lambert Townsend
D’Witt Lancaster Trahan
Dorsey Marchand Triche
Dove Martiny Tucker
Downs McDonald Waddell
Durand McVea Walker
Erdey Montgomery White
Fannin Morrell Winston
Farrar Murray Wooton
Faucheux Odinet Wright
Total—96

NAYS

Total—0

ABSENT

Arnold Hammett Morrish
Damico Heaton Walsworth
Doerge LaBrazzo
Total—8

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1605—
BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 18:441, 551(D), and 1461(A)(6), relative to political parties; to provide for recognition of certain political parties; to provide for procedures to object to recognition of certain political parties; to prohibit certain parties from being recognized; to provide for the application of provisions of law relative to state central committees and parish executive committees; to provide for certain party affiliations to appear on the ballot with candidates’ names; to provide for penalties for deceiving or misinforming a voter relative to matters involving party affiliation; and to provide for related matters.

Suspension of the Rules

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

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 Senate and Governmental Affairs to Reengrossed House Bill No. 1605 by Representative Daniel

AMENDMENT NO. 1

On page 3, line 24, after "D." insert "(1)"

AMENDMENT NO. 2

On page 4, between lines 7 and 8, insert the following:

"(2) Any political party recognized pursuant to Paragraph (1) of Subsection B of this Section shall not be considered to be a recognized political party pursuant to R.S. 18:1505.2(H).

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Reengrossed House Bill No. 1605 by Representative Daniel

AMENDMENT NO. 1

On page 4, line 15, after "blank." delete the remainder of the line and delete line 16.

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

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.
Badon Geymann Powell, T.
Baldone Glover Quezaire
Baudoin Gray Richmond
Baylor Guillory, E. Ritchie
Beard Guillory, M. Robideaux
Bowler Hebert Romero
Broome Hill Scalise
Bruce Honey Schneider
Bruneau Hopkins Shepherd
Burns Hunter Smiley
Burrell Hutter Smith, G.—56th
Carter, K. Jackson Smith, J.—50th
Carter, R. Jefferson Smith, J.H.—8th
Cazayoux Johns Smith, J.R.—30th
Crane Katz St. Germain
Crowe Kenney Strain
Daniel Kenney Thompson
Dartez LaBrazzo Toomy
Total—96
AGENDA

The agenda for this legislative session includes:

1. DeWitt LaFleur Townsend AMENDMENT NO. 4
2. Dorsey Lambert Trahan
3. Dove Lancaster Triche
4. Downs Martiny Tucker
5. Durand McDonald Waddell
6. Erdey McVea Walker
7. Fannin Montgomery White
8. Farrar Morrell Winston
9. Faucheux Morrish Wooton
10. Flavin Murray Wright
11. Frith Odinet

Total—98 NAYS
Total—0 ABSENT

The amendments proposed by the Senate were rejected. Conference committee appointment pending.

HOUSE BILL NO. 956—
BY REPRESENTATIVES DURAND AND DORSEY
AN ACT
To enact Chapter 16 of Title VII of the Children's Code, to be comprised of Articles 792 through 792.3, to authorize the creation of an early intervention pilot program for at-risk children and their families in certain parishes; to provide for program purposes; to provide for collaboration among district attorneys, local school boards, law enforcement agencies, and community service organizations in the development and implementation of such program; to provide relative to program funding, reporting, and termination; to provide relative to the Sixteenth Judicial District Attorney Early Intervention Fund; to provide for monies to be deposited in such fund; to provide for effectiveness; and to provide for related matters.

Suspension of the Rules

On motion of Rep. Walker, and under a suspension of the rules, the above bill was taken up out of its regular order at this time. 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. 956 by Representative Durand

AMENDMENT NO. 1
On page 1, line 2 after "enact" insert "R.S. 15:85.2 and"

AMENDMENT NO. 2
On page 1, line 3 after "792.3," insert "relative" and delete "authorize"

AMENDMENT NO. 3
On page 1, line 9 after "fund" insert "and how those monies are to be distributed"

AMENDMENT NO. 4
On page 1, between lines 14 and 15, insert the following:

"Section 1. R.S. 15:85.2 is hereby enacted to read as follows:
§85.2. Posting of criminal bonds in parishes of Iberia, St. Mary, and St. Martin; fee assessed
A. In the parishes of Iberia, St. Mary, and St. Martin, there shall be a fee in the amount of twelve dollars assessed in connection with the issuance of every criminal bond posted for misdemeanor and felony arrests within each parish. The fee shall be collected by the sheriff of that parish from every person seeking release by means of a criminal bond, or their designated representative. Twelve dollars shall be distributed to the Sixteenth Judicial District Attorney Early Intervention Program for each case in which the criminal prosecution has been concluded. Such funds shall be distributed on a quarterly basis.
B.(1) Any person who claims to be incapable of paying the fee to secure his release from jail by signing a statement to that effect shall have the fee waived. The law enforcement agency who arrested the suspect may petition the court for payment of the fee after the release of the person.
(2) If the district attorney declines to prosecute a person, or the prosecution has been instituted and such proceedings have been finally disposed of by an acquittal, dismissal, or sustaining a motion to quash, the person shall request a refund of the fees within ninety days and the fees shall be refunded by the sheriff within twenty days after his request for such refund."

AMENDMENT NO. 5
On page 1, line 15, after "Section" change "1" to "2"

AMENDMENT NO. 6
On page 5, line 10, change "2" to "3"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator B. Gautreaux to Engrossed House Bill No. 956 by Representative Durand

AMENDMENT NO. 1
On page 4, line 16, change "kindergarten" to "pre-kindergarten"

AMENDMENT NO. 2
On page 4, between lines 18 and 19, insert:

"C. All children who enroll in a public school within the Sixteenth Judicial District in grades pre-kindergarten to sixth, shall be required to follow all compulsory attendance requirements in R.S. 17:221, et seq. and all families in need of services provisions in Children's Code Article 726, et seq."

AMENDMENT NO. 3
On page 4, line 19, change "C." to "D."

AMENDMENT NO. 4
On page 4, line 21, change "D." to "E."
Rep. Walker 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
Baylor Heaton Robideaux
Beard Hebert Romero
Bowler Hill Scalise
Broome Honey Schneider
Bruce Hopkins Shepherd
Bruneau Hunter Smiley
Burns Hutter Smith, G.—56th
Burrell Jackson Smith, J.D.—50th
Carter, K. Jefferson Smith, J.R.—8th
Cazayoux Johns Smith, J.R.—30th
Crate Katz St. Germain
Crowe Kennard Strain
Daniel Kenney Thompson
Dartez LaBruzio Toomy
DeWitt LaFleur Townsend
Dorsey Lambert Trahan
Dove Lancaster Triche
Downs Marchand Tucker
Durand Martiny Waddell
Erdey McDonald Walker
Fannin McVea White
Farrar Montgomery Winston
Fauzeaux Morrell Wooton
Flavin Morrish Wright
Frith Murray

Total—98

NAYS

Total—0

ABSENT

Carter, R. Damico Ritchie
Curtis Doerge Walsworth

Total—6

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

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

BY REPRESENTATIVE DURAND—

AN ACT

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

Suspension of the Rules
On motion of Rep. Walker, and under a suspension of the rules, the above bill was taken up out of its regular order at this time.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Holden to Engrossed House Bill No. 1701 by Representative Durand

AMENDMENT NO. 1
On page 1, line 2, after "1005" and before the word "and" insert the following: ", and to enact R.S. 49:1002(J),"

AMENDMENT NO. 2
On page 1, line 10, after "reenacted" and before the word "to" insert the following: ", and R.S. 49:1002(J) is hereby enacted"

AMENDMENT NO. 3
On page 6, between lines 21 and 22, insert the following:

"J. This Chapter does not preclude an employer or an employer’s agent from utilizing a USFDA cleared specimen testing method that uses a sample as defined in R.S. 49:1001 provided that such sample is processed in a laboratory with a SAMHSA certification using generally accepted cutoff levels as established by the USFDA."

Rep. Walker 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 Guillory, E. Quezaire
Baldone Guillory, M. Richmond
Baudoin Hammett Robideaux
Baylor Heaton Romero
Beard Hebert Scalise
Bowler Hill Schneider
Broome Honey Shepherd
Bruce Hopkins Smiley
Bruneau Hunter Smith, G.—56th
Burns Hutter Smith, J.D.—50th
Carter, K. Jefferson Smith, J.R.—8th
Cazayoux Johns Smith, J.R.—30th
Crate Katz St. Germain
Crowe Kennard Strain
Daniel Kenney Thompson
Dartez LaBruzio Toomy
DeWitt LaFleur Townsend
Dorsey Lambert Trahan

Total—98

NAYS

Total—0

ABSENT

Carter, R. Damico Ritchie
Curtis Doerge Walsworth

Total—6

The Senate floor amendments were rejected.
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

YEAS

Mr. Speaker Frith Odinet
Alario Futral Pierre
Alexander Gallot Pitre
Ansardi Geymann Powell, M.
Arnold Glover Powell, T.
Badon Guillory, E. Quezaire
Balbone Guillory, M. Richmond
Baudoin Hammett Ritchie
Baylor Beard Robideaux
Broome Hebert Romero
Browne Hill Scalsie
Bruce Honey Schneider
Bruneau Hopkins Shepherd
Bruns Hunter Smiley
Burrell Hutter Smith, G.—56th
Carter, K. Jackson Smith, J.D.—50th
Cazayoux Jefferson Smith, J.H.—8th
Crane Johns St. Germain
Crowe Katz Strain
Curtis Kennard Thompson
Daniel Kenney Toomy
Johnson Larroz Townsend
Dewitt LaFleur Truhan
Dorsey Lambert Triche
Dove Marchand Tucker
Downs Martiny Waddell
Durand McDonald Walker
Erdey McVea White
Fannin Montgomery White
Farrar Morrell Winston
Faucheux Morrish Wright
Flavin Murray
Total—98

NAYS

Total—0

ABSENT

Carter, R. Doerge Smith, J.R.—30th
Damico Lancaster Smith, J.R.—30th

AMENDMENT NO. 5

On page 2, between lines 1 and 2, insert the following:

"§441. Eligibility for retirement

* * *

G. Any elected official who has served in his current elective office more than ten years and less than fifteen years, who is, as of June 1, 2004, vested in the Louisiana State Employees Retirement System, and is not yet eligible to draw retirement benefits, shall be allowed to retire, delaying benefits until the official is age fifty-five, and, if willing to pay both the state and employee share of the state group benefits premiums, shall be allowed to purchase insurance coverage, beyond the time frame provided under COBRA, until such time as the official is of an age to receive full retirement benefits. These provisions shall not be applicable after December 1, 2007."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Frith Odinet
Alario Futral Pierre
Alexander Gallot Pitre
Ansardi Geymann Powell, M.
Arnold Glover Powell, T.
Badon Guillory, E. Quezaire
Balbone Guillory, M. Richmond
Baudoin Hammett Ritchie
Baylor Beard Robideaux
Broome Hebert Romero
Browne Hill Scalsie
Bruce Honey Schneider
Bruneau Hopkins Shepherd
Bruns Hunter Smiley
Burrell Hutter Smith, G.—56th
Carter, K. Jackson Smith, J.D.—50th
Cazayoux Jefferson Smith, J.H.—8th
Crane Johns St. Germain
Crowe Katz Strain
Curtis Kennard Thompson
Daniel Kenney Toomy
Johnson Larroz Townsend
Dewitt LaFleur Truhan
Dorsey Lambert Triche
Dove Marchand Tucker
Downs Martiny Waddell
Durand McDonald Walker
Erdey McVea White
Fannin Montgomery White
Farrar Morrell Winston
Faucheux Morrish Wright
Flavin Murray
Total—98

NAYS

Total—0

ABSENT

Carter, R. Doerge Smith, J.R.—30th
Damico Lancaster Smith, J.R.—30th
The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 793—**
*BY REPRESENTATIVE DOVE*

**AN ACT**

To enact R.S. 9:2800.14, relative to a limitation of civil liability; to provide for a limitation of liability for mold or mold damage; and to provide for related matters.

**Suspension of the Rules**

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

Read by title.

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

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Heitmeier to Reengrossed House Bill No. 793 by Representative Dove

**AMENDMENT NO. 1**

On page 1, line 2, change "R.S. 9:2800.14" to "R.S. 9:2800.14 and R.S. 29:733.2"

**AMENDMENT NO. 2**

On page 1, line 3, after "damage;" insert "to limit the liability of volunteers providing transportation during emergencies and disasters;"

**AMENDMENT NO. 3**

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

"Section 2. R.S. 29:733.2 is hereby enacted to read as follows:

§733.2. Limitation of liability of volunteer transportation services.

Any person, or organization, public or private, who voluntarily and without compensation provides transportation to another person for the purposes of evacuation during an actual, impending, mock or practice emergency, together with his successor in interest, if any, shall not be liable for the death of, or injury to, any person he transports during the actual impending, mock or practice emergency, or for loss of, or damage to, the property of such person, unless the gross negligence or the willful and wanton misconduct of the person providing transportation is the proximate cause of the death, injury, loss, or damage occurring during the transportation period.

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 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."

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

---

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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Total—98

**NAYS**

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**ABSENT**

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<tr>
<td>Damico Morrish</td>
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Total—5

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 1657—**
*BY REPRESENTATIVE DARTEZ*

**AN ACT**

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

**Suspension of the Rules**
On motion of Rep. Dartez, and under a suspension of the rules, the above bill was taken up out of its regular order at this time.

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 Senate and Governmental Affairs to Reengrossed House Bill No. 1657 by Representative Dartez

AMENDMENT NO. 1

On page 3, line 8, after "18:563(A)(2)" insert "and the fines, fees or penalties have not been satisfied, or the defendant has not entered into an arrangement for payment of such fines, fees or penalties at the time of the hearing on the objection to candidacy."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Reengrossed House Bill No. 1657 by Representative Dartez

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on June 11, 2004 on line 4, after "time of" change "the" to "a" and after "hearing" insert "in the district court"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Flavin Odinet
Alario Frith Pierre
Alexander Futrell Pinac
Ansardi Gallot Pire
Arnold Geymann Powell, M.
Badon Glover Powell, T.
Baldone Gray Quezaire
Baudoin Guillory, E. Richmond
Baylor Guillory, M. Ritchie
Beard Hammett Robideaux
Bowler Heaton Romero
Broome Hebert Scalise
Bruce Hill Schneider
Bruneau Honey Shepherd
Burns Hopkins Smiley
Burrell 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
Dorsey Marchand Tucker

NAYS

Dove Martiny Waddell
Downs McDonald Walker
Durand McVea Walsworth
Erdey Montgomery White
Fannin Morrell Winston
Farrar Morrish Wooton
Faubus Murray Wright

Total—102

ABSENT

Doerge Lancaster

Total—2

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1264—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 13:3715.1(J), relative to medical records; to provide for the exemption of the State Board of Physical Therapy Examiners from the requirement to subpoena medical records through notice or affidavit; and to provide for related matters.

Suspension of the Rules

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

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. 1264 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 2, between "13:3715.1(J)" and the comma "," insert "and to enact R.S. 13:3715.1(M) is hereby enacted"

AMENDMENT NO. 2

On page 1, line 2, after "reenacted" insert "R.S. 13:3715.1(M) is hereby enacted"

AMENDMENT NO. 3

On page 2, after line 14, insert the following:

"M. Notwithstanding any other provision of law to the contrary, once a licensed physical therapist has provided an initial physical therapy evaluation in accordance with R.S. 37:2401(1)(d), to the referring or treating physician dentist or podiatrist, the licensed physical therapist shall not be subject to any further obligation regarding the continuing treatment or care of the patient."

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

ROLL CALL
The roll was called with the following result:

<table>
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<td>Alario Futrell</td>
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<td>Alexander Gallot</td>
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<td>Flavin Murray</td>
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<td>ABSENT</td>
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<td>Waddell</td>
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<td>Damico Morris</td>
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<td>Total—5</td>
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The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

Conference Committee Reports Received

Conference Committee Reports were received for the following legislative instruments:

**HOUSE BILL NO. 904**

By Representatives Hammett and Futrell

To enact R.S. 47:463.2.1 and 463.126, relative to motor vehicle license plates; to provide for creation of a NASCAR special prestige license plate; to provide relative to the design and color of such plate; to authorize the commissioner of motor vehicles to enter into an agreement with the supplier of such plate; to provide relative to the fees for such plate; to authorize promulgation of rules and regulations; to require issuance of plates established for veterans and military personnel; and to provide for related matters.

**HOUSE BILL NO. 733**

By Representative Jack Smith and Senator B. Gautreaux

To enact R.S. 56:6(31), relative to the powers of the Wildlife and Fisheries Commission; to authorize the commission to adopt regulations for the use of yo-yo or trigger device fishing gear upon the request of the department, a lake commission, and game commission, or watershed district; and to provide for related matters.

**SENATE BILL NO. 394**

By Senators Barham, Marionneaux, Cain and Nevers

To enact R.S. 47:337.10(I), relative to taxation by political subdivisions; to provide for an exemption for diesel fuel; and to provide for related matters.

**SENATE BILL NO. 633**


To enact R.S. 14:75, relative to nonpayment of child support obligations; to create the crime of failure to pay legal child support obligation; to provide for penalties; to provide for restitution; to provide for venue; to provide for definitions; to provide for an affirmative defense; and to provide for related matters.

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

Suspension of the Rules

On motion of Rep. Daniel, 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

ADOPtion OF CONFERENCE COMMITTEE REPORT

June 17, 2003

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 1015.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate
APPOINTMENT OF CONFERENCE COMMITTEE
June 16, 2004

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 382: Senators Mount, Theunissen, and Marionneaux.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

APPOINTMENT OF CONFERENCE COMMITTEE
June 16, 2004

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 633: Senators Kostelka, Chaisson, and Hainkel.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

APPOINTMENT OF CONFERENCE COMMITTEE
June 16, 2004

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 695: Senators Malone, Michot, and Marionneaux.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

HOUSE BILLS
June 17, 2004

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

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

House Bill No. 19
Returned without amendments.

House Bill No. 102
Returned with amendments.

House Bill No. 109
Returned without amendments.

House Bill No. 150
Returned without amendments.

House Bill No. 178
Returned without amendments.

House Bill No. 201
Returned with amendments.

House Bill No. 225
Returned without amendments.

House Bill No. 229
Returned without amendments.

House Bill No. 247
Returned without amendments.

House Bill No. 389
Returned with amendments.

House Bill No. 404
Returned without amendments.

House Bill No. 421
Returned with amendments.

House Bill No. 488
Returned without amendments.

House Bill No. 507
Returned with amendments.

House Bill No. 510
Returned with amendments.

House Bill No. 517
Returned without amendments.

House Bill No. 549
Returned without amendments.

House Bill No. 554
Returned without amendments.

House Bill No. 571
Returned with amendments.

House Bill No. 635
Returned with amendments.

House Bill No. 640
Returned without amendments.

House Bill No. 763
Returned with amendments.
House Bill No. 766
Returned with amendments.

House Bill No. 833
Returned with amendments.

House Bill No. 877
Returned without amendments.

House Bill No. 1005
Returned without amendments.

House Bill No. 1007
Returned with amendments.

House Bill No. 1008
Returned with amendments.

House Bill No. 1030
Returned with amendments.

House Bill No. 1084
Returned with amendments.

House Bill No. 1125
Returned with amendments.

House Bill No. 1126
Returned with amendments.

House Bill No. 1175
Returned without amendments.

House Bill No. 1188
Returned without amendments.

House Bill No. 1202
Returned with amendments.

House Bill No. 1215
Returned with amendments.

House Bill No. 1228
Returned without amendments.

House Bill No. 1306
Returned without amendments.

House Bill No. 1327
Returned with amendments.

House Bill No. 1331
Returned without amendments.

House Bill No. 1489
Returned without amendments.

House Bill No. 1508
Returned with amendments.

House Bill No. 1551
Returned with amendments.

House Bill No. 1595
Returned without amendments.

House Bill No. 1604
Returned with amendments.

House Bill No. 1627
Returned without amendments.

House Bill No. 1660
Returned with amendments.

House Bill No. 1704
Returned with amendments.

House Bill No. 1711
Returned with amendments.

House Bill No. 1717
Returned with amendments.

House Bill No. 1722
Returned with amendments.

House Bill No. 1725
Returned without amendments.

House Bill No. 1660
Returned with amendments.

House Bill No. 1704
Returned with amendments.

House Bill No. 1711
Returned with amendments.

House Bill No. 1717
Returned with amendments.

House Bill No. 1722
Returned with amendments.

House Bill No. 1725
Returned without amendments.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate
ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS
June 17, 2004

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

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

Senate Concurrent Resolution No. 164

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

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

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 164—
BY SENATORS THEUNISSEN, CAIN, AND MOUNT AND REPRESENTATIVES FLAVIN, FRITH, GEYMANN, E. GUILLORY, JOHNS, AND MORRISH
A CONCURRENT RESOLUTION
To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Algie Breaux, former Calcasieu Parish police juror and dedicated public servant.

Read by title.
On motion of Rep. Flavin, and under a suspension of the rules, the resolution was concurred in.

Message from the Senate
SIGNED SENATE CONCURRENT RESOLUTIONS
June 16, 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. 154, 157, 158, 159, 160, and 161

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 16, 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. 10, 11, 48, 51, 57, 70, 73, 79, 133, 218, 219, 224, 229, 231, 243, 275, 290, 337, 356, 432, 492, 553, 564, 579, 594, 603, 617, 645, 662, 691, 693, 701, 709, 710, 743, 744, 767, 770, 772, 778, 799, 806, 821, and 843

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.

Message from the Senate
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. 122—
BY REPRESENTATIVE SCHNEIDER
A RESOLUTION
To commend Walter and Eileen Haese of Slidell upon the celebration of their fiftieth wedding anniversary.

Read by title.

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

HOUSE RESOLUTION NO. 123—
BY REPRESENTATIVES GALLOT AND DOWNS
A RESOLUTION
To commend Sheriff Wayne Houck upon the occasion of his retirement after forty years of service to Lincoln Parish.

Read by title.

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

HOUSE RESOLUTION NO. 124—
BY REPRESENTATIVE M. POWELL
A RESOLUTION
To commend the Centenary College softball team upon its outstanding accomplishments.

Read by title.

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

HOUSE RESOLUTION NO. 125—
BY REPRESENTATIVE WALSWORTH
A RESOLUTION
To commend Melissa Elise Clark of Ruston upon the completion of her reign as Miss Louisiana 2003.

Read by title.

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

HOUSE RESOLUTION NO. 126—
BY REPRESENTATIVE WALSWORTH
A RESOLUTION
To express sincere and heartfelt condolences upon the death of Durelli Watts.

Read by title.

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

HOUSE RESOLUTION NO. 127—
BY REPRESENTATIVE SHEPHERD
A RESOLUTION
To commend Apostle Muriel H. and Dorothy Pitts Walker upon the celebration of their fiftieth wedding anniversary.

Read by title.

On motion of Rep. Shepherd, and under a suspension of the rules, the resolution was adopted.
HOUSE CONCURRENT RESOLUTION NO. 350—
BY REPRESENTATIVE DURAND
A CONCURRENT RESOLUTION
To create an advisory committee to be known as the Atchafalaya Parkway Commission to study the need for constructing and managing improvements to Louisiana Highway 105 and adjacent properties between the Butte La Rose Interchange on I-10 in St. Martin Parish and U.S. Highway 190 in St. Landry Parish in Krotz Springs, Louisiana, and to make recommendations regarding same to the House and Senate Transportation, Highways and Public Works Committees prior to the commencement of the 2005 Regular Session.

Read by title.
Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 351—
BY REPRESENTATIVE DURAND
A CONCURRENT RESOLUTION
To create an advisory committee to study water transportation development and expansion in St. Martin Parish including but not limited to identifying the need for such development and expansion and identifying potential funding sources and to make recommendations to the House and Senate Transportation, Highways and Public Works Committees prior to the commencement of the 2005 Regular Session.

Read by title.
Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 352—
BY REPRESENTATIVES M. POWELL, BAYLOR, BRUCE, BURRELL, GLOVER, HOPKINS, MONTGOMERY, JANE SMITH, AND WADDELL
AND SENATORS ADLEY, CHEEK, JACKSON, AND MALONE
A CONCURRENT RESOLUTION
To express sincere and heartfelt condolences upon the death of John Thomas Porter of Shreveport.

Read by title.
On motion of Rep. Michael Powell, and under a suspension of the rules, the resolution was adopted.
Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 353—
BY REPRESENTATIVE SCALISE
A CONCURRENT RESOLUTION
To memorialize the United States Congress to take such actions as are necessary to amend the Fair Housing Act to allow for the application of local zoning ordinances, land-use regulations, and permitting standards to group homes for recovering substance abusers in residential neighborhoods; and to prohibit any state agency from having any contractual relationship with an entity that operates group homes for recovering substance abusers who do not agree to comply with local zoning ordinances, land-use regulations, and occupancy limits.

Read by title.
On motion of Rep. Scalise, and under a suspension of the rules, the resolution was adopted.
Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 354—
BY REPRESENTATIVE GLOVER
A CONCURRENT RESOLUTION
To commend Frank Pitts, former Southern University athlete and National Football League great.

Read by title.
On motion of Rep. Glover, and under a suspension of the rules, the resolution was adopted.
Ordered to the Senate.

Privileged Report of the Committee on Enrollment
June 17, 2004
To the honorable Speaker and Members of the House of Representatives:

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

The following House Resolutions have been properly enrolled:

HOUSE RESOLUTION NO. 117—
BY REPRESENTATIVE QUEZAIRE
A RESOLUTION
To commend Marquita Christy of Ascension Catholic Interparochial High School for her outstanding accomplishments.

HOUSE RESOLUTION NO. 118—
BY REPRESENTATIVE GALLOT
A RESOLUTION
To commend Earl Albritton upon his retirement as assistant administrator for consumer affairs for the city of Ruston.

HOUSE RESOLUTION NO. 119—
BY REPRESENTATIVE JEFFERSON
A RESOLUTION
To recognize Thursday, June 17, 2004, as Everyday Choices for a Healthier Life Day.

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 17, 2004
To the honorable Speaker and Members of the House of Representatives:

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

The following House Concurrent Resolutions have been properly enrolled:
HOUSE CONCURRENT RESOLUTION NO. 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.

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.

HOUSE CONCURRENT RESOLUTION NO. 246—
BY REPRESENTATIVE BURNS
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.

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.

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 for those receiving benefits from federal, state, or local government retirement systems.

HOUSE CONCURRENT RESOLUTION NO. 296—
BY REPRESENTATIVE WRIGHT
A CONCURRENT RESOLUTION
To urge and request the Board of Regents, in collaboration with the Southern Regional Education Board, to nonresident students at institutions in states comprising the Southern Regional Education Board, excluding Louisiana, which are in the same category as established by the Southern Regional Education Board.

HOUSE CONCURRENT RESOLUTION NO. 307—
BY REPRESENTATIVE CROWE
A CONCURRENT RESOLUTION
To urge and request the Federal Court to reconsider its decision in the Henderson v. Stalder case regarding issuance of special prestige license plates and to lift the court-ordered injunction prohibiting the office of motor vehicles from issuing special prestige license plates to new applicants.

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 17, 2004

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

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

The following House Bills have been properly enrolled:

HOUSE BILL NO. 1108—
BY REPRESENTATIVE ERDEY
AN ACT
To amend and reenact R.S. 47:1907(A)(1), relative to annual compensation of tax assessors; to provide for alternative population data for establishing the maximum compensation rate; to provide for the compensation in parishes with a population of four hundred thousand or more; and to provide for related matters.

HOUSE BILL NO. 1652—
BY REPRESENTATIVES THOMPSON AND STRAIN AND SENATOR NEVERS
AN ACT
To amend and reenact R.S. 17:3041.10 and 3041.11 and to enact Chapter 20-A-2 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3041.21 through 3041.26, relative to the tuition payment program for medical school students; to provide relative to program eligibility criteria, purposes, definitions, number of recipients, and contractual obligations; and to provide for related matters.

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.
Adjournment

On motion of Rep. Kenney, at 7:15 P.M., the House agreed to adjourn until Friday, June 18, 2004, at 9:00 A.M.

The Speaker of the House declared the House adjourned until 9:00 A.M., Friday, June 18, 2004.

ALFRED W. SPEER
Clerk of the House