The President of the Senate announced there were 37 Senators present and a quorum.

Prayer

The prayer was offered by Monsignor Ronnie Groth, following which the Senate joined in pledging allegiance to the flag of the United States of America.

Reading of the Journal

On motion of Senator Lambert, the reading of the Journal was dispensed with and the Journal of yesterday was adopted.

Morning Hour
HOUSE BILL NO. 82—
BY REPRESENTATIVES DANIEL, DIEZ, FAUCHEUX, FLAVIN, FUTRELL, HEBERT, HUDSON, QUEZAIRE, AND WALSWORTH
AN ACT
To amend and reenact R.S. 47:301(16)(g)(iii) and (iv), relative to the sales and use tax; to extend the definition of tangible personal property as it applies to excluding certain transactions relating to manufactured homes to all tax authorities in the state; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 130—
BY REPRESENTATIVES MONTGOMERY, FAUCHEUX, AND HILL
AN ACT
To amend and reenact R.S. 47:305(D)(1)(i) and (H), relative to the sales and use tax; to provide relative to trucks and automobiles used as demonstrators; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 135—
BY REPRESENTATIVES MONTGOMERY, FAUCHEUX, AND HILL
AN ACT
To amend and reenact Section 3 of Act No. 12 of the 1996 Regular Session of the Legislature, as amended by Act No. 10 of the 1998 Regular Session of the Legislature and by Act No. 28 of the 2000 Regular Session of the Legislature, relative to sales and use tax; to extend the time limitation of the exclusion for certain transactions involving motor vehicles purchased for subsequent lease; to provide for an effective date; and to provide for related matters.

Reported without amendments.

Respectfully submitted,

LOUIS LAMBERT
Chairman

Adoption of Legislative Bureau Report

On motion of Senator Lambert, the Bills and Joint Resolutions were read by title and passed to a third reading.

Introduction of Resolutions, Senate and Concurrent

Senator Lambert asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Resolutions, Senate and Concurrent, a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 26—
BY SENATOR BAJORIE
A RESOLUTION
To commend Yolanda Johnson Dixon, Senate Counsel, on her efforts and accomplishments as a community activist and volunteer and congratulate her on her election as president of the Junior League of Baton Rouge.

The resolution was read by title. Senator Bajoie moved to adopt the Senate Resolution.

SENATE CONCURRENT RESOLUTION NO. 27—
BY SENATOR BAJORIE
A CONCURRENT RESOLUTION
To commend Delta Sigma Theta Sorority, Inc., for its achievements and designate May 28, 2002, as Delta Sigma Theta Sorority "Red and White" Day at the Senate of the Legislature of Louisiana.

On motion of Senator Bajoie, the resolution was read by title and adopted.

SENATE CONCURRENT RESOLUTION NO. 39—
BY SENATOR ROMERO AND REPRESENTATIVE PIERRE
A CONCURRENT RESOLUTION
To approve the Coastal Wetlands Conservation and Restoration Plan for Fiscal Year 2002-2003, as adopted by the Wetlands Conservation and Restoration Authority.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Natural Resources.

SENATE CONCURRENT RESOLUTION NO. 40—
BY SENATOR MARIONNEAUX
A CONCURRENT RESOLUTION
To urge and request the governor, the speaker of the House of Representatives, and the president of the Senate to reassign for the use of the lieutenant governor the parking space at the state capitol that was formerly assigned to that office.
On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Senate and Governmental Affairs.

**SENATE CONCURRENT RESOLUTION NO. 41—**  
**BY SENATOR HINES AND REPRESENTATIVE RIDDLE**  
**A CONCURRENT RESOLUTION**  
To recognize the Avoyel-Taensa Tribe/Nation of Louisiana as an Indian tribe of Louisiana.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Health and Welfare.

**SENATE CONCURRENT RESOLUTION NO. 42—**  
**BY SENATOR DARDEENNE**  
**A CONCURRENT RESOLUTION**  
To express the sincere condolences of the members of the Louisiana Legislature upon the death of Eugenia Sentell Kennon, widow of former governor Robert Kennon, homemaker, mother, grandmother, great-grandmother, and former First Lady of the state of Louisiana.

The resolution was read by title. Senator Dardenne moved to adopt the Senate Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

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<thead>
<tr>
<th>YEAS</th>
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<tr>
<td>Mr. President</td>
<td>Fontenot</td>
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<td>Bajoie</td>
<td>Gautreaux</td>
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<td>Barham</td>
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<td>Fields</td>
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<td>Cravins</td>
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<td>Total—5</td>
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The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

**SENATE CONCURRENT RESOLUTION NO. 43—**  
**BY SENATOR C. JONES**  
**A CONCURRENT RESOLUTION**  
To direct the Department of Health and Hospitals to take all steps necessary to maximize the reimbursement to schools of the cost of administering and providing medical and related services needed by Medicaid-eligible special education students.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Health and Welfare.

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

The following Senate Bills and Joint Resolutions were taken up and acted upon as follows:

**SENATE BILL NO. 87**  
(Substitute for Senate Bill No. 66 by Senator Boissiere)  
**BY SENATOR BOISSIERE**  
**AN ACT**

To amend and reenact R.S. 22:1068(E)(1), (2)(d), and (3), R.S. 51:1923(1), (5), and (6)(a)(i), 1924(B) and (D)(1), (2), (5), and (E) and (F), 1926(A)(1), (2), (3)(a), and (H)(3), 1927.1, 1928(B)(2) and (C)(3), and 1931, and to enact R.S. 51:1923(11), (12), (13), (14), (15), (16), (17), (18), (19) and (20), 1926(A)(4), 1927.2, 1928(B)(3), 1934(C), and 1935(C), relative to the certified capital companies; to provide for the determination of the amount of tax credits available to certified capital companies; to provide for qualified investments by certified capital companies; to define certain terms; to provide for allocation of certified capital for which tax credits are allowed; to provide for carry forward of tax credits; to provide for the transfer or sale of income or premium tax credits; to provide for annual audits following decertification of investment pools; to require annual reports to the legislature; to provide for disclosure of information concerning certified capital companies; and to provide for related matters.

On motion of Senator Barham, the bill was read by title and ordered engrossed and passed to a third reading.

**House Concurrent Resolutions on Second Reading**

The following House Concurrent Resolutions were read and acted upon as follows:

**HOUSE CONCURRENT RESOLUTION NO. 56—**  
**BY REPRESENTATIVE TRICHE AND SENATOR HAINKEL**  
**A CONCURRENT RESOLUTION**

To commend Kirby J. Ducote for thirty-five years of dedicated and highly effective service as the public policy liaison for the Roman Catholic bishops of Louisiana.

On motion of Senator Hainkel, the resolution was read by title and returned to the Calendar, subject to call.
Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON
REVENUE AND FISCAL AFFAIRS

Senator Barham, Chairman on behalf of the Committee on Revenue and Fiscal Affairs, submitted the following report:

May 27, 2002

To the President and Members of the Senate:

I am directed by your Committee on Revenue and Fiscal Affairs to submit the following report:

SENATE BILL NO. 42—
BY SENATOR FONTENOT

AN ACT
To enact R.S. 47:6016, relative to tax credits; to grant a refundable credit against income and corporate franchise tax for the purchase of certain items from certain contractors employing inmate labor; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 57—
BY SENATOR THOMAS

AN ACT
To amend and reenact R.S. 47:305(D)(5) relative to exclusions and exemptions from sales and use taxes; to provide an exemption on certain prescription drugs from state and local sales taxes; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 80—
BY SENATOR HOLDEN

AN ACT
To enact R.S. 48:27, relative to the issuance of revenue anticipation bonds for the purpose of financing transportation projects; to authorize the State Bond Commission, acting on behalf of the state of Louisiana and the Department of Transportation and Development, to issue revenue anticipation bonds in order to finance all or a portion of the costs incurred or to be incurred for accelerated construction of transportation projects; to authorize the State Bond Commission to fix the details of such obligations and to provide for the sale of such obligations from time to time at public or private sales; to provide for the pledge of federal highway funds received by the state of Louisiana; to provide that the interest income from such obligations shall be exempt from all taxation within the state; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 12—
BY REPRESENTATIVE HAMMETT

AN ACT
To amend and reenact Section 2 of Act No. 45 of the 1998 Regular Session of the Legislature, as amended by Section 1 of Act No. 7 of the 2000 Regular Session of the Legislature, relative to the imposition of the occupational license tax on utilities selling electricity or gas in more than one municipality; to extend the applicability of the law; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 95—
BY REPRESENTATIVE DEWITT

AN ACT
To amend and reenact R.S. 47:301(10)(t) and (18)(h), relative to state sales and use taxes; to define retail sale and use to exclude the acquisition and distribution of telephone directories distributed free of charge by advertising companies not affiliated with telephone service providers; to provide for an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 141—
BY REPRESENTATIVES HAMMETT AND DEWITT

AN ACT
To amend and reenact R.S. 47:606(A)(1)(e) through (k) and to enact R.S. 47:287.95(K) and (L) and 606(A)(1)(l) and (m), relative to corporation income and franchise tax apportionment by telephone, television, and radio businesses; to provide for attribution of revenue to Louisiana; to provide for an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 266 (Substitute for House Bill No. 132 by Representative Townsend)—
BY REPRESENTATIVES TOWNSEND, DANIEL, FARRAR, MONTGOMERY, ALARIO, DOERGE, KENNEY, SCHNEIDER, AND THOMPSON

AN ACT
To amend and reenact R.S. 22:1065(A), relative to insurance taxes; to provide for an increase in the minimum annual license tax assessed upon the business of issuing certain insurance policies, contracts, and obligations; to provide for the use thereof; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
ROBERT J. BARHAM
Chairman

Senate Bills and Joint Resolutions on Second Reading
Reported by Committees

Senator Barham asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions just reported by Committees.
SENATE BILL NO. 42—
BY SENATOR FONTENOT
AN ACT
To enact R.S. 47:6016, relative to tax credits; to grant a refundable
credit against income and corporate franchise tax for the
purchase of certain items from certain contractors employing
inmate labor; and to provide for related matters.

Reported with amendments by the Committee on Revenue and
Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Revenue and Fiscal
Affairs to Original Senate Bill No. 42 by Senator Fontenot

AMENDMENT NO. 1
On page 2, line 8, change "corporate and personal income taxes" to
"income tax"

AMENDMENT NO. 2
On page 2, line 14, after "C." delete "(1)"

AMENDMENT NO. 3
On page 2, line 14, after "shall be" delete the remainder of the line and
delete lines 15 through 27, and insert "equal to the state sales and use
tax paid by the purchaser on each case or other unit of apparel during
the purchaser's tax year"

AMENDMENT NO. 4
On page 3, line 1, after "during" delete "a calendar" and insert "his
tax"

AMENDMENT NO. 5
On page 3, delete lines 3 through 15.

AMENDMENT NO. 6
On page 3, line 16, change "E." to "D."

AMENDMENT NO. 7
On page 4, line 7, change "F." to "E."

On motion of Senator Barham, the committee amendment was
adopted. The amended bill was read by title and ordered engrossed
and passed to a third reading.

SENATE BILL NO. 57—
BY SENATOR THOMAS
AN ACT
To amend and reenact R.S. 47:305(D)(5) relative to exclusions and
exemptions from sales and use taxes; to provide an exemption on
certain prescription drugs from state and local sales taxes; and to
provide for related matters.

Reported with amendments by the Committee on Revenue and
Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Revenue and Fiscal
Affairs to Original Senate Bill No. 57 by Senator Thomas

AMENDMENT NO. 1
On page 1, line 3, after "provide" delete the remainder of the line and
insert "or authorize an exemption for the sale, administration, or
procurement of"

AMENDMENT NO. 2
On page 1, line 4, delete "state and"

AMENDMENT NO. 3
On page 1, line 12, after "(5)" insert "(a)"

AMENDMENT NO. 4
On page 1, line 16, after "Louisiana." delete the remainder of the line
and on page 2, delete lines 1 through 6, and insert:

"Beginning January 1, 1999, such taxes shall not apply to the
sale of such drugs under Title XXI of the Social Security
Act as administered by such department.
(b) The administration of prescription drugs used exclusively by the patient in the medical treatment of various
diseases or injuries when administered exclusively to the
patient by a physician, nurse, or other health care professional
in a physician's office where patients are not regularly kept as
bed patients for twenty four hours or more shall be a
professional service.
(c) The sales tax authorized and imposed by any school
board, municipality, or other local taxing authority shall not
apply to the procurement and administration of chemotherapy
drugs used exclusively by the patient in his medical treatment
if administered exclusively to the patient by a physician, nurse,
or other health care professional in a physician's office where
patients are not regularly kept as bed patients for twenty four
hours or more.
(d) For the time after July 1, 2002, school boards,
municipalities, and other local taxing authorities may by
ordinance or resolution provide for the following:
(i) An exemption for the sale of prescription drugs
administered as provided for in Subparagraph (b) of this
Paragraph.
(ii) An amnesty for any person who may have been
responsible to impose, collect, and/or remit the tax previously
imposed on the transactions provided for in Subparagraph (b)
and (c) of this Paragraph prior to the time such exemption
and/or amnesty is granted according to such reasonable terms
and conditions as the respective school boards, municipalities
and other local taxing authorities may adopt."

AMENDMENT NO. 5
On page 2, between lines 7 and 8, insert:

"Section 2. The provisions of this Act regarding the sales of
drugs under Title XXI of the Social Security Act shall be retroactive
and shall apply to all taxes paid on such sales for tax periods
beginning January 1, 1999."

AMENDMENT NO. 6
On page 2, line 8, change "Section 2." to "Section 3." and after "July
1.,” change “2002” to “1999”

AMENDMENT NO. 7
On page 2, line 10, after “July 1,” change “2002” to “1999”

On motion of Senator Barham, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 80—
BY SENATOR HOLDEN
AN ACT
To enact R.S. 48:27, relative to the issuance of revenue anticipation bonds for the purpose of financing transportation projects; to authorize the State Bond Commission, acting on behalf of the state of Louisiana and the Department of Transportation and Development, to issue revenue anticipation bonds in order to finance all or a portion of the costs incurred or to be incurred for accelerated construction of transportation projects; to authorize the State Bond Commission to fix the details of such obligations and to provide for the sale of such obligations from time to time at public or private sales; to provide for the pledge of federal highway funds received by the state of Louisiana; to provide that the interest income from such obligations shall be exempt from all taxation within the state; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 80 by Senator Holden

AMENDMENT NO. 1
On page 5, line 8, after “contrary,” insert “revenue anticipation” and after “not be issued” insert “or projects funded”

AMENDMENT NO. 2
On page 5, line 22, after ”shall be” delete ”appropriated to the department” and insert ”used”

AMENDMENT NO. 3
On page 7, line 12, after “outside the state.” and before “The” insert ”Such resolution or trust agreement may provide that the trustee bank shall hold the proceeds of the bond pending expenditure for projects as approved by the Joint Legislative Committee on the Budget.”

AMENDMENT NO. 4
On page 8, line 4, delete ”bond proceeds” and on line 5, delete ”not otherwise pledged”

AMENDMENT NO. 5
On page 13, line 22, after ”interests therein” and before the period ”,” insert ”in accordance with law”

AMENDMENT NO. 6
On page 14, line 11, after ”by contract,” and before ”pledge to” insert ”subject to the terms of such federal aid,”

On motion of Senator Barham, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

House Bills and Joint Resolutions on Second Reading
Reported by Committees

Senator Barham asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just reported by Committees.

HOUSE BILL NO. 12—
BY REPRESENTATIVE HAMMETT
AN ACT
To amend and reenact Section 2 of Act No. 45 of the 1998 Regular Session of the Legislature, as amended by Section 1 of Act No. 7 of the 2000 Regular Session of the Legislature, relative to the imposition of the occupational license tax on utilities selling electricity or gas in more than one municipality; to extend the applicability of the law; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 95—
BY REPRESENTATIVE DEWITT
AN ACT
To amend and reenact R.S. 47:301(10)(t) and (18)(h), relative to state sales and use taxes; to define retail sale and use to exclude the acquisition and distribution of telephone directories distributed free of charge by advertising companies not affiliated with telephone service providers; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed House Bill No. 95 by Representative DeWitt

AMENDMENT NO. 1
On page 1, line 2, after “47:301(10)(t)” insert “, (14)(f),”

AMENDMENT NO. 2
On page 1, line 6, after “date;” insert “to define cold storage relative to the imposition of sales taxes;”

AMENDMENT NO. 3
On page 1, line 8, after “47:301(10)(t)” insert “, (14)(f),”

AMENDMENT NO. 4
On page 2, between lines 7 and 8 insert:

“(14) "Sales of services" means and includes the following:

* * *

(f) The furnishing of cold storage space, except that space which is furnished pursuant to a bailment arrangement and the
furnishing of the service of preparing tangible personal property for
cold storage where such service is incidental to the operation of
storage facilities; and

* * *

On motion of Senator Barham, the committee amendment was
adopted. Under the provisions of Joint Rule No. 3 of the Rules
of the Senate, the amended bill was read by title and referred to the
Legislative Bureau.

HOUSE BILL NO. 141—
BY REPRESENTATIVES HAMMETT AND DEWITT
AN ACT
To amend and reenact R.S. 47:606(A)(1)(e) through (k) and to enact
R.S. 47:287.95(K) and (L) and 606(A)(1)(I) and (m), relative to
corporation income and franchise tax apportionment by
telephone, television, and radio businesses; to provide for
attribution of revenue to Louisiana; to provide for an effective
date; and to provide for related matters.

Reported with amendments by the Committee on Revenue and
Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal
Affairs to Engrossed House Bill No. 141 by Representative Hammett

AMENDMENT NO. 1
On page 1, line 13, after "purposes of" insert "computing the
apportionment percents provided by Subsections (A) through(F) of"

AMENDMENT NO. 2
On page 4, line 15, after "(a)" change "The" to "For purposes of
computing the apportionment percents provided by Subsections (A)
through (F) of this Section, the"

On motion of Senator Barham, the committee amendment was
adopted. Under the provisions of Joint Rule No. 3 of the Rules
of the Senate, the amended bill was read by title and referred to the
Legislative Bureau.

HOUSE BILL NO. 266 (Substitute for House Bill No. 132 by
Representative Townsend)—
BY REPRESENTATIVES TOWNSEND, DANIEL, FARRAR, MONTGOMERY,
ALARIO, DOERGE, KENNEY, SCHNEIDER, AND THOMPSON
AN ACT
To amend and reenact R.S. 22:1065(A), relative to insurance taxes; to
provide for an increase in the minimum annual license tax
assessed upon the business of issuing certain insurance policies,
contracts, and obligations; to provide for the use thereof; and to
provide for related matters.

Reported with amendments by the Committee on Revenue and
Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal
Affairs to Reengrossed House Bill No. 266 by Representative Townsend

AMENDMENT NO. 1
On page 2, line 22, change "deposited" to "allocated"

AMENDMENT NO. 2
On page 2, line 23, after "treasurer" delete the remainder of the line
and on line 24, delete "System up to" and insert: "in an amount equal
to"

AMENDMENT NO. 3
On page 2, line 24, change "as being" to "which would be"

AMENDMENT NO. 4
On page 2, line 27, change "These funds" to "Seventy percent of
these funds shall be deposited in the trust account for the Firefighter's
Retirement System and"

AMENDMENT NO. 5
On page 3, line 3, after "2002" delete the period "." and insert: ";
twenty percent shall be distributed to the firefighter's retirement
system of New Orleans; and ten percent to the firefighter's retirement
system of Baton Rouge."

AMENDMENT NO. 6
On page 3, line 3, change "such" to "for deposit to the trust account
for the Firefighter's Retirement System"

AMENDMENT NO. 7
On page 3, line 4, delete "purpose remaining"

On motion of Senator Barham, the committee amendment was
adopted. Under the provisions of Joint Rule No. 3 of the Rules
of the Senate, the amended bill was read by title and referred to the
Legislative Bureau.

Senate Resolutions on
Third Reading
and Final Passage

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

SENATE RESOLUTION NO. 3—
BY SENATOR MCPHERSON
A RESOLUTION
To amend and readopt Senate Rule Nos. 10.17(A) and (B) and 13.21
and to adopt Senate Rule No. 13.63(C) of the Rules of Order of
the Senate, relative to the passage of legislative instruments in
the Senate; to provide for a committee report on legislative
instruments; to provide for returning a legislative instrument to
the calendar; to provide for the conference committee procedure
regarding bills; and to provide for related matters.

On motion of Senator McPherson, the resolution was read by
title and returned to the Calendar, subject to call.
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:

SENATE BILL NO. 36—
BY SENATOR FIELDS
AN ACT
To enact Part III of Chapter 29 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9097, relative to the levy of taxes in East Baton Rouge Parish; to authorize the levy of a tax or parcel fee in a specified area of the city; to provide relative to the amount, duration, collection, and use of revenue from such tax or fee; to authorize the creation of a special taxing district for the Concord Homeowners Association; to provide for the boundaries, purpose, and taxing authority of the district; and to provide for related matters.

The bill was read by title. Senator Fields moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie Gautreaux Lambert
Bean Heitmeier Lentini
Boissiere Hines McPherson
Chaisson Holden Mount
Cravins Hollis Romero
Dupre Irons Theunissen
Fields Johnson
Fontenot Jones, C
Total—22

NAYS

Barham Ellington Michot
Bean Heitmeier McPherson
Boissiere Hines Michot
Cain Holden Mount
Chaisson Hollis Romero
Cravins Hoyt Schedler
Dardenne Irons Smith
Dean Johnson Tarver
Dupre Jones, B Theunissen
Ellington Jones, C Ullo
Fields Lambert
Total—11

The Chair declared the bill was passed. The title was read and adopted. Senator Fields moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 47—
BY SENATOR JOHNSON
AN ACT
To amend and reenact R.S. 33:9072(D)(1) and to enact R.S. 33:9076, relative to the levy and renewal of taxes or parcel fees in specified areas or special districts within such municipalities; to provide relative to the amount, duration, collection, and use of revenue from such taxes or fees; to provide for the term of the special tax or fee; and to provide for related matters.

The bill was read by title. Senator Johnson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie Gautreaux Lentini
Bean Heitmeier McPherson
Boissiere Hines Michot
Cain Holden Mount
Chaisson Hollis Romero
Cravins Hoyt Schedler
Dardenne Irons Smith
Dean Johnson Tarver
Dupre Jones, B Theunissen
Ellington Jones, C Ullo
Fields Lambert
Total—35

NAYS

Total—0

ABSENT

Mr. President Marionneaux
Campbell Thomas
Total—4

The Chair declared the bill was passed. The title was read and adopted. Senator Johnson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 48—
BY SENATOR JOHNSON
AN ACT
To enact R.S. 33:9073.1, relative to the levy of taxes in municipalities; to authorize the levy and renewal of taxes or parcel fees in specified areas or special districts within such municipalities; to provide relative to the amount, duration, collection, and use of revenue from such taxes or fees; to create special taxing districts; to provide for the creation, boundaries, governance, and purpose of such districts; and to provide for related matters.

The bill was read by title. Senator Johnson moved the final passage of the bill.
ROLL CALL

The roll was called with the following result:

**YEAS**
- Mr. President Fontenot Lentini
- Bajoie Gautreaux Marionneaux
- Barham Heitmeier McPherson
- Bean Hines Michot
- Boissiere Holden Mount
- Cain Hollis Romero
- Chaisson Hoyt Schedler
- Cravins Irons Smith
- Dardenne Johnson Tarver
- Dean Jones, B Theunissen
- Dupre Jones, C Ullo
- Fields Lambert

Total—35

**NAYS**
- Ellington Jones, C Ullo
- Malone

Total—1

**ABSENT**
- Campbell Ellington Thomas

Total—3

The Chair declared the bill was passed. The title was read and adopted. Senator Johnson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**Mr. President in the Chair**

**SENATE BILL NO. 60—**

*BY SENATOR C. JONES*

**AN ACT**

To enact R.S. 33:2711.11.1, relative to taxation; to authorize the levy of a tax by a municipality having a population exceeding fifty thousand but not in excess of fifty-five thousand according to the most recent federal decennial census; to provide for the purpose of the tax; and to provide for related matters.

**Floor Amendments Sent Up**

Senator C. Jones sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator C. Jones to Engrossed Senate Bill No. 60 by Senator C. Jones

**AMENDMENT NO. 1**

On page 2, at the end of line 1, insert the following: "Such tax shall be levied only after the question of its imposition has been submitted to and approved by the majority of the qualified electors of the municipality at an election held for that purpose."

On motion of Senator C. Jones, the amendments were adopted.

The bill was read by title. Senator C. Jones moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

**YEAS**
- Mr. President Fontenot Lentini
- Barham Gautreaux Marionneaux
- Bean Heitmeier McPherson
- Boissiere Hines Michot
- Cain Holden Mount
- Chaisson Hollis Romero
- Cravins Hoyt Schedler
- Dardenne Irons Smith
- Dean Johnson Tarver
- Dupre Jones, B Theunissen
- Ellington Jones, C Ullo
- Fields Lambert

Total—35

**NAYS**
- Ellington Jones, C Ullo
- Malone

Total—1

**ABSENT**
- Campbell Ellington Thomas

Total—3

The Chair declared the amended bill was passed. The title was read and adopted. Senator C. Jones moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**SENATE BILL NO. 71—**

*BY SENATOR BAJOIE*

**AN ACT**

To amend and reenact R.S. 47:305(D)(4), relative to local sales tax exemptions; to provide an exemption from local sales taxes for prescription drugs administered intravenously or parenterally; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and returned to the Calendar, subject to call.

**SENATE BILL NO. 72—**

*BY SENATOR MALONE*

**AN ACT**

To enact R.S. 33:2711.15, relative to municipal sales and use taxes; to authorize the governing body of the city of Shreveport to levy and collect an additional sales and use tax; to provide for voter approval; to provide for terms and renewals; to provide for a termination date of such authority; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and returned to the Calendar, subject to call.
SENATE BILL NO. 78—
BY SENATOR JOHNSON AND REPRESENTATIVE LUCAS
AN ACT
To enact R.S. 33:2740.54, relative to economic development; to create an economic development district in the lower ninth ward of the city of New Orleans; to provide for governance and administration of the district; to provide for the powers and duties of the governing authority, including the authority to levy taxes and issue bonds subject to voter approval; and to provide for related matters.

The bill was read by title. Senator Johnson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS
Bajoie    Gautreaux    Malone
Barham    Heitmeier    Marionneaux
Bean      Hines        McPherson
Boissiere Holden       Michot
Cain      Hollis       Mount
Chaisson  Hoyt        Romero
Cravins   Irons        Schedler
Dardenne  Johnson     Smith
Dupre     Jones, B     Tarver
Ellington  Jones, C   Theunissen
Fields    Lambert      Ullo
Fontenot  Lentini
Total—35
NAYS
Dean
Total—2
ABSENT
Campbell  Thomas
Total—2

The Chair declared the bill was passed. The title was read and adopted. Senator Johnson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 86(Substitute for Senate Bill No. 84 by Senator Ellington)—
BY SENATOR ELLINGTON
AN ACT
To enact R.S. 47:301(10)(v), (13)(g), and (18)(i), relative to sales and use taxes; to provide for the taxation of the sale or other disposition of certain tangible personal property by a dealer in connection with the sale or use of mobile telecommunications services; to provide for applicability of the Act to certain claims and actions; to provide for an effective date; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and returned to the Calendar, subject to call.

House Concurrent Resolutions on Second Reading
Reported by Committees

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

HOUSE CONCURRENT RESOLUTION NO. 41—
BY REPRESENTATIVE JACK SMITH
A CONCURRENT RESOLUTION
To memorialize the U.S. Congress and the Louisiana Congressional delegation to ensure appropriate funding during Fiscal Year 2003-2004 for the Cooperative Enforcement Initiative between the National Oceanic and Atmospheric Administration of the Department of Commerce and the states which border the Gulf of Mexico.

The resolution was read by title. Senator Gautreaux moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS
Mr. President    Fontenot    Lentini
Bajoie    Gautreaux    Malone
Barham    Heitmeier    Marionneaux
Bean      Hines        McPherson
Boissiere Holden       Michot
Cain      Hollis       Mount
Chaisson  Hoyt        Romero
Cravins   Irons        Schedler
Dardenne  Johnson     Smith
Dupre     Jones, B     Tarver
Ellington  Jones, C   Theunissen
Fields    Lambert      Ullo
Total—36
NAYS
Dean
Total—1
ABSENT
Campbell  Thomas
Total—2

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 36—
BY REPRESENTATIVE CAZYOUTH
A CONCURRENT RESOLUTION
To create a committee to evaluate and recommend potential sites for a state park and other recreational activities in and around Pointe Coupee Parish and to urge and request the office of state parks to study the feasibility of establishing a state park and other
recreational activities at sites recommended by the committee and to report its findings to the legislature.

Reported favorably by the Committee on Natural Resources.

The resolution was read by title. Senator Marionneaux moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

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<th>YEAS</th>
<th>NAYS</th>
<th>ABSENT</th>
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<td>Total—37</td>
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</tbody>
</table>

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

Rules Suspended

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of taking up at this time.

Senate Bills and Joint Resolutions on Third Reading and Final Passage, Subject to Call

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

Called from the Calendar

Senator Bajoie asked that Senate Bill No. 71 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 71—
BY SENATOR BAJOIE

AN ACT
To amend and reenact R.S. 47:305(D)(4), relative to local sales tax exemptions; to provide an exemption from local sales taxes for prescription drugs administered intravenously or parenterally; and to provide for related matters.

Floor Amendments Sent Up

Senator Bajoie sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Bajoie to Engrossed Senate Bill No. 71 by Senator Bajoie
On page 1, at the beginning of line 4, insert "cancer and related chemotherapy" and change "intravenously or parenterally" to "in a physician's office or clinic."

AMENDMENT NO. 2
On page 2, delete lines 11 through 15 in their entirety and insert the following:

"procurement and administration of cancer and related chemotherapy prescription drugs used exclusively by the patient in his medical treatment when administered exclusively to the patient by a physician, nurse, or other health care professional in a physician's office where patients are not regularly kept as bed patients for twenty-four hours or more."

AMENDMENT NO. 3
On page 2, after line 16, insert the following:

"Section 2. For the time after July 1, 1999, school boards, municipalities, and other local taxing authorities may by ordinance or resolution provide for an amnesty for any person who may have been responsible to impose, collect, and/or remit any tax that may have been previously imposed on the transactions exempted under this Act according to such reasonable terms and conditions as the respective school boards, municipalities and other local taxing authorities may adopt."

Section 3. This Act shall become effective on July 1, 2002; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

On motion of Senator Bajoie, the amendments were adopted.

The bill was read by title. Senator Bajoie moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie Fontenot Lentini
Barham Gautreaux Malone
Bean Heitmeier Marionneaux
Boissiere Hines McPherson
Cain Holden Michot
Chaisson Hollis Mount
Cravins Hoyt Romero
Dardenne Irons Schleder
Dean Johnson Smith
Dupre Jones, B Tarver
Ellington Jones, C Theunissen
Fields Lambert Ullo

Total—36

NAYS

Total—0

ABSENT

Mr. President Campbell Thomas

Total—3

The Chair declared the amended bill was passed. The title was read and adopted. Senator Bajoie moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

Senator Ullo, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

May 28, 2002

To the President and Members of the Senate:

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

The following Senate Concurrent Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 20—
BY SENATOR THEUNISSEN AND REPRESENTATIVE CRANE
A CONCURRENT RESOLUTION
To establish the Project for a Healthy Environment to Assist Learning in Schools Task Force, referred to as "Project: HEAL Schools", to review current statutory and regulatory requirements for health screenings and procedures in schools.

SENATE CONCURRENT RESOLUTION NO. 29—
BY SENATOR HINES
A CONCURRENT RESOLUTION
To designate the week of May 19 through 25, 2002, as Emergency Medical Services Week.

SENATE CONCURRENT RESOLUTION NO. 32—
BY SENATOR HAINKEL
A CONCURRENT RESOLUTION
To commend and congratulate Mr. and Mrs. Joseph L. Cambre of Baton Rouge upon the occasion of their fiftieth wedding anniversary.

SENATE CONCURRENT RESOLUTION NO. 33—
BY SENATORS HAINKEL, SCHEDLER AND THOMAS
A CONCURRENT RESOLUTION
To commend Deek and Leisa DeBlieux, co-owners of the Red, White, and Brew for their award as the Hammond Chamber of Commerce's Small Business People of the Year.

SENATE CONCURRENT RESOLUTION NO. 34—
BY SENATORS HAINKEL, SCHEDLER AND THOMAS AND REPRESENTATIVE POWELL
A CONCURRENT RESOLUTION
To commend Dickie and Rickie Brocato, co-owners of the Crescent Bar and Package Liquor Company for being awarded the Hammond Chamber of Commerce's Small Business of the Year award.
SENATE CONCURRENT RESOLUTION NO. 36—
BY SENATOR HINES AND REPRESENTATIVE R. ALEXANDER
A CONCURRENT RESOLUTION
To proclaim May 28, 2002, as "American Cancer Society Relay For Life Day".

Respectfully submitted,
CHRIS ULLO
Chairman

The foregoing Senate Concurrent Resolutions were signed by the President of the Senate.

Leaves of Absence

The following leaves of absence were asked for and granted:

Campbell 1 Day Thomas 1 Day

Adjournment

Senator Lambert moved that the Senate adjourn until Wednesday, May 29, 2002, at 5:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 5:00 o'clock P.M. on Wednesday, May 29, 2002.

MICHAEL S. BAER, III
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk