

**OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA
TENTH DAY'S PROCEEDINGS**

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Monday, April 19, 2004

The Senate was called to order at 5:00 o'clock P.M., by Hon. Donald E. Hines, President of the Senate.

ROLL CALL

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

PRESENT

Mr. President	Dupre	Lentini
Adley	Ellington	Malone
Amedee	Fields	Marionneaux
Bajoie	Fontenot	McPherson
Barham	Gautreaux, B	Michot
Boasso	Gautreaux, N	Mount
Boissiere	Heitmeier	Nevers
Cain	Holden	Romero
Chaisson	Hollis	Schedler
Cheek	Irons	Smith
Cravins	Jackson	Theunissen
Dardenne	Jones	Ullo
Duplessis	Kostelka	
Total—38		

ABSENT

Hainkel
Total—1

The President of the Senate announced there were 38 Senators present and a quorum.

Prayer

The prayer was offered by Senator Jones, 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 Jones, the reading of the Journal was dispensed with and the Journal of yesterday was adopted.

Morning Hour

**Petitions, Memorials and
Communications**

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

SECRETARY OF STATE
State of Louisiana

April 15, 2004

The Honorable Donald E. Hines, M.D., President
Louisiana State Senate
P.O. Box 94183
Baton Rouge, LA 70804

RE: Senate Confirmation of First Assistant to the Secretary of State, Department of State

Dear Mr. President and Members of the Senate:

Pursuant to the Louisiana Constitution, Article IV, Section 13, I have appointed Mr. Alan Ray Ater as my First Assistant to the Secretary of State. I respectfully request Senate confirmation of this appointment.

Sincerely,
FOX MCKEITHEN
Secretary of State

SECRETARY OF STATE
State of Louisiana

April 15, 2004

The Honorable Donald E. Hines, M.D., President
Louisiana State Senate
P.O. Box 94183
Baton Rouge, LA 70804

RE: Senate Confirmation of Deputy Secretary for the First Stop Shop, Department of State

Dear Mr. President and Members of the Senate:

Pursuant to the La. R.S. 36:746, I have appointed Mr. Michael W. Russell as my Deputy Secretary for the First Stop Shop of the Department of State. I respectfully request Senate confirmation of this appointment.

Sincerely,
FOX MCKEITHEN
Secretary of State

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

CONCURRING IN
SENATE CONCURRENT RESOLUTIONS

April 19, 2004

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 63—
BY SENATOR MARIONNEAUX AND REPRESENTATIVE CAZAYOUX

A CONCURRENT RESOLUTION

To commend Becky Lorio on her selection as a winner of the Government-in-Action Youth Tour trip to Washington, D.C.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 64—
BY SENATOR MARIONNEAUX AND REPRESENTATIVE ST. GERMAIN

A CONCURRENT RESOLUTION

To commend Kari Johnson on her selection as a winner of the Government-in-Action Youth Tour trip to Washington, D.C.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 65—
BY SENATOR MARIONNEAUX AND REPRESENTATIVE BROOME
A CONCURRENT RESOLUTION

To commend David Kador on his selection as a winner of the Government-in-Action Youth Tour trip to Washington, D.C.

Reported without amendments.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Introduction of Senate Bills and Joint Resolutions

The following Senate Bills and Joint Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

SENATE BILL NO. 775—
BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 56:1855(L), relative to scenic rivers; to provide relative to certain environmental remediation activities on Bayou Trepagnier; and to provide for related matters.

The bill was read by title; lies over under the rules.

SENATE BILL NO. 776—
BY SENATOR CAIN

AN ACT

To enact Code of Criminal Procedure Art. 215.3, relative to criminal procedure; to provide relative to security in the home, to prohibit unwarranted intrusion by government, to provide for the safety of law enforcement officers; and to provide for related matters.

The bill was read by title; lies over under the rules.

SENATE BILL NO. 777—
BY SENATOR BARHAM

AN ACT

To amend and reenact R.S. 11:511, 512, 822(A)(3), (4), and (5), (C), (D) and (E), 1162(A)(2), (3), (4), (5), (6) and (7), (B) and (C), 1302(B), and 1303, relative to consolidated public retirement systems; to provide for an election process for the retirement trustee board members of state employees, teachers, school employees, and state police; and to provide for related matters.

The bill was read by title; lies over under the rules.

SENATE BILL NO. 778—
BY SENATOR BARHAM

AN ACT

To amend and reenact R.S. 11:515(3), 826, and 1303, relative to certain consolidated public retirement systems; to require approval of the annual operating budgets of certain consolidated public retirement systems by the Joint Legislative Committee on the Budget ; and to provide for related matters.

The bill was read by title; lies over under the rules.

SENATE BILL NO. 779—
BY SENATOR BARHAM

AN ACT

To enact R.S. 47:337.10(I), relative to revenue and taxation; to provide for an exemption from local sales taxes on dyed fuels used for farm purposes; and to provide for related matters.

The bill was read by title; lies over under the rules.

SENATE BILL NO. 780—
BY SENATOR LENTINI

AN ACT

To enact Code of Evidence Art. 803(25), relative to hearsay exceptions; to provide an exception for certain statements involving reports of domestic abuse, dating violence, or family violence; to provide terms, conditions, and procedures; to provide definitions; and to provide for related matters.

The bill was read by title; lies over under the rules.

SENATE BILL NO. 781—
BY SENATOR LENTINI

AN ACT

To enact R.S. 15:567.1, relative to capital cases; to provide with respect to mental incapacity to proceed to execution; to provide for procedures authorizing a defendant to raise the issue of mental incapacity to proceed to execution; to provide for the filing of a petition and to provide for the contents of that petition; to provide with respect to the burden of proof and the

introduction of evidence; to provide for the submission of certain records, data, reports, and other information; to provide for a waiver of confidentiality and privilege with respect to information submitted; to provide for an independent psychological or psychiatric examination; to provide for the dismissal of the petition in certain circumstances; to provide with respect to treatment of a defendant found to be incompetent to proceed to execution; and to provide for related matters.

The bill was read by title; lies over under the rules.

SENATE BILL NO. 782—
BY SENATOR LENTINI

AN ACT

To enact R.S. 37:1285(A)(32) and Part XIX of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1299.36 through 1299.36.8, relative to human cloning; to prohibit human cloning; to provide for definitions; to provide for penalties; to provide for the promotion of adult stem cell research; and to provide for related matters.

The bill was read by title; lies over under the rules.

**Senate Bills and Joint Resolutions
on Second Reading to be Referred**

The following Senate Bills and Joint Resolutions were read and referred to committees as follows:

SENATE BILL NO. 771—
BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 23:992, relative to employment of certain aliens; to prohibit hiring undocumented illegal aliens; to provide for penalties; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Labor and Industrial Relations.

SENATE BILL NO. 772—
BY SENATOR MALONE

AN ACT

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

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Education.

SENATE BILL NO. 773—
BY SENATOR FIELDS

AN ACT

To enact R.S. 42:1111(A)(3), relative to the Code of Governmental Ethics; to provide relative to the payment of public servants from nonpublic sources; to provide for certain exceptions; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

SENATE BILL NO. 774—
BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 34:29, relative to the Port of New Orleans; to increase the total bonded indebtedness of the Board of Commissioners of the Port of New Orleans; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Commerce, Consumer Protection and International Affairs.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

**ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS**

April 19, 2004

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

HOUSE BILL NO. 638—
BY REPRESENTATIVE QUEZAIRE

AN ACT

To enact R.S. 48:461.27, relative to outdoor advertising devices; to provide for permits for outdoor advertising devices in forestry management areas; to provide relative to applications for permits; and to provide for related matters.

HOUSE BILL NO. 704—
BY REPRESENTATIVES BRUNEAU AND MURRAY

AN ACT

To amend and reenact R.S. 37:848(D)(2) and (3) and to enact R.S. 37:848(D)(7), relative to embalming; to allow for refrigeration of remains by funeral establishments; to provide an exception from embalming; and to provide for related matters.

HOUSE BILL NO. 764—
BY REPRESENTATIVES BRUNEAU AND MURRAY

AN ACT

To amend and reenact R.S. 37:845 and 875, relative to fees imposed by the Louisiana State Board of Embalmers and Funeral Directors; to increase fees for licensure; to add fees for work permits; to add fees for inspections; and to provide for related matters.

HOUSE BILL NO. 838—
BY REPRESENTATIVE DAMICO

AN ACT

To amend and reenact R.S. 30:2025(E)(1)(a), relative to civil penalties for violations of the Environmental Quality Act; to increase the maximum civil penalty; and to provide for related matters.

HOUSE BILL NO. 1067—

BY REPRESENTATIVE FLAVIN
AN ACT

To amend and reenact R.S. 32:5, relative to the Louisiana Highway Regulatory Act; to authorize parade marshals to direct, control, and regulate traffic along or near parade routes in Lake Charles and Calcasieu Parish; and to provide for related matters.

HOUSE BILL NO. 1102—

BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 34:3474(B)(1), relative to the Millennium Port Authority; to provide relative to membership on the board of commissioners; to authorize certain commissioners to appoint designees to serve on the board; and to provide for related matters.

HOUSE BILL NO. 1253—

BY REPRESENTATIVES PINAC, CROWE, DOERGE, FLAVIN, FRITH, JACKSON, MARCHAND, H. POWELL, RITCHIE, SHEPHERD, GARYSMITH, STRAIN, TRAHAN, WADDELL, WHITE, AND WINSTON
AN ACT

To enact R.S. 32:1254(N)(3)(k), relative to motor vehicle dealer disclosure; to provide relative to dealer participation in finance charges; and to provide for related matters.

HOUSE BILL NO. 1284—

BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 32:1253(A)(introductory paragraph) and (2), relative to the Louisiana Motor Vehicle Commission; to correct reference to the number of board members; to delete special provision for broker member; to require one member to be primarily engaged in the business of lease or rental; and to provide for related matters.

HOUSE BILL NO. 1351—

BY REPRESENTATIVE TOWNSEND
AN ACT

To amend and reenact R.S. 13:3667.1, 3667.3, and 4163, relative to legislators and legislative employees; to provide with respect to court appearances as witnesses during legislative activities; to require certification of service or employment of legislative employees; to eliminate witness exemptions for certain criminal felony trials; to require a hearing to compel the appearance of a legislator as a witness; to provide for appeal of an order compelling appearance as witness; to provide for continuances and extensions during performance of legislative duties; to provide for appeals of orders relating thereto; and to provide for related matters.

HOUSE BILL NO. 30—

BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact R.S. 47:2183(C), relative to tax sales of immovable property; to provide for notice to the prior owner; to provide for applicability; and to provide for related matters.

HOUSE BILL NO. 498—

BY REPRESENTATIVES TRICHE, JOHNS, AND BROOME
AN ACT

To amend and reenact R.S. 46:236.1.1(1), 236.2(A)(2) and (B)(2), and 236.3(A)(1) and (D)(1), relative to child support programs; to provide for definitions; to provide for the electronic transmission of the notice for an income assignment order; to provide for judgments awarding retroactive support; and to provide for related matters.

HOUSE BILL NO. 548—

BY REPRESENTATIVES LANCASTER, BRUNEAU, AND GALLOT
AN ACT

To amend and reenact R.S. 36:742(8) and to enact R.S. 36:742(9) and Part V of Chapter 2 of Title 18 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 18:49, relative to elections compliance; to provide for the powers and duties of the secretary of state to include the investigation of allegations of election irregularities; to provide for the creation of the elections compliance unit in the Department of State; to provide for the powers and duties of the elections compliance unit; and to provide for related matters.

HOUSE BILL NO. 634—

BY REPRESENTATIVE QUEZAIRE
AN ACT

To amend and reenact R.S. 36:801(introductory paragraph), relative to the Louisiana Transportation Authority; to provide relative to placement of the authority within the Department of Transportation and Development; and to provide for related matters.

HOUSE BILL NO. 1228—

BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 40:1232.6(introductory paragraph) and 1300.51(3) and (5) and R.S. 44:9(F) and (G) and to enact R.S. 40:1300.51(2)(h), relative to emergency medical personnel; to provide grounds for disciplinary proceedings; to modify definitions; to provide for records of violations of municipal ordinances and of state statutes classified as a misdemeanor or felony; and to provide for related matters.

HOUSE BILL NO. 7—

BY REPRESENTATIVES STRAIN, ERDEY, AND DANIEL
AN ACT

To name a portion of U.S. Highway 190 from the Mississippi River in East Baton Rouge Parish to the Louisiana-Mississippi state line the Ronald Reagan Highway; and to provide for related matters.

HOUSE BILL NO. 139—

BY REPRESENTATIVES HUTTER, BEARD, DANIEL, DOVE, DOWNS, ERDEY, FANNIN, M. GUILLORY, LAMBERT, PITRE, M. POWELL, SMILEY, AND TUCKER
AN ACT

To amend and reenact R.S. 47:463.4(D) and 463.11(E), relative to motor vehicle special license plates; to require the Department of Public Safety and Corrections to issue mobility impaired hang tags to persons with or receiving disabled veterans special license plates; to provide relative to fees, renewals, and replacements for such hang tags; and to provide for related matters.

HOUSE BILL NO. 312—

BY REPRESENTATIVE PINAC
AN ACT

To enact R.S. 9:3530(C)(4), relative to the Louisiana Consumer Credit Law; to provide for an alternative documentation fee that a lender may charge in connection with certain non-real estate consumer loans; and to provide for related matters.

HOUSE BILL NO. 317—

BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 6:243(B)(2), relative to immovable property held by state banks; to revise the procedure for appraisal of such property; and to provide for related matters.

HOUSE BILL NO. 329—

BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 6:312(A) and 765(B) and to repeal R.S. 6:325(E) and 768(E), relative to financial institutions; to delete certain obsolete provisions relating to state inheritance taxes; and to provide for related matters.

HOUSE BILL NO. 360—

BY REPRESENTATIVE PINAC
AN ACT

To enact R.S. 40:1728.1, relative to the state uniform construction code; to provide for a fee schedule for enforcement of the code by the state fire marshal on behalf of political subdivisions; and to provide for related matters.

HOUSE BILL NO. 390—

BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 19:132, 132.1(A), and 132.8, relative to expropriations by the city of New Orleans; to provide for the expropriation of property needed for a street, drainage, water, utility, sewerage, or other capital project prior to judgment in the trial court fixing the amount of compensation due to the owner of the property; to provide for the application of existing expropriation laws; and to provide for related matters.

HOUSE BILL NO. 401—

BY REPRESENTATIVE FLAVIN
AN ACT

To amend and reenact R.S. 9:3144(A)(3) and (B)(1), relative to the New Home Warranty Act; to reduce the warranty period for certain major structural defects; to clarify the warranty exclusion for trees; and to provide for related matters.

HOUSE BILL NO. 405—

BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 9:5212 and R.S. 35:12(D) and 392.1, relative to ex officio notaries; to provide relative to the authority of ex officio notaries; to provide for the rejection of certain documents; to provide for actions exceeding the authority granted; and to provide for related matters.

HOUSE BILL NO. 552—

BY REPRESENTATIVE PINAC
AN ACT

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

HOUSE BILL NO. 553—

BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 32:1252(10) and 1254(N)(1)(a) and to enact R.S. 32:1254.1(D), relative to motor vehicles; to revise the definition of "franchise"; to provide for the effect of enactments and rules on licensees; to provide relative to warranty and sales incentive audits; and to provide for related matters.

HOUSE BILL NO. 628—

BY REPRESENTATIVE QUEZAIRE
AN ACT

To amend and reenact R.S. 47:820.2(B)(1)(a), relative to the Transportation Infrastructure Model for Economic Development Program; to provide relative to certain project descriptions; and to provide for related matters.

HOUSE BILL NO. 631—

BY REPRESENTATIVE QUEZAIRE
AN ACT

To repeal R.S. 48:35(E), relative to the Department of Transportation and Development general powers, duties, and functions; to repeal provisions requiring the Department of Transportation and Development to adopt rules for minimum safety standards for reflective work-site materials.

HOUSE BILL NO. 636—

BY REPRESENTATIVE QUEZAIRE
AN ACT

To amend and reenact R.S. 36:508.3(A) and R.S. 38:84, relative to office of public works and intermodal transportation in the Department of Transportation and Development; to provide that the office is responsible for state administration of the National Flood Insurance Program; and to provide for related matters.

HOUSE BILL NO. 39—

BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact Civil Code Article 1582.1, relative to donations; to provide for witnesses; to prohibit persons from witnessing testaments; and to provide for related matters.

HOUSE BILL NO. 40—

BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact Code of Civil Procedure Article 971(A)(3) and (B), relative to the special motion to strike; to provide for admissibility of the court's determination in evidence; to provide for attorney fees and costs; and to provide for related matters.

HOUSE BILL NO. 337—
BY REPRESENTATIVE LAFLEUR
AN ACT

To enact R.S. 9:5214(D), relative to mortgage certificates; to provide for the duty of the register of mortgages and parish recorders when issuing mortgage certificates; and to provide for related matters.

HOUSE BILL NO. 372—
BY REPRESENTATIVE ANSARDI
(On Recommendation of the Louisiana State Law Institute)
AN ACT

To amend and reenact Children's Code Articles 1124(B) and (C), 1125, 1137(D), 1169(3), 1172, 1185, 1188(A), 1189, 1190(C), 1191(A)(4) and (B), 1192, 1269.1, 1269.2(B), 1269.6, and 1272(D); to enact Children's Code Articles 1122(B)(12) and (F)(18), 1188(C), 1189.1, 1190(D) and (E), 1191.1, 1269.1(D) and 1269.1.1, relative to the adoption of children, to provide for the act of surrender; to provide for the statement of family history; to provide for the age of a child eligible for adoption; to provide for the validity of continued contact agreements; to provide for the pre-placement home study; to provide for counseling pursuant to the voluntary registry law; to correct cross-references; to instruct the Law Institute to redesignate certain statutes; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 409—
BY REPRESENTATIVES DAMICO, ANSARDI, LANCASTER,
MARTINY, AND TOOMY AND SENATORS BOISSIERE, LENTINI,
AND ULLO
AN ACT

To enact R.S. 13:5112.1, relative to the production of documents by governmental entities; to provide relative to subpoena duces tecum; to provide for the reimbursement of costs incurred; to provide for disputes of the costs incurred; to provide for procedures; to provide for service and delays for production; to provide for a definition of "governmental entity"; to provide for applicability to the present laws of discovery and evidence; and to provide for related matters.

HOUSE BILL NO. 538—
BY REPRESENTATIVE LAFLEUR
AN ACT

To amend and reenact R.S. 9:2945(C) and to enact R.S. 9:2945(D), relative to bond for deed contracts; to provide for satisfaction of bond for deed contracts; to provide for cancellation of bond for deed contracts; to clarify reference to certain fees for registry of the cancellation; and to provide for related matters.

HOUSE BILL NO. 726—
BY REPRESENTATIVE WALKER
AN ACT

To enact R.S. 40:2006(A)(2)(n), (o), and (p) and (B)(2)(f),(g), and (h), relative to the powers of the Department of Health and Hospitals; to provide for the ability to assess fees for psychiatric residential treatment facilities, children's respite care centers, and other licensed DHH facilities; and to provide for related matters.

HOUSE BILL NO. 745—
BY REPRESENTATIVE WALSWORTH AND SENATOR FONTENOT
AN ACT

To amend and reenact R.S. 30:2194(B)(4), (9), and (11) through (15) and (C)(introductory paragraph), 2195(A) and (E), 2195.2(A)(1)(introductory paragraph), (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) and (B)(1), 2195.6, 2195.7, 2195.8(A), (B)(introductory paragraph) 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 relative to penalties for failure to pay fees that are paid into the trust fund; to provide relative to financial obligations of tank owners for environmental damage resulting from releases to provide relative to the advisory board; and to provide for related matters.

HOUSE BILL NO. 904—
BY REPRESENTATIVES HAMMETT AND FUTRELL
AN ACT

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. 1276—
BY REPRESENTATIVES MONTGOMERY, HUNTER, MARTINY,
AND MURRAY AND SENATORS MOUNT, CRAVINS, JONES, AND
LENTINI
AN ACT

To amend and reenact R.S. 15:1202(A)(introductory paragraph) and 1204.1(A) and (B)(11), R.S. 36:401(B)(1) and (2) and (C)(1), 402, 405(A)(1)(introductory paragraph) and (c) and (2), (B), and (C), 406(A), (B)(3), and (C), 407(B) and (C), and 408(G)(1) and (H), R.S. 39:21.3(D), and R.S. 46:2602(B)(3) and to enact R.S. 15:1202(A)(27), 1228.2(10), and 1228.3(14) and R.S. 36:405(D) and 406(B)(4), relative to the reorganization of the Department of Public Safety and Corrections; to create youth services as an organizational unit of the department; to provide for the composition and officers of youth services; to provide for creation of the office of management and finance for youth services; to place the office of youth development within youth services; to provide for the powers, duties, functions, and responsibilities of department officers; to provide for office functions; to provide relative to membership and functions of related boards, commissions, and like entities; to provide for implementation; to provide for effective dates; and to provide for related matters.

HOUSE BILL NO. 889—
BY REPRESENTATIVE GRAY
AN ACT

To amend and reenact R.S. 40:6(B) and (D)(introductory paragraph), relative to the sanitary code; to provide for the assessment of

civil fines, injunctions, or both, for violations of the sanitary code; and to provide for related matters.

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.

HOUSE BILL NO. 1051—
BY REPRESENTATIVE FARRAR
AN ACT

To amend and reenact R.S. 22:1386(A) and (B), relative to the Louisiana Insurance Guaranty Association; to provide for claims against insurers; to provide for asbestos claims; to provide for environmental pollutant claims; to provide for procedures; and to provide for related matters.

HOUSE BILL NO. 19—
BY REPRESENTATIVE SHEPHERD
AN ACT

To amend and reenact Code of Criminal Procedure Article 814(A)(3), relative to criminal verdicts; to add the crime of negligent homicide as a responsive verdict to the crime of second degree murder; and to provide for related matters.

HOUSE BILL NO. 650—
BY REPRESENTATIVE PIERRE
AN ACT

To repeal R.S. 49:954.2, to repeal the provisions of the Unified Oil and Gas Development Regulatory Index; and to provide relative to validity of certain actions.

HOUSE BILL NO. 79—
BY REPRESENTATIVE HUTTER
AN ACT

To amend and reenact R.S. 38:301(A)(3), relative to the authority of levee boards; to authorize the construction of bicycle paths and walkways along the main line levees of the Mississippi River in St. Bernard Parish; and to provide for related matters.

HOUSE BILL NO. 393—
BY REPRESENTATIVES ANSARDI, BOWLER, DAMICO,
LABRUZZO, LANCASTER, MARTINY, SCALISE, TOOMY, AND
TUCKER AND SENATORS BOISSIERE, HAINKEL, HOLLIS,
LENTINI, AND ULLO
AN ACT

To amend and reenact R.S. 34:1(B)(2), relative to the Port of New Orleans; to provide relative to nominations for membership on the port's board of commissioners; and to provide for related matters.

HOUSE BILL NO. 33—
BY REPRESENTATIVE FARRAR
AN ACT

To amend and reenact R.S. 14:93(A), relative to the crime of cruelty to juveniles; to provide for additional grounds for violations for the intentional or negligent exposure to a clandestine laboratory operation; and to provide for related matters.

HOUSE BILL NO. 188—
BY REPRESENTATIVE RICHMOND
AN ACT

To enact R.S. 14:97.2, relative to obstructing highways of commerce; to create the crime of unlawful sale, purchase, possession, or use of traffic signal preemption devices; to provide for criminal penalties; to provide for definitions; to provide for exceptions; and to provide for related matters.

HOUSE BILL NO. 217—
BY REPRESENTATIVES MARTINY AND DAMICO AND SENATORS
BOISSIERE AND ULLO
AN ACT

To enact R.S. 44:4(40), relative to records of public bodies; to exempt certain records pertaining to security systems and features, interior layouts of residences, and certain proprietary information submitted to obtain individual building permits from public records laws; and to provide for related matters.

HOUSE BILL NO. 398—
BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 22:636(A)(introductory paragraph) and (2), relative to cancellation of insurance policies; to define "delivered" for purposes of notice of cancellation; and to provide for related matters.

HOUSE BILL NO. 423—
BY REPRESENTATIVE MORRISH
AN ACT

To amend and reenact R.S. 22:1430.14(A), relative to the FAIR and Coastal plans; to provide for audited statements; to provide for reporting requirements; and to provide for related matters.

HOUSE BILL NO. 492—
BY REPRESENTATIVE WRIGHT
AN ACT

To amend and reenact R.S. 44:31(B) and 32(C)(1)(d), relative to public records; to allow persons under the age of majority to receive a copy or reproduction of a public record; and to provide for related matters.

HOUSE BILL NO. 595—
BY REPRESENTATIVE JACK SMITH AND SENATOR DUPRE
AN ACT

To amend and reenact R.S. 56:646, relative to the Louisiana Sportsman's Paradise license; to provide relative to gear covered by the license; and to provide for related matters.

HOUSE BILL NO. 599—
BY REPRESENTATIVES GARY SMITH AND PIERRE AND
SENATOR CHAISSON
AN ACT

To amend and reenact R.S. 56:1855(L), relative to scenic rivers; to authorize certain environmental remediation activities on Bayou Trepagnier; and to provide for related matters.

HOUSE BILL NO. 605—
BY REPRESENTATIVES FRITH AND PIERRE AND SENATOR B.
GAUTREAUX
AN ACT

To repeal R.S. 56:306(B)(6), relative to wholesale/retail seafood dealers' licenses; to remove an exemption for restaurants from the requirement for the license; and to provide for related matters.

HOUSE BILL NO. 609—

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

To amend and reenact R.S. 56:116(D) and 699.5(A), relative to youth hunting; to provide relative to the supervision of persons under the age of sixteen participating in hunting activities; and to provide for related matters.

HOUSE BILL NO. 643—

BY REPRESENTATIVES HEBERT AND CROWE
AN ACT

To enact R.S. 22:14(E), relative to life insurance policies; to provide for a database; to provide for exceptions; and to provide for related matters.

HOUSE BILL NO. 663—

BY REPRESENTATIVE WINSTON
AN ACT

To amend and reenact R.S. 15:587(A)(2), relative to the Louisiana Bureau of Criminal Identification and Information; to require the bureau to make available to the Department of Social Services criminal history record information on certain persons; to provide the department the authority to receive criminal history record information; and to provide for related matters.

HOUSE BILL NO. 711—

BY REPRESENTATIVE BROOME
AN ACT

To amend and reenact R.S. 22:669(A)(4) and (B), relative to certain mandated insurance benefits for mental illness; to provide relative to payable benefits and reimbursement for certain services provided by a social worker; and to provide for related matters.

HOUSE BILL NO. 742—

BY REPRESENTATIVES CAZAYOUX AND DURAND
AN ACT

To amend and reenact R.S. 46:114.3(B), (C), and (D), relative to regional fraud detection units; to provide for subpoenas and subpoenas duces tecum; to include businesses and legal entities; and to provide for related matters.

HOUSE BILL NO. 752—

BY REPRESENTATIVE MORRISH
AN ACT

To amend and reenact R.S. 22:1430.1(12), relative to the Louisiana Citizens Property Insurance Corporations; to provide for farmowners' multiperil insurance; and to provide for related matters.

HOUSE BILL NO. 182—

BY REPRESENTATIVE JACKSON
AN ACT

To enact R.S. 13:1904.1, relative to the destruction of certain records in the City Court of Baton Rouge; to authorize the clerk of court to destroy certain civil and criminal records; to provide for time limitations in the destructions of records; to provide for requirements prior to destruction; and to provide for related matters.

HOUSE BILL NO. 269—

BY REPRESENTATIVE ERDEY
AN ACT

To amend and reenact R.S. 22:234(A)(introductory paragraph), 237(A)(introductory paragraph), (B), and (D), 238, and 240(B)(3), (D), and (F)(4) and to repeal R.S. 22:234(A)(11), relative to the Louisiana Health Plan; to provide relative to the board of directors of the plan, eligibility requirements, administration of the benefits plan of the plan, and benefit availability; and to provide for related matters.

HOUSE BILL NO. 517—

BY REPRESENTATIVE JOHNS
AN ACT

To enact Subpart B-1 of Part XXX of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1441 through 1441.26, relative to the residual property insurance market; to provide for Louisiana Citizens Property Insurance Corporation; to provide for legislative intent and purpose; to provide for interpretation of laws; to provide for servicing of policies; to provide for the Coastal Plan; to provide for the FAIR Plan; to provide for the governance and administration; and to otherwise provide with respect thereto.

HOUSE BILL NO. 606—

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

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

HOUSE BILL NO. 699—

BY REPRESENTATIVE DURAND
AN ACT

To enact R.S. 13:3715.1(B)(6), relative to medical or hospital records; to provide for records related to substance or alcohol abuse, education, training, treatment, rehabilitation, or research; and to provide for related matters.

HOUSE BILL NO. 784—

BY REPRESENTATIVE M. POWELL
AN ACT

To amend and reenact R.S. 15:1356(E) and to enact R.S. 15:1352(A)(16) and (17), relative to the Louisiana Racketeering Act; to add the offenses of money laundering and pandering to the definition of racketeering activity; to amend the heading of Chapter 11 of Title 15 of the Louisiana Revised Statutes of 1950; to delete reference to "drug" in racketeering statute; and to provide for related matters.

HOUSE BILL NO. 914—

BY REPRESENTATIVE MCVEA
AN ACT

To authorize and provide for the exchange of certain state property in West Feliciana Parish to West Feliciana Parish Police Jury; and to provide for related matters.

HOUSE BILL NO. 1052—

BY REPRESENTATIVE FARRAR
AN ACT

To amend and reenact R.S. 22:1379(3)(f) and 1382(A)(3)(f) and (D), and to repeal R.S. 22:1382(A)(3)(f), relative to the Louisiana Insurance Guaranty Association; to provide for covered claims; to provide for net worth; and to provide for related matters.

HOUSE BILL NO. 1317—

BY REPRESENTATIVE DANIEL
AN ACT

To enact R.S. 36:605(B)(8) and R.S. 43:31(A)(6), relative to the powers and duties of the secretary of the Department of Wildlife and Fisheries; authorizes the secretary to print certain materials to promote the recreational resources and programs of the department; to authorize printing of certain interdepartmental and intradepartmental communications; and to provide for related matters.

HOUSE BILL NO. 1424—

BY REPRESENTATIVES BOWLER AND TUCKER
AN ACT

To repeal R.S. 22:1382(A)(3)(d), relative to the Louisiana Insurance Guaranty Association; to provide for refund monies; to delete certain deposit requirements.

HOUSEBILL NO. 1447 (Substitute for House Bill No. 99 by Representative Baldone)—

BY REPRESENTATIVE BALDONE
AN ACT

To amend and reenact R.S. 35:1.1, 71(A) through (E), 191(C)(3), and 201(A), relative to non-attorney notaries; to provide for the filing and renewal of required bonds or insurance coverage; to provide for the granting and suspension of notary commissions; to provide for the qualifications of non-attorney notaries; and to provide for related matters.

HOUSE BILL NO. 481—

BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 18:1491.6(C)(1)(a) and 1495.4(C)(1)(a), relative to reporting requirements twenty days prior to an election; to increase the contribution amount subject to the requirement for forty-eight hour reporting by a district or major office candidate or political committee supporting or opposing such candidate; and to provide for related matters.

HOUSE BILL NO. 530—

BY REPRESENTATIVES LANCASTER, BROOME, HAMMETT, AND SALTER
AN ACT

To amend and reenact R.S. 18:1505.2(A), relative to the Campaign Finance Disclosure Act; to provide for penalties for violations of provisions of the Campaign Finance Disclosure Act that prohibit contributions in the name of another; and to provide for related matters.

HOUSE BILL NO. 533—

BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 18:1483(7)(e), relative to the Campaign Finance Disclosure Act; to define the term "district office" for purposes of the Campaign Finance Disclosure Act; and to provide for related matters.

HOUSE BILL NO. 569—

BY REPRESENTATIVE TRICHE
AN ACT

To amend and reenact R.S. 46:236.1.2(D) and to enact R.S. 46:236.1.2(K), relative to child support programs; to require private collection agencies to comply with certain federal laws; and to provide for related matters.

HOUSE BILL NO. 574—

BY REPRESENTATIVES MORRISH, BRUCE, AND ROMERO
AN ACT

To amend and reenact R.S. 15:572.4(D), relative to reprieve and pardon of offenders; to provide with respect to the time periods in which certain offenders may apply for a pardon or commutation of sentence; and to provide for related matters.

HOUSE BILL NO. 698—

BY REPRESENTATIVES JOHNS AND KATZ
AN ACT

To amend and reenact R.S. 37:1212 and to enact R.S. 37:1182(B)(8), relative to the practice of pharmacy; to provide for powers of the board; to provide relative to pharmacy technicians; and to provide for related matters.

HOUSE BILL NO. 762—

BY REPRESENTATIVES WINSTON AND DURAND
AN ACT

To amend and reenact Children's Code Article 685(B), relative to children in need of care; to provide for compliance with federal provisions in cost of care and treatment matters; and to provide for related matters.

HOUSE BILL NO. 809—

BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 18:1483(7)(d), relative to the definition of district office for purposes of the Campaign Finance Disclosure Law; to provide that all elected public offices to a board or governing authority which has a municipality within its jurisdiction with a certain population are included in the definition of district office; and to provide for related matters.

HOUSE BILL NO. 878—

BY REPRESENTATIVE DURAND
AN ACT

To enact R.S. 46:56(B)(3), relative to client case records; to provide for the Department of Social Services' authorization to share access; and to provide for related matters.

HOUSE BILL NO. 1111—

BY REPRESENTATIVE TOOMY
AN ACT

To amend and reenact R.S. 40:1049(E), relative to transactions involving proceeds from drug offenses; to provide that the term of imprisonment be served with or without hard labor; and to provide for related matters.

HOUSE BILL NO. 1126—

BY REPRESENTATIVES MURRAY, BROOME, HAMMETT, LANCASTER, AND SALTER
AN ACT

To amend and reenact R.S. 18:1501.1, relative to forty-eight hour requirements for reporting independent expenditures prior to an election; to require certain persons who make independent

April 19, 2004

expenditures or accept contributions other than to or from a candidate or a political committee to report such contributions or expenditures to the supervisory committee; to provide for the time and manner of such reports; to provide for the amounts of the contributions or expenditures which require such reporting; and to provide for related matters.

HOUSE BILL NO. 1132—
BY REPRESENTATIVE FARRAR
AN ACT

To enact R.S. 40:966(E)(5), relative to possession of marijuana; to provide that prior convictions of distribution, dispensing, or possession with intent to distribute or dispense marijuana may serve as predicate offenses for penalties for multiple offenders; and to provide for related matters.

HOUSE BILL NO. 1133—
BY REPRESENTATIVE FARRAR
AN ACT

To amend and reenact R.S. 40:967(B)(1) and (3), relative to the Uniform Controlled Dangerous Substances Law; to increase penalties for certain violations involving amphetamine and methamphetamine; and to provide for related matters.

HOUSE BILL NO. 1426 (Duplicate of Senate Bill No. 754)—
BY REPRESENTATIVE SALTER AND SENATOR HINES
AN ACT

To amend and reenact R.S. 37:1701, 2366, and 2367 and to enact Part II of Chapter 28 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:2371 through 2378, relative to medical psychologists; to authorize medical psychologists to prescribe drugs and to provide for the duties of a medical psychologist; to allow a medical psychologist to give directions to certain other health care providers; to establish the qualifications for medical psychologists and the requirements for certification; to provide for renewal of the certificate; to prohibit issuance of a prescription by a psychologist who is not a medical psychologist certified to prescribe; to provide a penalty for violations; to provide for prescribing practices; to provide for controlled substance prescriptive authority; to provide for coordination with the Louisiana Board of Pharmacy; to provide for designation of existing law; to provide for the effective date; and to provide for related matters.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

**House Bills and Joint Resolutions
on First Reading**

The following House Bills and Joint Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

HOUSE BILL NO. 7—
BY REPRESENTATIVES STRAIN, ERDEY, AND DANIEL
AN ACT

To name a portion of U.S. Highway 190 from the Mississippi River in East Baton Rouge Parish to the Louisiana-Mississippi state line the Ronald Reagan Highway; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 19—
BY REPRESENTATIVE SHEPHERD
AN ACT

To amend and reenact Code of Criminal Procedure Article 814(A)(3), relative to criminal verdicts; to add the crime of negligent homicide as a responsive verdict to the crime of second degree murder; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 30—
BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact R.S. 47:2183(C), relative to tax sales of immovable property; to provide for notice to the prior owner; to provide for applicability; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 33—
BY REPRESENTATIVE FARRAR
AN ACT

To amend and reenact R.S. 14:93(A), relative to the crime of cruelty to juveniles; to provide for additional grounds for violations for the intentional or negligent exposure to a clandestine laboratory operation; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 39—
BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact Civil Code Article 1582.1, relative to donations; to provide for witnesses; to prohibit persons from witnessing testaments; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 40—
BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact Code of Civil Procedure Article 971(A)(3) and (B), relative to the special motion to strike; to provide for admissibility of the court's determination in evidence; to provide for attorney fees and costs; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 79—
BY REPRESENTATIVE HUTTER
AN ACT

To amend and reenact R.S. 38:301(A)(3), relative to the authority of levee boards; to authorize the construction of bicycle paths and walkways along the main line levees of the Mississippi River in St. Bernard Parish; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 139—

BY REPRESENTATIVES HUTTER, BEARD, DANIEL, DOVE,
DOWNS, ERDEY, FANNIN, M. GUILLORY, LAMBERT, PITRE, M.
POWELL, SMILEY, AND TUCKER
AN ACT

To amend and reenact R.S. 47:463.4(D) and 463.11(E), relative to motor vehicle special license plates; to require the Department of Public Safety and Corrections to issue mobility impaired hang tags to persons with or receiving disabled veterans special license plates; to provide relative to fees, renewals, and replacements for such hang tags; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 182—

BY REPRESENTATIVE JACKSON
AN ACT

To enact R.S. 13:1904.1, relative to the destruction of certain records in the City Court of Baton Rouge; to authorize the clerk of court to destroy certain civil and criminal records; to provide for time limitations in the destructions of records; to provide for requirements prior to destruction; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 188—

BY REPRESENTATIVE RICHMOND
AN ACT

To enact R.S. 14:97.2, relative to obstructing highways of commerce; to create the crime of unlawful sale, purchase, possession, or use of traffic signal preemption devices; to provide for criminal penalties; to provide for definitions; to provide for exceptions; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 217—

BY REPRESENTATIVES MARTINY AND DAMICO AND SENATORS
BOSSIÈRE AND ULLO
AN ACT

To enact R.S. 44:4(40), relative to records of public bodies; to exempt certain records pertaining to security systems and features, interior layouts of residences, and certain proprietary information submitted to obtain individual building permits from public records laws; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 269—

BY REPRESENTATIVE ERDEY
AN ACT

To amend and reenact R.S. 22:234(A)(introductory paragraph), 237(A)(introductory paragraph), (B), and (D), 238, and 240(B)(3), (D), and (F)(4) and to repeal R.S. 22:234(A)(11), relative to the Louisiana Health Plan; to provide relative to the board of directors of the plan, eligibility requirements, administration of the benefits plan of the plan, and benefit availability; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 312—

BY REPRESENTATIVE PINAC
AN ACT

To enact R.S. 9:3530(C)(4), relative to the Louisiana Consumer Credit Law; to provide for an alternative documentation fee that a lender may charge in connection with certain non-real estate consumer loans; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 317—

BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 6:243(B)(2), relative to immovable property held by state banks; to revise the procedure for appraisal of such property; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 329—

BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 6:312(A) and 765(B) and to repeal R.S. 6:325(E) and 768(E), relative to financial institutions; to delete certain obsolete provisions relating to state inheritance taxes; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 337—

BY REPRESENTATIVE LAFLEUR
AN ACT

To enact R.S. 9:5214(D), relative to mortgage certificates; to provide for the duty of the register of mortgages and parish recorders when issuing mortgage certificates; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 360—

BY REPRESENTATIVE PINAC
AN ACT

To enact R.S. 40:1728.1, relative to the state uniform construction code; to provide for a fee schedule for enforcement of the code by the state fire marshal on behalf of political subdivisions; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 372—

BY REPRESENTATIVE ANSARDI
(On Recommendation of the Louisiana State Law Institute)
AN ACT

To amend and reenact Children's Code Articles 1124(B) and (C), 1125, 1137(D), 1169(3), 1172, 1185, 1188(A), 1189, 1190(C), 1191(A)(4) and (B), 1192, 1269.1, 1269.2(B), 1269.6, and 1272(D); to enact Children's Code Articles 1122(B)(12) and (F)(18), 1188(C), 1189.1, 1190(D) and (E), 1191.1, 1269.1(D) and 1269.1.1, relative to the adoption of children, to provide for the act of surrender; to provide for the statement of family history; to provide for the age of a child eligible for adoption; to provide for the validity of continued contact agreements; to provide for the pre-placement home study; to provide for

counseling pursuant to the voluntary registry law; to correct cross-references; to instruct the Law Institute to redesignate certain statutes; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 390—
BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 19:132, 132.1(A), and 132.8, relative to expropriations by the city of New Orleans; to provide for the expropriation of property needed for a street, drainage, water, utility, sewerage, or other capital project prior to judgment in the trial court fixing the amount of compensation due to the owner of the property; to provide for the application of existing expropriation laws; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 393—
BY REPRESENTATIVES ANSARDI, BOWLER, DAMICO, LABRUZZO, LANCASTER, MARTINY, SCALISE, TOOMY, AND TUCKER AND SENATORS BOISSIERE, HAINKEL, HOLLIS, LENTINI, AND ULLO
AN ACT

To amend and reenact R.S. 34:1(B)(2), relative to the Port of New Orleans; to provide relative to nominations for membership on the port's board of commissioners; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 398—
BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 22:636(A)(introductory paragraph) and (2), relative to cancellation of insurance policies; to define "delivered" for purposes of notice of cancellation; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 401—
BY REPRESENTATIVE FLAVIN
AN ACT

To amend and reenact R.S. 9:3144(A)(3) and (B)(1), relative to the New Home Warranty Act; to reduce the warranty period for certain major structural defects; to clarify the warranty exclusion for trees; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 405—
BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 9:5212 and R.S. 35:12(D) and 392.1, relative to ex officio notaries; to provide relative to the authority of ex officio notaries; to provide for the rejection of certain documents; to provide for actions exceeding the authority granted; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 409—
BY REPRESENTATIVES DAMICO, ANSARDI, LANCASTER, MARTINY, AND TOOMY AND SENATORS BOISSIERE, LENTINI, AND ULLO
AN ACT

To enact R.S. 13:5112.1, relative to the production of documents by governmental entities; to provide relative to subpoena duces tecum; to provide for the reimbursement of costs incurred; to provide for disputes of the costs incurred; to provide for procedures; to provide for service and delays for production; to provide for a definition of "governmental entity"; to provide for applicability to the present laws of discovery and evidence; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 423—
BY REPRESENTATIVE MORRISH
AN ACT

To amend and reenact R.S. 22:1430.14(A), relative to the FAIR and Coastal plans; to provide for audited statements; to provide for reporting requirements; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 481—
BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 18:1491.6(C)(1)(a) and 1495.4(C)(1)(a), relative to reporting requirements twenty days prior to an election; to increase the contribution amount subject to the requirement for forty-eight hour reporting by a district or major office candidate or political committee supporting or opposing such candidate; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 492—
BY REPRESENTATIVE WRIGHT
AN ACT

To amend and reenact R.S. 44:31(B) and 32(C)(1)(d), relative to public records; to allow persons under the age of majority to receive a copy or reproduction of a public record; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 498—
BY REPRESENTATIVES TRICHE, JOHNS, AND BROOME
AN ACT

To amend and reenact R.S. 46:236.1.1(1), 236.2(A)(2) and (B)(2), and 236.3(A)(1) and (D)(1), relative to child support programs; to provide for definitions; to provide for the electronic transmission of the notice for an income assignment order; to provide for judgments awarding retroactive support; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 517—

BY REPRESENTATIVE JOHNS
AN ACT

To enact Subpart B-1 of Part XXX of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1441 through 1441.26, relative to the residual property insurance market; to provide for Louisiana Citizens Property Insurance Corporation; to provide for legislative intent and purpose; to provide for interpretation of laws; to provide for servicing of policies; to provide for the Coastal Plan; to provide for the FAIR Plan; to provide for the governance and administration; and to otherwise provide with respect thereto.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 530—

BY REPRESENTATIVES LANCASTER, BROOME, HAMMETT, AND
SALTER
AN ACT

To amend and reenact R.S. 18:1505.2(A), relative to the Campaign Finance Disclosure Act; to provide for penalties for violations of provisions of the Campaign Finance Disclosure Act that prohibit contributions in the name of another; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 533—

BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 18:1483(7)(e), relative to the Campaign Finance Disclosure Act; to define the term "district office" for purposes of the Campaign Finance Disclosure Act; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 538—

BY REPRESENTATIVE LAFLEUR
AN ACT

To amend and reenact R.S. 9:2945(C) and to enact R.S. 9:2945(D), relative to bond for deed contracts; to provide for satisfaction of bond for deed contracts; to provide for cancellation of bond for deed contracts; to clarify reference to certain fees for registry of the cancellation; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 548—

BY REPRESENTATIVES LANCASTER, BRUNEAU, AND GALLOT
AN ACT

To amend and reenact R.S. 36:742(8) and to enact R.S. 36:742(9) and Part V of Chapter 2 of Title 18 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 18:49, relative to elections compliance; to provide for the powers and duties of the secretary of state to include the investigation of allegations of election irregularities; to provide for the creation of the elections compliance unit in the Department of State; to provide for the powers and duties of the elections compliance unit; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 552—

BY REPRESENTATIVE PINAC
AN ACT

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

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 553—

BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 32:1252(10) and 1254(N)(1)(a) and to enact R.S. 32:1254.1(D), relative to motor vehicles; to revise the definition of "franchise"; to provide for the effect of enactments and rules on licensees; to provide relative to warranty and sales incentive audits; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 569—

BY REPRESENTATIVE TRICHE
AN ACT

To amend and reenact R.S. 46:236.1.2(D) and to enact R.S. 46:236.1.2(K), relative to child support programs; to require private collection agencies to comply with certain federal laws; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 574—

BY REPRESENTATIVES MORRISH, BRUCE, AND ROMERO
AN ACT

To amend and reenact R.S. 15:572.4(D), relative to reprieve and pardon of offenders; to provide with respect to the time periods in which certain offenders may apply for a pardon or commutation of sentence; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 595—

BY REPRESENTATIVE JACK SMITH AND SENATOR DUPRE
AN ACT

To amend and reenact R.S. 56:646, relative to the Louisiana Sportsman's Paradise license; to provide relative to gear covered by the license; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 599—

BY REPRESENTATIVES GARY SMITH AND PIERRE AND
SENATOR CHAISSON
AN ACT

To amend and reenact R.S. 56:1855(L), relative to scenic rivers; to authorize certain environmental remediation activities on Bayou Trepagnier; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 605—
BY REPRESENTATIVES FRITH AND PIERRE AND SENATOR B. GAUTREAUX

AN ACT

To repeal R.S. 56:306(B)(6), relative to wholesale/retail seafood dealers' licenses; to remove an exemption for restaurants from the requirement for the license; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 606—
BY REPRESENTATIVES JACK SMITH, PIERRE, AND THOMPSON AND SENATORS B. GAUTREAUX AND MALONE

AN ACT

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

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 609—
BY REPRESENTATIVES JACK SMITH AND PIERRE AND SENATORS B. GAUTREAUX AND MALONE

AN ACT

To amend and reenact R.S. 56:116(D) and 699.5(A), relative to youth hunting; to provide relative to the supervision of persons under the age of sixteen participating in hunting activities; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 628—
BY REPRESENTATIVE QUEZAIRE

AN ACT

To amend and reenact R.S. 47:820.2(B)(1)(a), relative to the Transportation Infrastructure Model for Economic Development Program; to provide relative to certain project descriptions; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 631—
BY REPRESENTATIVE QUEZAIRE

AN ACT

To repeal R.S. 48:35(E), relative to the Department of Transportation and Development general powers, duties, and functions; to repeal provisions requiring the Department of Transportation and Development to adopt rules for minimum safety standards for reflective work-site materials.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 634—
BY REPRESENTATIVE QUEZAIRE

AN ACT

To amend and reenact R.S. 36:801(introductory paragraph), relative to the Louisiana Transportation Authority; to provide relative to placement of the authority within the Department of Transportation and Development; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 636—
BY REPRESENTATIVE QUEZAIRE

AN ACT

To amend and reenact R.S. 36:508.3(A) and R.S. 38:84, relative to office of public works and intermodal transportation in the Department of Transportation and Development; to provide that the office is responsible for state administration of the National Flood Insurance Program; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 638—
BY REPRESENTATIVE QUEZAIRE

AN ACT

To enact R.S. 48:461.27, relative to outdoor advertising devices; to provide for permits for outdoor advertising devices in forestry management areas; to provide relative to applications for permits; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 643—
BY REPRESENTATIVES HEBERT AND CROWE

AN ACT

To enact R.S. 22:14(E), relative to life insurance policies; to provide for a database; to provide for exceptions; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 650—
BY REPRESENTATIVE PIERRE

AN ACT

To repeal R.S. 49:954.2, to repeal the provisions of the Unified Oil and Gas Development Regulatory Index; and to provide relative to validity of certain actions.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 663—
BY REPRESENTATIVE WINSTON

AN ACT

To amend and reenact R.S. 15:587(A)(2), relative to the Louisiana Bureau of Criminal Identification and Information; to require the bureau to make available to the Department of Social Services criminal history record information on certain persons; to provide the department the authority to receive criminal history record information; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 698—
BY REPRESENTATIVES JOHNS AND KATZ

AN ACT

To amend and reenact R.S. 37:1212 and to enact R.S. 37:1182(B)(8), relative to the practice of pharmacy; to provide for powers of the board; to provide relative to pharmacy technicians; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 699—
BY REPRESENTATIVE DURAND
AN ACT

To enact R.S. 13:3715.1(B)(6), relative to medical or hospital records; to provide for records related to substance or alcohol abuse, education, training, treatment, rehabilitation, or research; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 704—
BY REPRESENTATIVES BRUNEAU AND MURRAY
AN ACT

To amend and reenact R.S. 37:848(D)(2) and (3) and to enact R.S. 37:848(D)(7), relative to embalming; to allow for refrigeration of remains by funeral establishments; to provide an exception from embalming; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 711—
BY REPRESENTATIVE BROOME
AN ACT

To amend and reenact R.S. 22:669(A)(4) and (B), relative to certain mandated insurance benefits for mental illness; to provide relative to payable benefits and reimbursement for certain services provided by a social worker; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 726—
BY REPRESENTATIVE WALKER
AN ACT

To enact R.S. 40:2006(A)(2)(n), (o), and (p) and (B)(2)(f),(g), and (h), relative to the powers of the Department of Health and Hospitals; to provide for the ability to assess fees for psychiatric residential treatment facilities, children's respite care centers, and other licensed DHH facilities; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 742—
BY REPRESENTATIVES CAZAYOUX AND DURAND
AN ACT

To amend and reenact R.S. 46:114.3(B), (C), and (D), relative to regional fraud detection units; to provide for subpoenas and subpoenas duces tecum; to include businesses and legal entities; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 745—
BY REPRESENTATIVE WALSWORTH AND SENATOR FONTENOT
AN ACT

To amend and reenact R.S. 30:2194(B)(4), (9), and (11) through (15) and (C)(introductory paragraph), 2195(A) and (E), 2195.2(A)(1)(introductory paragraph), (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) and (B)(1), 2195.6, 2195.7, 2195.8(A), (B)(introductory paragraph) 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 relative to penalties for failure to pay fees that are paid into the trust fund; to provide relative to financial obligations of tank owners for environmental damage resulting from releases to provide relative to the advisory board; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 752—
BY REPRESENTATIVE MORRISH
AN ACT

To amend and reenact R.S. 22:1430.1(12), relative to the Louisiana Citizens Property Insurance Corporations; to provide for farmowners' multiperil insurance; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 762—
BY REPRESENTATIVES WINSTON AND DURAND
AN ACT

To amend and reenact Children's Code Article 685(B), relative to children in need of care; to provide for compliance with federal provisions in cost of care and treatment matters; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 764—
BY REPRESENTATIVES BRUNEAU AND MURRAY
AN ACT

To amend and reenact R.S. 37:845 and 875, relative to fees imposed by the Louisiana State Board of Embalmers and Funeral Directors; to increase fees for licensure; to add fees for work permits; to add fees for inspections; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 784—
BY REPRESENTATIVE M. POWELL
AN ACT

To amend and reenact R.S. 15:1356(E) and to enact R.S. 15:1352(A)(16) and (17), relative to the Louisiana Racketeering Act; to add the offenses of money laundering and pandering to the definition of racketeering activity; to amend the heading of Chapter 11 of Title 15 of the Louisiana Revised Statutes of 1950; to delete reference to "drug" in racketeering statute; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 809—
BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 18:1483(7)(d), relative to the definition of district office for purposes of the Campaign Finance Disclosure Law; to provide that all elected public offices to a board or governing authority which has a municipality within its

April 19, 2004

jurisdiction with a certain population are included in the definition of district office; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 838—
BY REPRESENTATIVE DAMICO
AN ACT

To amend and reenact R.S. 30:2025(E)(1)(a), relative to civil penalties for violations of the Environmental Quality Act; to increase the maximum civil penalty; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 878—
BY REPRESENTATIVE DURAND
AN ACT

To enact R.S. 46:56(B)(3), relative to client case records; to provide for the Department of Social Services' authorization to share access; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 889—
BY REPRESENTATIVE GRAY
AN ACT

To amend and reenact R.S. 40:6(B) and (D)(introductory paragraph), relative to the sanitary code; to provide for the assessment of civil fines, injunctions, or both, for violations of the sanitary code; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 904—
BY REPRESENTATIVES HAMMETT AND FUTRELL
AN ACT

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.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 914—
BY REPRESENTATIVE MCVEA
AN ACT

To authorize and provide for the exchange of certain state property in West Feliciana Parish to West Feliciana Parish Police Jury; and to provide for related matters.

The bill was read by title; lies over under the rules.

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.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1051—
BY REPRESENTATIVE FARRAR
AN ACT

To amend and reenact R.S. 22:1386(A) and (B), relative to the Louisiana Insurance Guaranty Association; to provide for claims against insurers; to provide for asbestos claims; to provide for environmental pollutant claims; to provide for procedures; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1052—
BY REPRESENTATIVE FARRAR
AN ACT

To amend and reenact R.S. 22:1379(3)(f) and 1382(A)(3)(f) and (D), and to repeal R.S. 22:1382(A)(3)(f), relative to the Louisiana Insurance Guaranty Association; to provide for covered claims; to provide for net worth; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1067—
BY REPRESENTATIVE FLAVIN
AN ACT

To amend and reenact R.S. 32:5, relative to the Louisiana Highway Regulatory Act; to authorize parade marshals to direct, control, and regulate traffic along or near parade routes in Lake Charles and Calcasieu Parish; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1102—
BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 34:3474(B)(1), relative to the Millennium Port Authority; to provide relative to membership on the board of commissioners; to authorize certain commissioners to appoint designees to serve on the board; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1111—
BY REPRESENTATIVE TOOMY
AN ACT

To amend and reenact R.S. 40:1049(E), relative to transactions involving proceeds from drug offenses; to provide that the term of imprisonment be served with or without hard labor; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1126—
BY REPRESENTATIVES MURRAY, BROOME, HAMMETT,
LANCASTER, AND SALTER
AN ACT

To amend and reenact R.S. 18:1501.1, relative to forty-eight hour requirements for reporting independent expenditures prior to an election; to require certain persons who make independent expenditures or accept contributions other than to or from a candidate or a political committee to report such contributions

or expenditures to the supervisory committee; to provide for the time and manner of such reports; to provide for the amounts of the contributions or expenditures which require such reporting; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1132—
BY REPRESENTATIVE FARRAR
AN ACT

To enact R.S. 40:966(E)(5), relative to possession of marijuana; to provide that prior convictions of distribution, dispensing, or possession with intent to distribute or dispense marijuana may serve as predicate offenses for penalties for multiple offenders; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1133—
BY REPRESENTATIVE FARRAR
AN ACT

To amend and reenact R.S. 40:967(B)(1) and (3), relative to the Uniform Controlled Dangerous Substances Law; to increase penalties for certain violations involving amphetamine and methamphetamine; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1228—
BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 40:1232.6(introductory paragraph) and 1300.51(3) and (5) and R.S. 44:9(F) and (G) and to enact R.S. 40:1300.51(2)(h), relative to emergency medical personnel; to provide grounds for disciplinary proceedings; to modify definitions; to provide for records of violations of municipal ordinances and of state statutes classified as a misdemeanor or felony; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1253—
BY REPRESENTATIVES PINAC, CROWE, DOERGE, FLAVIN,
FRITH, JACKSON, MARCHAND, H. POWELL, RITCHIE,
SHEPHERD, GARYSMITH, STRAIN, TRAHAN, WADDELL, WHITE,
AND WINSTON

AN ACT

To enact R.S. 32:1254(N)(3)(k), relative to motor vehicle dealer disclosure; to provide relative to dealer participation in finance charges; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1276—
BY REPRESENTATIVES MONTGOMERY, HUNTER, MARTINY,
AND MURRAY AND SENATORS MOUNT, CRAVINS, JONES, AND
LENTINI

AN ACT

To amend and reenact R.S. 15:1202(A)(introductory paragraph) and 1204.1(A) and (B)(11), R.S. 36:401(B)(1) and (2) and (C)(1), 402, 405(A)(1)(introductory paragraph) and (c) and (2), (B), and (C), 406(A), (B)(3), and (C), 407(B) and (C), and 408(G)(1) and (H), R.S. 39:21.3(D), and R.S. 46:2602(B)(3) and to enact R.S. 15:1202(A)(27), 1228.2(10), and 1228.3(14) and R.S.

36:405(D) and 406(B)(4), relative to the reorganization of the Department of Public Safety and Corrections; to create youth services as an organizational unit of the department; to provide for the composition and officers of youth services; to provide for creation of the office of management and finance for youth services; to place the office of youth development within youth services; to provide for the powers, duties, functions, and responsibilities of department officers; to provide for office functions; to provide relative to membership and functions of related boards, commissions, and like entities; to provide for implementation; to provide for effective dates; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1284—
BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 32:1253(A)(introductory paragraph) and (2), relative to the Louisiana Motor Vehicle Commission; to correct reference to the number of board members; to delete special provision for broker member; to require one member to be primarily engaged in the business of lease or rental; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1317—
BY REPRESENTATIVE DANIEL
AN ACT

To enact R.S. 36:605(B)(8) and R.S. 43:31(A)(6), relative to the powers and duties of the secretary of the Department of Wildlife and Fisheries; authorizes the secretary to print certain materials to promote the recreational resources and programs of the department; to authorize printing of certain interdepartmental and intradepartmental communications; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1351—
BY REPRESENTATIVE TOWNSEND
AN ACT

To amend and reenact R.S. 13:3667.1, 3667.3, and 4163, relative to legislators and legislative employees; to provide with respect to court appearances as witnesses during legislative activities; to require certification of service or employment of legislative employees; to eliminate witness exemptions for certain criminal felony trials; to require a hearing to compel the appearance of a legislator as a witness; to provide for appeal of an order compelling appearance as witness; to provide for continuances and extensions during performance of legislative duties; to provide for appeals of orders relating thereto; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1424—
BY REPRESENTATIVES BOWLER AND TUCKER
AN ACT

To repeal R.S. 22:1382(A)(3)(d), relative to the Louisiana Insurance Guaranty Association; to provide for refund monies; to delete certain deposit requirements.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1426 (Duplicate of Senate Bill No. 754)—
BY REPRESENTATIVE SALTER AND SENATOR HINES
AN ACT

To amend and reenact R.S. 37:1701, 2366, and 2367 and to enact Part II of Chapter 28 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:2371 through 2378, relative to medical psychologists; to authorize medical psychologists to prescribe drugs and to provide for the duties of a medical psychologist; to allow a medical psychologist to give directions to certain other health care providers; to establish the qualifications for medical psychologists and the requirements for certification; to provide for renewal of the certificate; to prohibit issuance of a prescription by a psychologist who is not a medical psychologist certified to prescribe; to provide a penalty for violations; to provide for prescribing practices; to provide for controlled substance prescriptive authority; to provide for coordination with the Louisiana Board of Pharmacy; to provide for designation of existing law; to provide for the effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1447 (Substitute for House Bill No. 99 by Representative Baldone)—
BY REPRESENTATIVE BALDONE
AN ACT

To amend and reenact R.S. 35:1.1, 71(A) through (E), 191(C)(3), and 201(A), relative to non-attorney notaries; to provide for the filing and renewal of required bonds or insurance coverage; to provide for the granting and suspension of notary commissions; to provide for the qualifications of non-attorney notaries; and to provide for related matters.

The bill was read by title; lies over under the rules.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

**ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS**

April 19, 2004

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 46—
BY REPRESENTATIVE LAMBERT
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the feasibility of constructing an interstate interchange along Interstate 10 at Louisiana Highway 74 in Ascension Parish.

HOUSE CONCURRENT RESOLUTION NO. 52—
BY REPRESENTATIVE JOHNS
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to designate U.S. Highway 90 within Calcasieu Parish as a Blue Star Memorial Highway in honor of the citizens of Calcasieu Parish who have served, are now serving, or will serve in the armed forces of the United States and to authorize placement of a Blue Star Memorial Highway monument along this route.

HOUSE CONCURRENT RESOLUTION NO. 55—
BY REPRESENTATIVE FAUCHEUX
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the practicality and feasibility of designing and utilizing traffic roundabouts as an alternative to traffic signals at heavily traveled and congested intersections along state highways and to report its findings to the House and Senate Transportation, Highways and Public Works Committees prior to the convening of the 2005 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 56—
BY REPRESENTATIVE FAUCHEUX (BY REQUEST)
A CONCURRENT RESOLUTION

To amend the Department of Health and Hospitals, Board of Embalmers and Funeral Directors, continuing education rule (LAC 46:XXXVII.709(E)(6)), regarding continuing education credits for instructors of approved courses, and to direct the Louisiana Register to print the amendments in the Louisiana Administrative Code.

HOUSE CONCURRENT RESOLUTION NO. 95—
BY REPRESENTATIVE CURTIS
A CONCURRENT RESOLUTION

To recognize April 30, 2004, as Parent EXPO Day in the state of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 98—
BY REPRESENTATIVE BRUNEAU
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Raymond M. Rathle, Sr. and to recognize and record his singular contributions and accomplishments.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

**House Concurrent Resolutions
on First Reading**

The following House Concurrent Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

HOUSE CONCURRENT RESOLUTION NO. 46—
BY REPRESENTATIVE LAMBERT

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the feasibility of constructing an interstate interchange along Interstate 10 at Louisiana Highway 74 in Ascension Parish.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 52—
BY REPRESENTATIVE JOHNS

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to designate U.S. Highway 90 within Calcasieu Parish as a Blue Star Memorial Highway in honor of the citizens of Calcasieu Parish who have served, are now serving, or will serve in the armed forces of the United States and to authorize placement of a Blue Star Memorial Highway monument along this route.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 55—
BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the practicality and feasibility of designing and utilizing traffic roundabouts as an alternative to traffic signals at heavily traveled and congested intersections along state highways and to report its findings to the House and Senate Transportation, Highways and Public Works Committees prior to the convening of the 2005 Regular Session.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 56—
BY REPRESENTATIVE FAUCHEUX (BY REQUEST)

A CONCURRENT RESOLUTION

To amend the Department of Health and Hospitals, Board of Embalmers and Funeral Directors, continuing education rule (LAC 46:XXXVII.709(E)(6)), regarding continuing education credits for instructors of approved courses, and to direct the Louisiana Register to print the amendments in the Louisiana Administrative Code.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 95—
BY REPRESENTATIVE CURTIS

A CONCURRENT RESOLUTION

To recognize April 30, 2004, as Parent EXPO Day in the state of Louisiana.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 98—
BY REPRESENTATIVE BRUNEAU

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Raymond M. Rathle, Sr. and to recognize and record his singular contributions and accomplishments.

The resolution was read by title; lies over under the rules.

**House Bills and Joint Resolutions
on Second Reading to be Referred**

The following House Bills and Joint Resolutions were read by title and referred to committees as follows:

HOUSE BILL NO. 173—

BY REPRESENTATIVE CRANE AND SENATOR ULLO
AN ACT

To amend and reenact R.S. 17:421.9(B), 421.10(B), and 421.11(B), relative to school employees; to provide relative to salary supplements for certain school employees who have acquired certain credentials; to provide conditions and guidelines for receiving the supplement; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Education.

HOUSE BILL NO. 213—

BY REPRESENTATIVE CRANE AND SENATOR ULLO
AN ACT

To amend and reenact R.S. 17:1954(A)(introductory paragraph) and (C)(1), (3), (4), and (5), relative to a special education advisory panel; to specify that the panel shall be appointed by the State Board of Elementary and Secondary Education; to specify that the panel shall advise the State Board of Elementary and Secondary Education in certain matters; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Education.

HOUSE BILL NO. 1072—

BY REPRESENTATIVES MURRAY AND DURAND
AN ACT

To amend and reenact R.S. 46:230.1(A) and (C), 231(14), 231.6(B), 231.7(A)(1)(introductory paragraph), (B)(2)(introductory paragraph) and (3), and (D)(1), and 231.8(B), relative to TANF; to provide for coordination between the Louisiana Workforce Commission and the Department of Social Services; to provide for collaboration in relation to the STEP program; and to provide for related matters.

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

HOUSE BILL NO. 1140 (Duplicate of Senate Bill No. 674)—
BY REPRESENTATIVE DURAND AND SENATOR HINES

AN ACT

To enact R.S. 37:1360.31(B)(8), relative to physician assistants; to provide for prescriptive authority under certain circumstances; and to provide for related matters.

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

HOUSE BILL NO. 1172—
BY REPRESENTATIVE ODINET
AN ACT

To amend and reenact R.S. 56:333(B)(1), relative to the commercial taking of mullet; to provide relative to seasons and times when fishermen are authorized to commercially take mullet; and to provide for related matters.

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

HOUSE BILL NO. 1363—
BY REPRESENTATIVES WINSTON, MARTINY, BURNS, R. CARTER, DOERGE, DURAND, GLOVER, GRAY, E. GUILLORY, M. GUILLORY, HUNTER, KATZ, LABRUZZO, MARCHAND, MCDONALD, MONTGOMERY, STRAIN, WADDELL, WALKER, SCHNEIDER, AND THOMPSON AND SENATORS MOUNT, CRAVINS, JONES, AND LENTINI
AN ACT

To amend and reenact R.S. 46:1941.1, 1941.2, 1941.5, and 1941.8 and to repeal R.S. 46:1941.3(1), 1941.4, 1941.6, 1941.7, 1941.9 through 1941.13, relative to youth services; to provide for the creation of youth services planning boards; to provide for the purpose of such boards; to provide with respect to membership; to repeal provisions of law providing for parish youth services programs; to repeal provisions providing for parish youth services subsidy program; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary B.

HOUSE BILL NO. 1374—
BY REPRESENTATIVE JACK SMITH
AN ACT

To enact R.S. 56:303(F), relative to commercial fishing; to provide for a senior commercial fishing license for persons sixty-five and older; and to provide for related matters.

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

HOUSE BILL NO. 1403—
BY REPRESENTATIVE GRAY
AN ACT

To amend and reenact R.S. 40:1058.2(A)(9), relative to substance abuse/addiction treatment facilities; to delete the requirement that rules and regulations contain procedures for annual on-site surveys and complaint investigations; and to provide for related matters.

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

Reports of Committees

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON
NATURAL RESOURCES**

Senator Malone, Chairman on behalf of the Committee on Natural Resources, submitted the following report:

April 15, 2004

To the President and Members of the Senate:

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

SENATE RESOLUTION NO. 17—
BY SENATOR ROMERO
A RESOLUTION

To urge and request the governor to include within the budget an amount of not less than three hundred thousand dollars to assist Louisiana shrimpers in their efforts with the Southern Shrimp Alliance.

Reported favorably.

SENATE CONCURRENT RESOLUTION NO. 9—
BY SENATOR B. GAUTREAU
A CONCURRENT RESOLUTION

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

Reported favorably.

SENATE CONCURRENT RESOLUTION NO. 22—
BY SENATOR MALONE
A CONCURRENT RESOLUTION

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

Reported favorably.

SENATE CONCURRENT RESOLUTION NO. 25—
BY SENATOR MCPHERSON
A CONCURRENT RESOLUTION

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

Reported favorably.

SENATE BILL NO. 2—
BY SENATOR MCPHERSON
A JOINT RESOLUTION

Proposing to add Article I, Section 27 of the Constitution of Louisiana, relative to the declaration of rights; to preserve the freedom to hunt, fish, and trap, subject to regulation, restriction, or prohibition imposed pursuant to law; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported favorably.

SENATE BILL NO. 15—
BY SENATOR DUPRE

AN ACT

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

Reported favorably.

SENATE BILL NO. 105—
BY SENATOR DUPRE

AN ACT

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

Reported favorably.

SENATE BILL NO. 118—
BY SENATOR MCPHERSON

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.

Reported with amendments.

SENATE BILL NO. 187—
BY SENATORS ULLO, MCPHERSON AND DUPRE

AN ACT

To enact R.S. 56:805, relative to wildlife and fisheries; to provide relative to Elmer's Island; to provide certain terms, conditions and procedures; to authorize certain fees; to provide an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 340—
BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 56:1855(L), relative to scenic rivers; to provide relative to certain environmental remediation activities on Bayou Trepagnier; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 375—
BY SENATOR MARIONNEAUX

AN ACT

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

legally taken; to provide for exceptions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 433—
BY SENATOR THEUNISSEN AND REPRESENTATIVE PIERRE

AN ACT

To enact R.S. 36:610(J) and Subpart A-1 of Part VII of Chapter 1 of Title 56 of the Louisiana Revised Statutes of 1950, comprised of R.S. 56:360.1 through 360.3, relative to non-indigenous aquatic species; to create the Louisiana Aquatic Invasive Species Council and the Louisiana Aquatic Invasive Species Advisory Task Force; to provide for their powers, duties, functions, and responsibilities; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
MAX T. MALONE
Chairman

**REPORT OF COMMITTEE ON
TRANSPORTATION, HIGHWAYS, AND
PUBLIC WORKS**

Senator Ellington, Chairman on behalf of the Committee on Transportation, Highways, and Public Works, submitted the following report:

April 15, 2004

To the President and Members of the Senate:

I am directed by your Committee on Transportation, Highways, and Public Works to submit the following report:

SENATE BILL NO. 30—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 32:407(A)(2) and (3), relative to driver's licenses; to increase the time required for possession of a learner's permit prior to obtaining an intermediate license in certain circumstances; to provide for exceptions; to provide for an effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 173—
BY SENATOR DUPRE AND REPRESENTATIVES BURNS, DOVE AND FUTRELL

AN ACT

To enact Subpart A of Part XI of Chapter 1 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:194, all relative to state highways; to create the State Highway Construction Fund as a special fund in the state treasury; to provide for the deposit of monies into the fund; to provide for the uses of the monies in the fund; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 291—
BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 32:5, relative to traffic control at parade events; to provide for the authority of certain parade marshals to direct, control, or regulate traffic at parade events; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 434—
BY SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 2:903(B), relative to airports; to provide relative to the General Aviation and Reliever Airport Maintenance Grant Program; to authorize the use of Transportation Trust Fund monies; to provide limitations; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 487—
BY SENATOR HEITMEIER

AN ACT

To amend R.S. 32:413(B), relative to licenses; waives collection of any charges required for duplicate licenses under certain conditions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 715—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 32:407(A)(2)(a) and (3), relative to drivers' licenses of minors; to provide relative to Class "E" learner's and intermediate drivers' licenses; to provide restrictions; to provide for certain authorized persons to be in a vehicle once the driver has obtained an intermediate license during a certain time period; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 743—
BY SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 29:655(D) and the introductory paragraph of 657(A), relative military affairs; to provide certain benefits for Civil Air Patrol members who are injured or killed or become ill during performance of their duties; and to provide for related matters.

Reported favorably.

Respectfully submitted,
NOBLE E. ELLINGTON
Chairman

**REPORT OF COMMITTEE ON
LOCAL AND MUNICIPAL AFFAIRS**

Senator Fields, Chairman on behalf of the Committee on Local and Municipal Affairs, submitted the following report:

April 15, 2004

To the President and Members of the Senate:

I am directed by your Committee on Local and Municipal Affairs to submit the following report:

SENATE BILL NO. 67—
BY SENATOR MCPHERSON AND REPRESENTATIVE FARRAR
AN ACT

To enact Part III-H of Title 19 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 19:138 through 138.7, relative to expropriation by municipal corporations; to authorize the city of Pineville to expropriate certain properties for the Susek Drive Project; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 138—
BY SENATOR SCHEDLER
AN ACT

To enact R.S. 13:2575.2, relative to administrative adjudication procedures and judicial reviews of code violations in the parish of St. Tammany; to provide additional administrative adjudication procedures in St. Tammany Parish; to provide additional judicial review procedures in St. Tammany Parish; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 288—
BY SENATOR SCHEDLER
AN ACT

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.

Reported favorably.

SENATE BILL NO. 358—
BY SENATOR BAJOIE
AN ACT

To amend and reenact R.S. 19:136, 136.1(1), (3), and (4)(d), 136.2(B), 136.3(2) and (3)(a), 136.6 through 136.8, 136.9(B), and 136.11, to enact R.S. 19:136.12, and to repeal R.S. 19:136.1(4)(e) and 136.10, relative to the expropriation of blighted or abandoned property by the city of New Orleans; to provide for the applicability to redemptive periods; to provide relative to the definition of "abandoned property"; to provide for notice to the owner; to provide for substantial rehabilitation and the payment of taxes and liens; to provide for the contents and notice of the petition for expropriation; to provide relative to the answer and opposition to the petition and for the waiver of defenses; to provide for the cancellation of inscriptions; to provide for the sale or transfer of expropriated property to third persons; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 410—
BY SENATOR BAJOEIE

AN ACT

To amend and reenact R.S. 19:132, 132.1(A), and 132.8, to rename Part III-C of Title 19 of the Louisiana Revised Statutes of 1950, relative to expropriations by the city of New Orleans; to provide for the expropriation of property needed for a street, drainage, water, utility, sewerage, or other capital project prior to judgment in the trial court fixing the amount of compensation due to the owner of the property; to provide for the application of existing expropriation laws; to provide for an effective date; to rename Part III-C of Title 19 of the Louisiana Revised Statutes of 1950, and to provide for related matters.

Reported favorably.

SENATE BILL NO. 596—
BY SENATOR NEVERS

AN ACT

To enact R.S. 38:1794(H), relative to 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.

Reported with amendments.

SENATE BILL NO. 745—
BY SENATOR NEVERS

AN ACT

To amend and reenact R.S. 33:106, relative to the general powers and duties of parish and municipal planning commissions; to change the authority of a parish or municipality planning commission to adopt a master plan from mandatory to permissive; and to provide for related matters.

Reported favorably.

Respectfully submitted,
CLEO FIELDS
Chairman

REPORT OF COMMITTEE ON

LABOR AND INDUSTRIAL RELATIONS

Senator Barham, Vice Chairman on behalf of the Committee on Labor and Industrial Relations, submitted the following report:

April 15, 2004

To the President and Members of the Senate:

I am directed by your Committee on Labor and Industrial Relations to submit the following report:

SENATE BILL NO. 692—
BY SENATOR BARHAM

AN ACT

To amend and reenact R.S. 14:329.6(E), relative to offenses affecting the public; to require employers of first responders to homeland security emergencies to maintain the employment, pay rate

levels, pensions, and benefits for those first responders; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
ROBERT J. BARHAM
Vice Chairman

REPORT OF COMMITTEE ON
EDUCATION

Senator Ullo, Chairman on behalf of the Committee on Education, submitted the following report:

April 15, 2004

To the President and Members of the Senate:

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

SENATE BILL NO. 298—
BY SENATOR SMITH

AN ACT

To enact R.S. 17:425.2, relative to payment for unused sick and annual leave of certain unclassified postsecondary education employees who continue in employment after becoming eligible for retirement; to provide for definitions; to provide for applicability; to provide conditions and limitations; to provide for an effective date; and to provide for related matters.

Reported without action.

SENATE BILL NO. 740—
BY SENATOR FIELDS

AN ACT

To enact R.S. 17:7(13), relative to the duties, functions, and responsibilities of the State Board of Elementary and Secondary Education; to provide with regard to the development of certain curricular elements; to provide with regard to inclusion of certain topics; and to provide for related matters.

Reported favorably.

Respectfully submitted,
CHRIS ULLO
Chairman

Rules Suspended

Senator Boissiere asked for and obtained a suspension of the rules for the purpose of recalling Senate Bill No. 712 from the Committee on Finance.

SENATE BILL NO. 712—
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 13:1384, relative to criminal district courts; to provide for funding of certain positions or office; and to provide for related matters.

On motion of Senator Boissiere, the bill was read by title and withdrawn from the files of the Senate.

Rules Suspended

Senator Nevers asked for and obtained a suspension of the rules for the purpose of recalling Senate Bill No. 188 from the Committee on Retirement.

SENATE BILL NO. 188— BY SENATOR NEVERS

AN ACT

To amend and reenact R.S. 11:3038(C) and 3044, relative to the City of Bogalusa Retirement System; to provide with respect to retirement benefits; to increase the maximum service retirement annuity; to increase employee contributions; to provide for an effective date; and to provide for related matters.

On motion of Senator Nevers, the bill was read by title and withdrawn from the files of the Senate.

Rules Suspended

Senator Hollis asked for and obtained a suspension of the rules for the purpose of recalling Senate Bill No. 683 from the Committee on Commerce, Consumer Protection and International Affairs.

SENATE BILL NO. 683— BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 9:3572.1, 3572.3(A), 3572.4, 3572.5(A)(1)(g) and (h) and (2)(g), (h) and (i) and the introductory paragraph of (B)(2), 3572.6, 3572.7(A), 3572.8(A), (C), and (D), 3572.9, 3572.10, 3572.11 and 3572.12(A), (C), and (D), relative to loan brokers; to limit application of loan broker's law to consumer loan brokers; to delete application to federally related mortgage loans; to provide relative to small loans and deferred presentment loans; and to provide for related matters.

On motion of Senator Hollis, the bill was read by title and withdrawn from the files of the Senate.

Rules Suspended

Senator Hollis asked for and obtained a suspension of the rules for the purpose of recalling Senate Bill No. 686 from the Committee on Commerce, Consumer Protection and International Affairs.

SENATE BILL NO. 686— BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 9:3578.4(C) and 3578.6(A)(2) and to repeal R.S. 9:3578.4(B), relative to the Louisiana Presentment and Small Loan Act; to eliminate authority for certain reimbursements; to provide for fee for returned checks and preparation of certain documents; to add prohibited acts; and to provide for related matters.

On motion of Senator Hollis, the bill was read by title and withdrawn from the files of the Senate.

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. 48— BY SENATOR HAINKEL

AN ACT

To amend and reenact R.S. 14:402(E), relative to offenses affecting law enforcement; to provide relative to contraband prohibited in certain correctional facilities; and to provide for related matters.

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

SENATE BILL NO. 52— BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 9:3198(A), relative to real estate; to provide relative to the sale of such property; to provide relative to homeowners' associations; to require disclosure by the seller to a potential purchaser of required membership in such an association as a result of the purchase; to require information relative to accessibility of certain documents of such homeowners' association; to provide for definitions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Dupre, Malone; Adley, Ellington, Marionneaux; Amedee, Fields, McPherson; Bajoie, Fontenot, Michot; Barham, Gautreaux, B, Mount; Boasso, Gautreaux, N, Nevers; Boissiere, Heitmeier, Romero; Cain, Holden, Schedler; Chaisson, Hollis, Smith; Cheek, Irons, Theunissen; Cravins, Jackson, Ullo; Dardenne, Jones; Duplessis, Kostelka; Total—37

NAYS

Total—0

ABSENT

Table with 2 columns: Hainkel, Lentini; Total—2

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

SENATE BILL NO. 102—
BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 13:124, relative to the Supreme Court of Louisiana; to provide for the expenditure of the balance of fees collected by the clerk; to provide that fund balances may be used to defray the expense of employment benefits, including dental insurance; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Ellington	Marionneaux
Amedee	Fields	McPherson
Bajoie	Fontenot	Michot
Barham	Gautreaux, B	Mount
Boasso	Gautreaux, N	Nevers
Boissiere	Heitmeier	Romero
Cain	Holden	Schedler
Chaisson	Hollis	Smith
Cheek	Irons	Theunissen
Cravins	Jackson	Ullo
Dardenne	Jones	
Duplessis	Kostelka	
Total—37		

NAYS

Total—0

ABSENT

Hainkel	Lentini
Total—2	

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

SENATE BILL NO. 107—
BY SENATOR N. GAUTREAU

AN ACT

To amend Civil Code Arts. 3494(3), (4), and (5) and 3497, relative to liberative prescription; to increase the liberative prescriptive period of an action on money lent; and to provide for related matters.

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

SENATE BILL NO. 112—
BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 13:3881(D)(3), relative to judicial procedure; to provide for certain exemptions from seizure by creditors; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Kostelka
Adley	Ellington	Malone
Amedee	Fields	Marionneaux
Bajoie	Fontenot	McPherson
Barham	Gautreaux, B	Michot
Boasso	Gautreaux, N	Mount
Boissiere	Heitmeier	Nevers
Cain	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Total—36		

NAYS

Total—0

ABSENT

Chaisson	Hainkel	Lentini
Total—3		

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

SENATE BILL NO. 193—
BY SENATORS BAJOIE AND SCHEDLER

AN ACT

To enact Chapter 3 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:311 through 312, relative to children's mental health services; to provide for the creation of a pilot program for a system of care for the delivery of children's mental health services; to provide for the establishment of the Louisiana Youth Enhanced Services consortium; to provide for membership in the consortium; to provide for the jurisdiction of the consortium; to provide guidelines and principles to be used in preparing such a plan; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 193 by Senator Bajoie

AMENDMENT NO. 1

On page 1, line 3, change "312" to "313" and on line 11, change "312, is" to "313, are"

AMENDMENT NO. 2

On page 3, line 1, following "prepare" and before "a" insert "and submit"

AMENDMENT NO. 3

On page 3, line 25, following "disability," and before "other" insert "or" and insert "," after "characteristics"

On motion of Senator Lentini, 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

Table with 3 columns: Mr. President, Dupre, Lentini, Adley, Ellington, Malone, Amedee, Fields, Marionneaux, Bajoie, Fontenet, McPherson, Barham, Gautreaux, B, Michot, Boasso, Gautreaux, N, Mount, Boissiere, Heitmeier, Nevers, Cain, Holden, Romero, Chaisson, Hollis, Schedler, Cheek, Irons, Smith, Cravins, Jackson, Theunissen, Dardenne, Jones, Ullo, Duplessis, Kostelka, Total—38

NAYS

Total—0

ABSENT

Hainkel Total—1

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.

SENATE BILL NO. 239— BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 6:969.17, R.S. 9:3529, and R.S. 47:1604.2, relative to certain credit transactions; to provide for the collection of certain fees and charges due to insufficient funds when payment is made by electronic means; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Dupre, Lentini, Adley, Ellington, Malone, Amedee, Fields, Marionneaux, Bajoie, Fontenet, McPherson, Barham, Gautreaux, B, Michot, Boasso, Gautreaux, N, Mount, Boissiere, Heitmeier, Nevers, Cain, Holden, Romero, Chaisson, Hollis, Schedler, Cheek, Irons, Smith, Cravins, Jackson, Theunissen, Dardenne, Jones, Ullo, Duplessis, Kostelka, Total—38

NAYS

Total—0

ABSENT

Hainkel Total—1

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

SENATE BILL NO. 341— BY SENATOR CHAISSON AND REPRESENTATIVE FUTRELL AN ACT

To amend and reenact R.S. 32:300(A), (B)(3)(b), (D) and (E) and to enact R.S. 32:300(F), relative to alcoholic beverages; to prohibit passengers in motor vehicles from possessing open alcoholic beverage containers; to prohibit such persons from consuming alcoholic beverages; to provide for exceptions; and to provide for related matters.

Floor Amendments Sent Up

Senator Chaisson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chaisson to Engrossed Senate Bill No. 341 by Senator Chaisson

AMENDMENT NO. 1

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

" * * *

(8) Passengers and krewe members riding on a parade float."

On motion of Senator Chaisson, the amendments were adopted.

Floor Amendments Sent Up

Senator Chaisson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chaisson to Engrossed Senate Bill No. 341 by Senator Chaisson

AMENDMENT NO. 1

On page 2, at the end of line 10, after "**vehicles**," insert the following:

"However, local governing authorities with a population over fifty thousand may enact any local code or ordinance that does not conflict with the substantive provisions of this Section and such local codes or ordinances may provide for the imposition and collection of fines and court costs for violations thereof for amounts in excess of the amounts provided in this Section. This preemption is solely for the purpose of providing for a uniform open container prohibition in motor vehicles throughout the state and nothing in this Section shall be construed to further preempt the authority of a local government to provide for any other type of alcohol beverage regulation within its jurisdiction."

On motion of Senator Chaisson, the amendments were adopted.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini to Engrossed Senate Bill No. 341 by Senator Chaisson and Representative Futrell

AMENDMENT NO. 1

On page 2, at the end of line 10, insert the following:

"For purposes of enforcement, the observance of a glass, cup, or other container which, on its face, does not indicate that the container contains an alcoholic beverage, shall not, absent other circumstances, constitute probable cause for a law enforcement officer to stop and question a person."

On motion of Senator Lentini, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Lentini
Adley	Ellington	Malone
Amedee	Fields	Marionneaux
Bajoie	Fontenot	McPherson
Barham	Gautreaux, B	Michot

Boasso	Gautreaux, N	Mount
Boissiere	Heitmeier	Nevers
Cain	Holden	Romero
Chaisson	Hollis	Schedler
Cheek	Irons	Smith
Cravins	Jackson	Theunissen
Dardenne	Jones	Ullo
Duplessis	Kostelka	
Total—38		

NAYS

Total—0

ABSENT

Hainkel
Total—1

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

SENATE BILL NO. 348—
BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 27:52(2)(g) and to enact Chapter 3-C of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:284 through 286, relative to the development of markets for agricultural and aquacultural products; to provide for certain terms, conditions and procedures; to provide definitions; and to provide for related matters.

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

SENATE BILL NO. 371—
BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 40:1299.43(A)(1), (2), (3), (4), and (5), (B)(1), and (C), relative to medical malpractice; to provide relative to future medical benefits; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Lentini
Adley	Ellington	Malone
Amedee	Fields	Marionneaux
Bajoie	Fontenot	McPherson
Barham	Gautreaux, B	Michot
Boasso	Gautreaux, N	Mount
Boissiere	Heitmeier	Nevers
Cain	Holden	Romero
Chaisson	Hollis	Schedler
Cheek	Irons	Smith

April 19, 2004

Cravins	Jackson	Theunissen
Dardenne	Jones	Ullo
Duplessis	Kostelka	
Total—38		
	NAYS	
Total—0		
	ABSENT	

Hainkel
Total—1
The Chair declared the bill was passed. The title was read and adopted. Senator Lentini moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 376—
BY SENATOR MICHOT
AN ACT
To amend and reenact R.S. 13:5204(B) and 5209(B) and to enact R.S. 13:5206.1, relative to small claim courts; to provide for the waiver of right to appeal; to provide for the transfer of proceedings from small claims division; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

	YEAS	
Mr. President	Dupre	Lentini
Adley	Ellington	Malone
Amedee	Fields	McPherson
Bajoie	Fontenot	Michot
Barham	Gautreaux, B	Mount
Boasso	Gautreaux, N	Nevers
Boissiere	Heitmeier	Romero
Cain	Holden	Schedler
Cheek	Hollis	Smith
Cravins	Irons	Theunissen
Dardenne	Jackson	Ullo
Duplessis	Kostelka	
Total—35		
	NAYS	
Total—0		
	ABSENT	
Chaisson	Jones	
Hainkel	Marionneaux	
Total—4		

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

SENATE BILL NO. 382—
BY SENATOR LENTINI
AN ACT
To enact R.S. 40:1299.39.2 and 1299.49, relative to medical review panels; to provide relative to state and private medical claims; to provide for such claims for the same patient and the same injury; to limit review to one panel in such cases; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini to Engrossed Senate Bill No. 382 by Senator Lentini

AMENDMENT NO. 1
On page 1, line 4, after "cases;" insert "to provide for an effective date;"

AMENDMENT NO. 2
On page 2, after line 25, add 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."

On motion of Senator Lentini, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

	YEAS	
Mr. President	Dupre	Lentini
Adley	Ellington	Malone
Amedee	Fields	Marionneaux
Bajoie	Fontenot	McPherson
Barham	Gautreaux, B	Michot
Boasso	Gautreaux, N	Mount
Boissiere	Heitmeier	Nevers
Cain	Holden	Romero
Chaisson	Hollis	Schedler
Cheek	Irons	Smith
Cravins	Jackson	Theunissen
Dardenne	Jones	Ullo
Duplessis	Kostelka	
Total—38		
	NAYS	
Total—0		
	ABSENT	

Hainkel
Total—1

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

SENATE BILL NO. 400—
BY SENATOR MARIONNEAUX
AN ACT

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

Floor Amendments Sent Up

Senator Cain sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cain to Engrossed Senate Bill No. 400 by Senator Cain

AMENDMENT NO. 1
On page 1, delete line 15 and delete “2004,” on line 16

On motion of Senator Cain, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Ellington	Marionneaux
Amedee	Fields	McPherson
Bajoie	Fontenot	Michot
Barham	Gautreaux, B	Mount
Boasso	Gautreaux, N	Nevers
Boissiere	Heitmeier	Romero
Cain	Holden	Schedler
Chaisson	Hollis	Smith
Cheek	Irons	Theunissen
Cravins	Jackson	Ullo
Dardenne	Jones	
Duplessis	Lentini	
Total—37		

NAYS

Kostelka
Total—1

ABSENT

Hainkel
Total—1

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

SENATE BILL NO. 401—
BY SENATOR MARIONNEAUX
AN ACT

To amend and reenact R.S. 27:306(E)(2)(c), relative to video draw poker devices; to provide for license qualifications when a video draw poker device license is sold or transferred; to provide for the one hundred eighty day time limit allowing the operation of video draw poker devices under an old license pending approval of a license to operate in the name of a new establishment owner; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Jackson
Adley	Ellington	Jones
Boissiere	Fields	Marionneaux
Chaisson	Fontenot	Romero
Cheek	Gautreaux, B	Theunissen
Cravins	Gautreaux, N	Ullo
Dardenne	Holden	
Duplessis	Irons	
Total—22		

NAYS

Amedee	Hollis	Nevers
Barham	Kostelka	Schedler
Boasso	Lentini	Smith
Cain	Malone	
Heitmeier	Michot	
Total—13		

ABSENT

Bajoie	McPherson
Hainkel	Mount
Total—4	

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

SENATE BILL NO. 464—
BY SENATOR FONTENOT
AN ACT

To amend and reenact R.S. 30:2018(C) and to enact R.S. 30:2017(B)(3), relative to the public hearings conducted by the Department of Environmental Quality; to provide for the location of the public hearing; to authorize state legislators and other statewide elected officials to speak at such public hearings; and to provide for related matters.

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

SENATE BILL NO. 466—

BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 40:1376(F), relative to employees of the Department of Environmental Quality who are commissioned by the office of state police; to prohibit the duplication of badges; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Lentini
Adley	Dupre	Malone
Amedee	Ellington	Marionneaux
Bajoie	Fields	McPherson
Barham	Fontenot	Michot
Boasso	Gautreaux, N	Mount
Boissiere	Heitmeier	Nevers
Cain	Holden	Romero
Chaisson	Hollis	Schedler
Cheek	Irons	Smith
Cravins	Jackson	Theunissen
Dardenne	Kostelka	Ullo
Total—36		

NAYS

Total—0

ABSENT

Gautreaux, B	Hainkel	Jones
Total—3		

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

SENATE BILL NO. 467—

BY SENATOR FONTENOT

AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Lentini
---------------	-----------	---------

Adley	Dupre	Malone
Amedee	Ellington	Marionneaux
Bajoie	Fields	McPherson
Barham	Fontenot	Michot
Boasso	Gautreaux, N	Mount
Boissiere	Heitmeier	Nevers
Cain	Holden	Romero
Chaisson	Hollis	Schedler
Cheek	Irons	Smith
Cravins	Jackson	Theunissen
Dardenne	Kostelka	Ullo
Total—36		

NAYS

Total—0

ABSENT

Gautreaux, B	Hainkel	Jones
Total—3		

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

Rules Suspended

Senator Jones asked for and obtained a suspension of the rules for the purpose of reverting to the Morning Hour.

Introduction of Senate Bills and Joint Resolutions

The following Senate Bills and Joint Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

SENATE BILL NO. 783—

BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 9:4862 (A)(1) and (2), relative to the Louisiana oil, gas, and water wells privilege; to provide that the privilege secures the contractor's full contract price; to provide the location of certain services or facilities provided to offshore well sites; and to provide for related matters.

The bill was read by title; lies over under the rules.

SENATE BILL NO. 784—

BY SENATOR JONES

AN ACT

To enact R.S. 33:9038.25, relative to special districts; to create the Southside Development District; to provide for the purpose and governance of the district; to provide for its rights and powers, including the authority to tax increment financing by the district; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

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.

The bill was read by title; lies over under the rules.

SENATE BILL NO. 786—
BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 24:513(A)(1)(b)(v) and to enact R.S. 38:2211(C), Part II of Chapter 12 of Subtitle III of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:1415, and R.S. 39:1554(J), R.S. 42:4.2(C), and R.S. 44:1(C), relative to nonpublic entities and the expenditure of public funds; to provide with respect to the application of laws applicable to the expenditure of public funds by public bodies to nonpublic entities; to direct the Louisiana State Law Institute to designate certain portions of present law; and to provide for related matters.

The bill was read by title; lies over under the rules.

SENATE BILL NO. 787—
BY SENATOR CRAVINS

AN ACT

To enact R.S. 33:9038.25; relative to special districts; to create the city of Opelousas Special District; to provide for the purpose and governance of the district; to provide for its rights and powers, including the authority for tax increment financing by the district; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

SENATE BILL NO. 788—
BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 47:322.38(A)(1) and to enact R.S. 47:322.38(E), relative to the state sales and use tax on hotel occupancy levied in Orleans Parish; to revise the dedication of a portion of the avails of the tax; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

SENATE BILL NO. 789—
BY SENATOR MALONE

AN ACT

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

The bill was read by title; lies over under the rules.

SENATE BILL NO. 790—
BY SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 11:403(5) and 444(C)(10)(a); and to repeal R.S. 11:231 (A)(1), relative to the Louisiana State Employees' Retirement System; to provide with respect to the definition of average final compensation and to provide limitations on increases related thereto; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

SENATE BILL NO. 791—
BY SENATOR THEUNISSEN

AN ACT

To enact R.S. 11:309(D), relative to consolidated public retirement systems; to provide with respect to retirement legislation; to provide that the Commission on Public Retirement shall review and approve all proposed retirement legislation; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

SENATE BILL NO. 792—
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 11:471(A) and to enact R.S. 11:441(G), relative to Louisiana State Employees' Retirement System; to provide with respect to survivors benefits; 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.

The bill was read by title; lies over under the rules.

SENATE BILL NO. 793—
BY SENATOR DARDENNE

AN ACT

To enact R.S. 24:513(A)(1)(b)(vi), relative to the powers and duties of the legislative auditor; to specify the authority of the legislative auditor to audit a certain type of agency; to define the agency; and to provide for related matters.

The bill was read by title; lies over under the rules.

SENATE BILL NO. 794—
BY SENATOR MICHOT

AN ACT

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

The bill was read by title; lies over under the rules.

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.

The bill was read by title; lies over under the rules.

SENATE BILL NO. 796—
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 13:1141(A) and to repeal R.S. 13:1138, relative to the Civil District Court for the parish of Orleans; to provide relative to domestic relations proceedings; to repeal the authority to establish a Domestic Relations Section and assign cases to it; to provide with respect to the collection of fees for domestic relations cases; and to provide for related matters.

The bill was read by title; lies over under the rules.

SENATE BILL NO. 797—
BY SENATOR ULLO

AN ACT

To enact R.S. 17:10.6, relative to school and district accountability; to provide for the status of a city, parish, or other local public school system which is academically in crisis; to provide for notice of the status; to provide for the power and authority of the school board of such a system; to provide for the power and authority of the school superintendent of such a system; to provide relative to the audit of the finances and financial practices of such a system; to provide relative to the role of distinguished educators; and to provide for related matters.

The bill was read by title; lies over under the rules.

SENATE BILL NO. 798—
BY SENATOR HOLDEN

AN ACT

To enact Chapter 17 of Title 17 of the Louisiana Revised Statutes of 1950, to be composed of R.S. 17:2901, relative to school system finances; to require an appropriation for certain systems which participate in tax increment financing plans; and to provide for related matters.

The bill was read by title; lies over under the rules.

SENATE BILL NO. 799—
BY SENATOR MOUNT

AN ACT

To enact R.S. 40:600.1(B)(6), (7), and (8), 600.2(12) and 600.6(26), relative to the Louisiana Housing Finance Agency; to provide for findings; to provide for a definition of subsidiary; to provide for authority for the agency to sponsor a statewide community housing development organization; to provide with respect to the funding of loans and financing of pools of loans; and to provide for related matters.

The bill was read by title; lies over under the rules.

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.

The bill was read by title; lies over under the rules.

SENATE BILL NO. 801—
BY SENATOR ROMERO

AN ACT

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

The bill was read by title; lies over under the rules.

SENATE BILL NO. 802—
BY SENATORS MOUNT AND THEUNISSEN AND REPRESENTATIVES FLAVIN, GEYMAN, 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 an elected public official 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.

The bill was read by title; lies over under the rules.

**Introduction of
Senate Concurrent Resolutions**

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Concurrent Resolutions and acting upon them as follows:

SENATE CONCURRENT RESOLUTION NO. 66—
BY SENATOR ELLINGTON

A CONCURRENT RESOLUTION

To recognize the Boeuf River Band of Cherokees as an Indian tribe of Louisiana.

The resolution was read by title; lies over under the rules.

SENATE CONCURRENT RESOLUTION NO. 67—
BY SENATOR ELLINGTON

A CONCURRENT RESOLUTION

To commend Al Lemoine, principal at West Feliciana Middle School, on being honored with the Louisiana Middle School Association Award of Excellence.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Lentini
Adley	Dupre	Malone
Amedee	Ellington	Marionneaux
Bajoie	Fields	McPherson
Barham	Fontenot	Michot
Boasso	Gautreaux, B	Mount
Boissiere	Gautreaux, N	Nevers
Cain	Heitmeier	Romero
Chaisson	Holden	Schedler
Cheek	Irons	Smith
Cravins	Jackson	Theunissen
Dardenne	Jones	Ullo

Total—36

NAYS

Total—0

ABSENT

Hainkel	Hollis	Kostelka
---------	--------	----------

Total—3

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 68—
BY SENATOR ELLINGTON

A CONCURRENT RESOLUTION

To commend Jean Woodside upon her selection as Louisiana Teacher of the Year for 2004, and for her dedicated service to the students of West Feliciana Parish.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Lentini
Adley	Ellington	Malone
Amedee	Fields	Marionneaux
Bajoie	Fontenot	McPherson
Barham	Gautreaux, B	Michot
Boasso	Gautreaux, N	Mount
Boissiere	Heitmeier	Nevers
Cain	Holden	Romero
Chaisson	Hollis	Schedler
Cheek	Irons	Smith
Cravins	Jackson	Theunissen
Dardenne	Jones	Ullo
Duplessis	Kostelka	

Total—38

NAYS

Total—0

ABSENT

Hainkel

Total—1

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 69—
BY SENATOR N. GAUTREAUX

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Sergeant Toby Wayne Mallet.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Lentini
Adley	Ellington	Malone
Amedee	Fields	Marionneaux
Bajoie	Fontenot	McPherson
Barham	Gautreaux, B	Michot
Boasso	Gautreaux, N	Mount
Boissiere	Heitmeier	Nevers
Cain	Holden	Romero
Chaisson	Hollis	Schedler
Cheek	Irons	Smith
Cravins	Jackson	Theunissen
Dardenne	Jones	Ullo
Duplessis	Kostelka	

Total—38

NAYS

Total—0

ABSENT

Hainkel

Total—1

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 70—
BY SENATOR N. GAUTREAUX AND REPRESENTATIVE FRITH

A CONCURRENT RESOLUTION

To express sincere condolences on the death of Kevin Suire and to recognize him at the "Le Jour de Cajun".

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Lentini
Adley	Ellington	Malone
Amedee	Fields	Marionneaux
Bajoie	Fontenot	McPherson
Barham	Gautreaux, B	Michot
Boasso	Gautreaux, N	Mount
Boissiere	Heitmeier	Nevers
Cain	Holden	Romero
Chaisson	Hollis	Schedler
Cheek	Irons	Smith
Cravins	Jackson	Theunissen
Dardenne	Jones	Ullo
Duplessis	Kostelka	

Total—38

NAYS

Total—0

ABSENT

Hainkel
Total—1

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

**SENATE CONCURRENT RESOLUTION NO. 71—
BY SENATOR IRONS**

A CONCURRENT RESOLUTION

To proclaim May 5, 2004 as "Sexhas Consequences" National Teen Pregnancy Day.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Lentini
Adley	Ellington	Malone
Amedee	Fields	Marionneaux
Bajoie	Fontenot	McPherson
Barham	Gautreaux, B	Michot
Boasso	Gautreaux, N	Mount
Boissiere	Heitmeier	Nevers
Cain	Holden	Romero
Chaisson	Hollis	Schedler
Cheek	Irons	Smith
Cravins	Jackson	Theunissen
Dardenne	Jones	Ullo
Duplessis	Kostelka	

Total—38

NAYS

Total—0

ABSENT

Hainkel
Total—1

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

**SENATE CONCURRENT RESOLUTION NO. 72—
BY SENATOR MOUNT**

A CONCURRENT RESOLUTION

To recognize the Louisiana Choctaw Turtle Tribe as an Indian tribe of Louisiana.

The resolution was read by title; lies over under the rules.

**SENATE CONCURRENT RESOLUTION NO. 73—
BY SENATOR N. GAUTREAUX AND REPRESENTATIVES FRITH,
HEBERT AND TRAHAN**

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Mr. Euda Delcambre.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Lentini
Adley	Ellington	Malone
Amedee	Fields	Marionneaux
Bajoie	Fontenot	McPherson
Barham	Gautreaux, B	Michot
Boasso	Gautreaux, N	Mount
Boissiere	Heitmeier	Nevers
Cain	Holden	Romero
Chaisson	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo

Total—36

NAYS

Total—0

ABSENT

Cheek
Total—3
Hainkel
Kostelka

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON REVENUE AND FISCAL AFFAIRS

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

April 19, 2004

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 RESOLUTION NO. 24— BY SENATOR BARHAM

A RESOLUTION

To urge and request the Louisiana congressional delegation to work to permanently abolish the federal death tax.

Reported favorably.

SENATE RESOLUTION NO. 25— BY SENATOR BARHAM

A RESOLUTION

To urge and request the Louisiana congressional delegation to work to make certain federal tax cuts permanent.

Reported favorably.

SENATE BILL NO. 158— BY SENATOR DUPRE

A JOINT RESOLUTION

Proposing to amend Section 20 (A)(1) and (2) of Article VII of the Constitution of Louisiana, relative to the homestead exemption from ad valorem taxes; to authorize such exemption for land classified as "use value"; to provide relative to the extension of such exemption to the surviving spouse or child; to extend such exemption to certain property owned by an irrevocable trust; to extend such exemption to certain property where a lifetime usufruct has been granted; to require that such exemption shall extend only to natural persons; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported by substitute.

SENATE BILL NO. 385— BY SENATOR LENTINI

AN ACT

To amend R.S. 47:1979, relative to reporting of property owned by Tax Commission members; to provide for a deadline to submit assessments; and to provide for related matters.

Reported with amendments.

Respectfully submitted, WILLIE MOUNT Chairman

REPORT OF COMMITTEE ON

FINANCE

Senator Heitmeier, Chairman on behalf of the Committee on Finance, submitted the following report:

April 19, 2004

To the President and Members of the Senate:

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

SENATE BILL NO. 12— BY SENATOR THEUNISSEN

AN ACT

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.

Reported favorably.

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 submission to and approval by the legislature of certain claims in which the state has an interest; and to provide for related matters.

Reported with amendments.

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.

Reported favorably.

SENATE BILL NO. 363— BY SENATOR HOLDEN

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 outstanding balance of certain debts owed by the state; to provide for an effective date; and to provide for related matters.

Reported with amendments.

Respectfully submitted, FRANCIS C. HEITMEIER Chairman

Motion to Recommit

Senator Heitmeier asked for and obtained a suspension of the rules and recommitted Senate Bill No. 742 from the Committee on Senate and Governmental Affairs to the Committee on Finance.

Rules Suspended

Senator Marionneaux 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 Fontenot asked that Senate Bill No. 464 be called from the Calendar at this time for its final passage.

**SENATE BILL NO. 464—
BY SENATOR FONTENOT**

AN ACT

To amend and reenact R.S. 30:2018(C) and to enact R.S. 30:2017(B)(3), relative to the public hearings conducted by the Department of Environmental Quality; to provide for the location of the public hearing; to authorize state legislators and other statewide elected officials to speak at such public hearings; and to provide for related matters.

Floor Amendments Sent Up

Senator McPherson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Engrossed Senate Bill No. 464 by Senator Fontenot

AMENDMENT NO. 1

On page 1, line 16, after "hearing" change "shall" to "may"

AMENDMENT NO. 2

On page 1, lines 4 and 5, change "state legislators and other statewide elected" to "public" and on line 16, after "preference to" change "state legislator" to "public officials"

On motion of Senator McPherson, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Malone
Adley	Fields	Marionneaux
Amedee	Fontenot	McPherson
Bajoie	Gautreaux, B	Michot

Barham	Gautreaux, N	Mount
Boasso	Heitmeier	Nevers
Boissiere	Holden	Romero
Cain	Hollis	Schedler
Chaisson	Irons	Smith
Cravins	Jackson	Theunissen
Dardenne	Jones	Ullo
Duplessis	Kostelka	
Dupre	Lentini	

Total—37

NAYS

Total—0

ABSENT

Cheek

Hainkel

Total—2

The Chair declared the amended bill was passed. The title was read and adopted. Senator Fontenot 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 Jones, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

April 19, 2004

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 Resolution has been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 60—

BY SENATORS THEUNISSEN, AMEDEE, BAJOIE, BARHAM, BOASSO, CAIN, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, B. GAUTREAUX, N. GAUTREAUX, HOLDEN, HOLLIS, IRONS, KOSTELKA, LENTINI, MOUNT, NEVERS, ROMERO, SCHEDLER, SMITH AND ULLO AND REPRESENTATIVE MORRISH

A CONCURRENT RESOLUTION

To memorialize Congress of the United States to continue to provide southwest Louisiana veterans a community based outpatient clinic in Jennings, Louisiana.

Respectfully submitted,
CHARLES D. JONES
Chairman

The foregoing Senate Concurrent Resolution was signed by the President of the Senate.

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

April 19, 2004

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 94— BY REPRESENTATIVES JOHNS, ALEXANDER, BALDONE, DANIEL, ERDEY, T. POWELL, TRICHE, WALSWORTH, AND WHITE AND SENATORS DARDENNE, FONTENOT, B. GAUTREAUX, KOSTELKA, MICHOT, MOUNT, AND SCHEDLER

A CONCURRENT RESOLUTION

To commend the recipients of the 2004 Louisiana Young Heroes Award.

HOUSE CONCURRENT RESOLUTION NO. 87— BY REPRESENTATIVE BROOME

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences of the legislature upon the death of Missions Pastor Linda Beaulieu Cortez of Baton Rouge.

HOUSE CONCURRENT RESOLUTION NO. 89— BY REPRESENTATIVES TOWNSEND AND THOMPSON AND SENATOR SMITH

A CONCURRENT RESOLUTION

To commend internationally recognized outdoorsman Claude Hamilton "Grits" Gresham, Jr., a living Louisiana outdoor legend, for his remarkable accomplishments and to record his incomparable contributions to the world of outdoor sports.

HOUSE CONCURRENT RESOLUTION NO. 93— BY REPRESENTATIVES DOVE, BALDONE, DARTEZ, BAUDOIN, DURAND, FAUCHEUX, PITRE, QUEZAIRE, ROMERO, SMILEY, GARY SMITH, JACK SMITH, ST. GERMAIN, TRICHE, AND WOOTON AND SENATORS DUPRE, GAUTREAUX, AMADEE, CHAISSON, AND ROMERO

A CONCURRENT RESOLUTION

To recognize and record the accomplishments and contributions of the Honorable Glynn F. Voisin and commend him for his service to Terrebonne Parish, the state of Louisiana, and the United States of America as he prepares to retire from office after more than thirty years of public service.

and asked that the President of the Senate affix his signature to the same.

Respectfully submitted, ALFRED W. SPEER Clerk of the House of Representatives

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

Leaves of Absence

The following leaves of absence were asked for and granted:

Hainkel 1 Day

Adjournment

Senator Bajoie moved that the Senate adjourn until Tuesday, April 20, 2004, at 1:30 o'clock P.M.

The President of the Senate declared the Senate adjourned until 1:30 o'clock P.M. on Tuesday, April 20, 2004.

GLENN A. KOEPP Secretary of the Senate

GAYE F. HAMILTON Journal Clerk