

**OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA**

FORTY-SIXTH DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Wednesday, June 16, 2004

The Senate was called to order at 9:00 o'clock A.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	Kostelka
Adley	Ellington	Lentini
Amedee	Fields	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot
Boissiere	Hainkel	Mount
Cain	Heitmeier	Nevers
Chaisson	Holden	Schedler
Cheek	Hollis	Smith
Cravins	Irons	Theunissen
Dardenne	Jackson	Ulló
Duplessis	Jones	

ABSENT

Romero
Total—1

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

Prayer

The prayer was offered by Pastor Dennis Terry, 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 Bajoie, the reading of the Journal was dispensed with and the Journal of yesterday was adopted.

Morning Hour

**Privilege Report of the
Legislative Bureau**

June 15, 2004

To the President and Members of the Senate:

I am directed by your Legislative Bureau to submit the following report:

The following bills are approved as to construction and duplication. We advise and suggest the following amendments to the engrossed bills.

HOUSE BILL NO. 3—

BY REPRESENTATIVE HAMMETT AND SENATOR MOUNT
AN ACT

To enact the Omnibus Bond Authorization Act of 2004, relative to the implementation of a five-year capital improvement program; to provide for the repeal of certain prior bond authorizations; to provide for new bond authorizations; to provide for authorization and sale of such bonds by the State Bond Commission; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 38—

BY REPRESENTATIVE ANSARDI
AN ACT

To amend and reenact Civil Code Articles 650 and 2668, Chapters 1 and 2 of Title IX of Book III of the Civil Code, to be comprised of Chapters 1 through 4 of Title IX of Book III of the Civil Code, consisting of Articles 2668 through 2729, Civil Code Article 3219, and R.S. 9:3221, to enact R.S. 9:3259.2, and to repeal Civil Code Article 3218, relative to lease and to redesignate Chapter 3 of Title IX of Book III of the Civil Code, comprised of Articles 2745 through 2777, as Chapter 5 of Title IX of Book III of the Civil Code; to provide for definitions; to provide for a contract to lease; to provide for the types of leases; to provide for things that may be leased; to provide relative to ownership; to provide for rent; to provide for the term or duration; to provide for the form; to provide relative to registry; to provide for the obligations of the lessor and lessee; to provide for delivery; to provide for errors relative to the size of an immovable leased thing; to provide for the misuse of the leased thing; to provide for liability for damages; to provide for notification of damages; to provide for expenses; to provide for the rights of the lessor and lessee relative to the attachments, additions, or improvements; to provide for the warranty against vices or defects; to provide for peaceful possession; to provide relative to subleasing; to provide for the seizure of a third person's movables; to provide relative to privileges; to provide for transfer; to provide for loss, destruction, or expropriation; to provide for termination; to provide for the death of the lessor or lessee; to provide for reconduction; to provide for a lease relative to a predial servitude; to provide for amendments; to provide for an effective date; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 38 by Representative Ansardi

AMENDMENT NO. 1

On page 15, line 35, following "Title" and before " "Sale"" delete "of"

AMENDMENT NO. 2

On page 29, line 18, following "Title" and before "Conventional" delete "of"

HOUSE BILL NO. 150—

BY REPRESENTATIVE GALLOT
AN ACT

To amend and reenact Title XII of Book III of the Civil Code, formerly consisting of Articles 2891 through 2925, to comprise Articles 2891 through 2913 and to transfer and redesignate Civil Code Article 2924 as R.S. 9:3500, relative to loan; to provide for loan for use; to provide for loan for consumption; to provide for loan on interest; to provide for definitions of loan for use and loan for consumption; to provide for the application of the rules governing obligations; to provide for things subject to loan for use; to provide for limitations of use; to provide for the ordinary wear and tear; to provide for the liability of borrowers and lenders; to provide for fortuitous events; to provide for valuation and risk of loss; to provide for the reimbursement of expenses; to provide for the time of return of a thing lent for use; to provide for liberative prescription; to provide for ownership of a thing lent for consumption; to provide for the loan of nonfungible things; to provide for the loan of money or commodities; to provide for the term of a loan for consumption; to provide for restoration; to provide for payment of value; to provide for the payment and release of legal interest; to provide for the transfer and redesignation of certain laws; to provide authority for the correction of certain cross-references; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 255—

BY REPRESENTATIVE BADON AND WALSWORTH
AN ACT

To amend and reenact R.S. 14:32.1(B), relative to vehicular homicide; to provide for criminal penalties; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 292—

BY REPRESENTATIVE DORSEY
AN ACT

To enact R.S. 15:831(E), relative to medical care of inmates; to require the secretary of the Department of Public Safety and Corrections to adopt rules for the monitoring of diets of inmates diagnosed with a medical condition or disease; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 353—

BY REPRESENTATIVE TOOMY
AN ACT

To amend and reenact Civil Code Article 2818, relative to partnerships; to provide for the causes of cessation of membership; to provide for plans of liquidation or appointments of trustees; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 421—

BY REPRESENTATIVE BEARD
AN ACT

To enact R.S. 44:3.2, relative to public records; to exempt certain proprietary and trade secret information from the laws relative to public records; to provide for certain determinations by a custodian; to provide for certain notification procedures; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 444—

BY REPRESENTATIVE FAUCHEUX (BY REQUEST)
AN ACT

To enact Civil Code Article 32, relative to persons; to provide for the definition of minority; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 549—

BY REPRESENTATIVE BALDONE
AN ACT

To amend and reenact R.S. 14:98(D)(1) and (3)(a)(introductory paragraph) and (iii) and (E)(1) and (3)(a)(introductory paragraph) and (iii), relative to driving while intoxicated; to provide with respect to criminal penalties for third, fourth, and subsequent offenses of operating a vehicle while intoxicated; to provide with respect to substance abuse treatment; to provide with respect to probation; to provide with respect to home incarceration; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 763—

BY REPRESENTATIVE SALTER
AN ACT

To amend and reenact Section 2 of Act No. 1341 and Section 3 of Act No. 1342 both of the 1999 Regular Session as amended and reenacted by Act No. 338 of the 2001 Regular Session; to specify time periods to be used for the calculation of cost savings to city, parish, and other local public school boards, state schools for the deaf, blind, spastic, and cerebral palsied, and in Special School District Number One resulting from the elimination of statutory provisions relative to extended sick leave and rest and recuperation sabbatical leaves for certain school employees; to require that such saved monies be included in the minimum salary schedules used by the school system or state school to compensate teachers; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 766—

BY REPRESENTATIVES GALLOT AND ANSARDI
AN ACT

To enact R.S. 13:750 and 750.1, relative to limitations of liability; to provide relative to limitations of liability for clerks of court; to provide relative to personal liability of clerks, deputy clerks, and employees; to provide for a preemptive period; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 877—
BY REPRESENTATIVE DORSEY
AN ACT

To enact R.S. 46:1844(K)(2)(g), relative to rights of crime victims; to provide with respect to the victim impact statement; to provide with respect to its content; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1005—
BY REPRESENTATIVES MONTGOMERY AND CURTIS
AN ACT

To amend and reenact R.S. 11:2175(E)(1), relative to the Sheriffs' Pension and Relief Fund; to provide an earnings limitation for retirees who return to part-time employment; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1007—
BY REPRESENTATIVES SCHNEIDER AND MONTGOMERY
AN ACT

To amend and reenact R.S. 11:2178.1(A), (B), and (C)(4), (5), (8), and (9), relative to the Sheriffs' Pension and Relief Fund; to provide relative to the Back-Deferred Retirement Option Plan; to provide for return of employee contributions; to provide for transfer of employee contributions made during Back-Deferred Retirement Option Plan participation to the member's Back-Deferred Retirement Option Plan account; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1008—
BY REPRESENTATIVES SCHNEIDER AND MONTGOMERY
AN ACT

To amend and reenact R.S. 11:2178(M), relative to the Sheriffs' Pension and Relief Fund; to provide a nonrecurring lump-sum benefit if a cost-of-living adjustment is not payable; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1009—
BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 11:1561, relative to the Clerks' of Court Retirement and Relief Fund; to provide with respect to demand upon the state treasurer for delinquent dedicated tax revenue; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1084—
BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 11:1481(1)(a)(ii) and to enact R.S. 11:1481(1)(a)(iii), relative to payments to the Louisiana Assessors' Retirement Fund; to provide for board certification of receipt of remission of taxes; to provide for certification to the legislative auditor of any shortfall in taxes remitted and the

cause therefor; to provide for certification by the legislative auditor of the shortfall; to provide for remedies for failure to remit taxes to the fund including additional payments by the delinquent entity; to authorize the board to make demand upon the treasurer for any continued failure to remit taxes due the fund; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1175—
BY REPRESENTATIVE MURRAY
AN ACT

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

Reported without amendments.

HOUSE BILL NO. 1188—
BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 11:1402(6), 1410(B), 1412, 1457(C)(3) and (4), 1458(B)(1) and (2)(a) and (b), (3), and (4), (D), and (E) and to enact R.S. 11:1411(D), relative to the Assessors' Retirement Fund; to provide with respect to tax qualification of the system; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1202—
BY REPRESENTATIVE TOWNSEND
AN ACT

To amend and reenact R.S. 27:301(B)(12), relative to the definition of a restaurant; to amend the definition of a restaurant as provided for in the Video Draw Poker Devices Control Law; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1267—
BY REPRESENTATIVE GLOVER
AN ACT

To enact R.S. 9:2800.14, relative to administrative procedure; to create an application process for compensation for wrongful conviction and imprisonment; to provide for compensation; to create the Innocence Compensation Fund as a special fund in the state treasury; to provide for the deposit, use, and investment of monies in the fund; to provide procedures for filing an application; to provide for the period of time in which the application shall be filed; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1306—
BY REPRESENTATIVES SCHNEIDER AND MONTGOMERY
AN ACT

To amend and reenact R.S. 11:2178.1(C)(9)(a), relative to the Deferred Retirement Option Plan and the Back-Deferred Retirement Option Plan of the Sheriffs' Pension and Relief Fund; to provide for interest on balances in plan accounts; to provide an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1508—
BY REPRESENTATIVE GRAY
AN ACT

To amend and reenact Children's Code Article 810 and to enact Children's Code Article 809(E) and (F), relative to juvenile delinquency proceedings; to provide for the appointment of counsel and notice of such appointment; to provide with respect to a waiver of right to counsel in such proceedings; to provide for circumstances in which the right to counsel shall not be waived; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1551—
BY REPRESENTATIVES HEATON, DARTEZ, DORSEY, FARRAR,
RICHMOND, AND SMILEY
AN ACT

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

Reported without amendments.

HOUSE BILL NO. 1595—
BY REPRESENTATIVE CROWE
AN ACT

To amend and reenact R.S. 15:541(14.1) and to enact R.S. 14:283.1, relative to sex offenses; to create the crime of voyeurism; to provide for criminal penalties; to provide with respect to sex offender registration and notification requirements; to provide with respect to the definition of "sex offense"; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1604—
BY REPRESENTATIVE CAZAYOUX
AN ACT

To enact R.S. 32:662.1, relative to evidence; to provide for the admissibility of certificates and writings made in accordance with provisions of law governing chemical testing of suspected drunken drivers; to provide with respect to prima facie proof; to require that notice be given to opposing parties; to provide for the opportunity to cross-examine experts; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1695 (Substitute for House Bill No. 1085 by Representative Murray)—
BY REPRESENTATIVES MURRAY AND JEFFERSON
AN ACT

To amend and reenact R.S. 9:355.5, 355.8, 355.12(A)(6), and 355.13 and to repeal R.S. 9:355.12(A)(10), relative to relocating the residence of a child; to eliminate certain determining factors; to provide for court authorization; to prohibit certain persons from objecting; to provide for the burden of proof; and to provide for related matters.

Reported without amendments.

HOUSEBILL NO. 1704 (Substitute for House Bill No. 23 by Representative Fauchaux)—
BY REPRESENTATIVES TOWNSEND AND FAUCHEUX
AN ACT

To amend and reenact R.S. 26:73(G) and 272(G), relative to the issuance of certain alcoholic beverage permits for a restaurant located in a specified location; requires the issuance of a Class A Retail Liquor Permit and a Class "R" permit for alcohol of a high and low content for a restaurant located in a specified historic area; and to provide for related matters.

Reported without amendments.

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

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

Reported without amendments.

HOUSE BILL NO. 1722 (Substitute for House Bill No. 408 by Representative Flavin)—
BY REPRESENTATIVE FLAVIN
AN ACT

To enact R.S. 46:2304, relative to Indian gaming compacts; to provide for notice to affected parish governing authorities prior to the governor signing a Tribal-State Class III gaming compact; to provide for definitions; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
ARTHUR J. "ART" LENTINI
Chairman

Adoption of Legislative Bureau Report

On motion of Senator Lentini, the Legislative Bureau amendments were adopted and the Bills and Joint Resolutions were read by title and passed to a third reading.

Messages from the House

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 16, 2004

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 682 by Representative Townsend, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 16, 2004

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1444 by Representative Smiley, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 16, 2004

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1576 by Representative Burns, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

House Concurrent Resolutions on Second Reading

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

HOUSE CONCURRENT RESOLUTION NO. 202— BY REPRESENTATIVES JOHN SMITH, SCHNEIDER, TRAHAN, AND TRICHE

A CONCURRENT RESOLUTION

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, YEAS, NAYS. Lists names like Mr. President, Duplessis, Michot, etc.

NAYS

Total—0

ABSENT

Table with 3 columns: Name, YEAS, NAYS. Lists names like Bajoie, Gautreaux, B, Jones, etc.

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

HOUSE CONCURRENT RESOLUTION NO. 212— BY REPRESENTATIVE HUNTER

A CONCURRENT RESOLUTION

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

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

June 16, 2004

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	McPherson
Adley	Fontenot	Michot
Amedee	Hainkel	Mount
Barham	Holden	Romero
Boissiere	Hollis	Smith
Cain	Irons	Theunissen
Chaisson	Jackson	Ullo
Cheek	Kostelka	
Duplessis	Marionneaux	
Total—25		

NAYS

Total—0

ABSENT

Bajoie	Ellington	Lentini
Boasso	Gautreaux, B	Malone
Cravins	Gautreaux, N	Nevers
Dardenne	Heitmeier	Schedler
Dupre	Jones	
Total—14		

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

HOUSE CONCURRENT RESOLUTION NO. 246—
BY REPRESENTATIVE BURNS

A CONCURRENT RESOLUTION

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Marionneaux
Adley	Fontenot	McPherson
Amedee	Hainkel	Michot
Barham	Heitmeier	Mount
Boissiere	Holden	Nevers
Cain	Hollis	Romero
Chaisson	Irons	Smith
Cheek	Jackson	Theunissen
Duplessis	Kostelka	Ullo
Total—27		

NAYS

Total—0

ABSENT

Bajoie	Dupre	Jones
Boasso	Ellington	Lentini
Cravins	Gautreaux, B	Malone
Dardenne	Gautreaux, N	Schedler
Total—12		

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

HOUSE CONCURRENT RESOLUTION NO. 269—
BY REPRESENTATIVE DURAND

A CONCURRENT RESOLUTION

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Marionneaux
Adley	Fontenot	McPherson
Amedee	Hainkel	Michot
Barham	Heitmeier	Mount
Boissiere	Holden	Nevers
Cain	Hollis	Romero
Chaisson	Irons	Smith
Cheek	Jackson	Theunissen
Duplessis	Kostelka	Ullo
Total—27		

NAYS

Total—0

ABSENT

Bajoie	Dupre	Jones
Boasso	Ellington	Lentini
Cravins	Gautreaux, B	Malone
Dardenne	Gautreaux, N	Schedler
Total—12		

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

JUDICIARY C

Senator Chaisson, Chairman on behalf of the Committee on Judiciary C, submitted the following report:

June 16, 2004

To the President and Members of the Senate:

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

HOUSE BILL NO. 109—
BY REPRESENTATIVE BAUDOIN
AN ACT

To amend and reenact R.S. 32:190(A), relative to motorcycles; to require any person who operates or rides upon a motorcycle, motor-driven cycle, or motorized bicycle to wear a safety helmet; and to provide for related matters.

Reported favorably.

Respectfully submitted,
JOEL T. CHAISSON II
Chairman

REPORT OF COMMITTEE ON

EDUCATION

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

June 15, 2004

To the President and Members of the Senate:

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

HOUSE BILL NO. 229—
BY REPRESENTATIVE QUEZAIRE (BY REQUEST)
AN ACT

To repeal R.S. 17:81(O), relative to certain local school board expenditures; to repeal the requirement that expenditures by city, parish, and other local public school boards to reimburse school board members for certain travel and related expenses be in accordance with travel regulations prescribed by the division of administration for state executive branch employees.

Reported favorably.

Respectfully submitted,
CHRIS ULLO
Chairman

REPORT OF COMMITTEE ON

NATURAL RESOURCES

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

June 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 CONCURRENT RESOLUTION NO. 153—
BY SENATOR ROMERO

A CONCURRENT RESOLUTION

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

Reported with amendments

HOUSE BILL NO. 1711 (Substitute for House Bill No. 913 by Representative Wooton)—

BY REPRESENTATIVE WOOTON
AN ACT

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

Reported with amendments

Respectfully submitted,
MAX T. MALONE
Chairman
D.A. "BUTCH" GAUTREAUX
Vice Chairman

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:

June 15, 2004 2

To the President and Members of the Senate:

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

HOUSE BILL NO. 993—
BY REPRESENTATIVE CRANE
AN ACT

To amend and reenact R.S. 17:3351(A)(5)(b)(vii), relative to the powers, duties, and responsibilities of public postsecondary education management boards; to extend the authority of such boards relative to the establishment of tuition and mandatory fee amounts for resident students; and to provide for related matters.

Reported with amendments.

Respectfully submitted,

WILLIE MOUNT

SUPPLEMENTAL 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:

June 15, 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:

HOUSE BILL NO. 2— BY REPRESENTATIVES HAMMETT, ALARIO, AND THOMPSON AND SENATORS MOUNT AND HEITMEIER AN ACT

To provide with respect to the capital outlay budget and the capital outlay program for state government, state institutions, and other public entities; to provide for the designation of projects and improvements; to provide for the financing thereof making appropriations from certain sources; and to provide for related matters.

Reported with amendments.

Respectfully submitted, WILLIE MOUNT Chairperson

House Bills and Joint Resolutions on Second Reading Reported by Committees

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

HOUSE BILL NO. 2— BY REPRESENTATIVES HAMMETT, ALARIO, AND THOMPSON AND SENATORS MOUNT AND HEITMEIER AN ACT

To provide with respect to the capital outlay budget and the capital outlay program for state government, state institutions, and other public entities; to provide for the designation of projects and improvements; to provide for the financing thereof making appropriations from certain sources; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Re-reengrossed House Bill No. 2 by Representative Hammett

AMENDMENT NO. 1

On page 10, between lines 19 and 20, insert the following:

"(886) Louisiana War Veterans Home in Jackson, Capital Improvements, Roofing and Emergency Power, Planning and Construction (East Feliciana) Payable from General Obligation Bonds Priority 1 \$110,000"

AMENDMENT NO. 2

On page 11, between lines 2 and 3, insert the following:

"(525) Tioga Heritage Museum, Planning and Construction (Rapides) Payable from General Obligation Bonds Priority 2 \$100,000 Priority 5 \$110,000 Total \$210,000"

AMENDMENT NO. 3

On page 11, delete line 16, and insert the following:

"Priority 1 \$45,000 Priority 2 \$100,000 Priority 5 \$325,000 Total \$470,000"

AMENDMENT NO. 4

On page 11, between lines 16 and 17, insert the following:

"(545) Eddie Robinson Museum, Planning and Construction (Lincoln) Payable from General Obligation Bonds Priority 2 \$300,000 Priority 3 \$2,100,000 Priority 4 \$2,100,000 Priority 5 \$1,000,000 Total \$5,500,000"

AMENDMENT NO. 5

On page 11, delete line 23, and insert the following:

"Priority 1 \$200,000 Priority 5 \$1,120,000 Total \$1,320,000"

AMENDMENT NO. 6

On page 12, between lines 32 and 33, insert the following:

"(1539) Veterinary Medicine Diagnostic Laboratory, Planning and Construction (East Baton Rouge) Payable from General Obligation Bonds Priority 2 \$1,490,000"

Pending submittal and approval of capital outlay budget request pursuant to R.S. 39:112."

AMENDMENT NO. 7

On page 13, at the end of line 3, insert the following:
 "Further provided that the State General Fund (Direct) Nonrecurring Revenues appropriated herein shall be deposited in the Louisiana Economic Development Fund and is hereby appropriated out of that fund for the Economic Development Awards Program."

AMENDMENT NO. 8

On page 13, between lines 10 and 11, insert the following:

"(705) Greater Ouachita Parish Port Authority
 Container Terminal, Planning and Construction
 (\$1,500,000 Federal Match)
 (Ouachita)
 Payable from General Obligation Bonds
 Priority 2 \$200,000
 Priority 5 \$800,000
 Total \$1,000,000"

AMENDMENT NO. 9

On page 13, delete lines 31 and 32, and insert the following:

"Priority 2 \$2,000,000
 Priority 5 \$2,270,000
 Total \$7,170,000"

AMENDMENT NO. 10

On page 14, between lines 44 and 45, insert the following:

"() Port of Iberia Facility Improvements,
 Site Stabilization, Planning, Construction
 and Equipment Acquisition
 (Iberia)
 Payable from General Obligation Bonds
 Priority 2 \$1,045,000
 Priority 5 \$11,330,000
 Total \$12,375,000"

Pending submittal and approval of a capital outlay budget request pursuant to the provisions of R.S. 39:112"

AMENDMENT NO. 11

On page 14, delete lines 51 through 53, and insert the following:

"Priority 2 \$500,000
 Priority 5 \$3,640,000
 Total \$4,140,000"

AMENDMENT NO. 12

On page 15, delete line 51, and insert the following:

"Priority 2 \$1,600,000"

AMENDMENT NO. 13

On page 16, delete line 40, and insert the following:

"Priority 1 \$1,260,000
 Priority 5 \$13,990,000
 Total \$15,250,000"

AMENDMENT NO. 14

On page 16, delete line 50, and insert the following:

"Priority 1 \$150,000
 Priority 5 \$2,245,000
 Total \$2,395,000"

AMENDMENT NO. 15

On page 18, delete line 49, and insert the following:

"Priority 1 \$400,000
 Priority 2 \$600,000
 Priority 5 \$1,000,000
 Total \$2,000,000"

AMENDMENT NO. 16

On page 18, after line 49, insert the following:

"(579) Infrastructure Improvements, Planning and
 Construction
 (\$1,650,000 Non-State Match)
 (Orleans)
 Payable from General Obligation Bonds
 Priority 2 \$1,000,000
 Priority 5 \$1,000,000
 Total \$2,000,000"

AMENDMENT NO. 17

On page 18, after line 49, insert the following:

"(581) Improvements to Amusements Area
 of City Park, Planning and Construction
 (\$250,000 Non-State Match)
 (Orleans)
 Payable from General Obligation Bonds
 Priority 3 \$2,000,000"

AMENDMENT NO. 18

On page 19, between lines 10 and 11, insert the following:

"(442) LA Highway 1205, Junction with
 LA 28 to End of Maintenance in Philadelphia,
 Base Reconstruction and Overlay
 (Rapides)
 Payable from General Obligation Bonds
 Priority 2 \$850,000"

AMENDMENT NO. 19

On page 19, line 42, change "Priority 5" to "Priority 2"

AMENDMENT NO. 20

On page 19, delete lines 51 through 53, and insert the following:

"Priority 2 \$500,000
 Priority 3 \$15,000,000
 Priority 4 \$15,000,000
 Priority 5 \$5,200,000
 Total \$38,400,000"

AMENDMENT NO. 21

On page 20, delete lines 7 through 8, and insert the following:

"Priority 2 \$500,000
 Priority 5 \$7,000,000

June 16, 2004

Total \$13,550,000"

AMENDMENT NO. 22

On page 20, between lines 22 and 23, insert the following:

"(457) Four Laning U.S. Highway 84 and LA Highway 6 From Vidalia to Texas Border West of Many, LA, Planning and Construction (Catahoula, Concordia, LaSalle, Natchitoches, Sabine, Winn)
Payable from General Obligation Bonds
Priority 3 \$420,000
Priority 4 \$980,000
Total \$1,400,000"

AMENDMENT NO. 23

On page 20, delete line 28, and insert the following:

"Priority 1 \$2,200,000
Priority 2 \$3,800,000
Priority 5 \$6,700,000
Total \$12,700,000"

AMENDMENT NO. 24

On page 21, delete lines 5 through 12, and insert the following:

"Priority 2 \$600,000
Priority 5 \$3,300,000
Payable from the balance of General Obligations Bond proceeds previously allocated under the Authority of Act 22 of 2001 Denham Springs, Range Road Corridor Development (Livingston); and Act 23 of 2002 for Denham Springs Range Road Corridor Development (Livingston) \$1,000,009
Total \$6,745,009"

AMENDMENT NO. 25

On page 21, between lines 12 and 13, insert the following:

"(910) LA 820 Improvements from LA 145 to LA 821, Planning and Construction (\$1,800,000 Match Required) (Lincoln)
Payable from General Obligation Bonds
Priority 1 \$640,000"

AMENDMENT NO. 26

On page 21, between lines 12 and 13, insert the following:

"(914) Installation of 6" (Six Inch) Water Main Along Indian Creek Road Crossing Missouri Pacific RR at Woodworth Airport (Rapides)
Payable from General Obligation Bonds
Priority 2 \$200,000
Priority 5 \$25,000
Total \$225,000"

AMENDMENT NO. 27

On page 21, at the beginning of line 52, change "()" to "(1514)"

AMENDMENT NO. 28

On page 21, after line 57, insert the following:

"() Turn Lane at LA 19 and Kinard and Gore Road, Planning and Construction (East Baton Rouge)
Payable from General Obligation Bonds
Priority 2 \$150,000

Pending submittal and approval of capital outlay request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 29

On page 21, after line 57, insert the following:

"() West Prien Lake Road Realignment, Planning, Right of Way, Utilities and Construction (Calcasieu)
Payable from General Obligation Bonds
Priority 5 \$2,500,000"

AMENDMENT NO. 30

On page 23, delete line 51, and insert the following:

"Priority 1 \$500,000
Priority 2 \$950,000
Priority 5 \$2,200,000
Total \$3,650,000"

AMENDMENT NO. 31

On page 24, delete lineS 7 and 8, and insert the following:

"Priority 2 \$3,500,000
Priority 5 \$24,480,000
Total \$29,980,000"

AMENDMENT NO. 32

On page 24, delete lines 19 through 21, and insert the following:

"Priority 2 \$400,000
Priority 5 \$1,000,000
Total \$1,500,000"

AMENDMENT NO. 33

On page 24, delete lines 34 through 36, and insert the following:

"Priority 2 \$350,000
Priority 3 \$1,250,000
Priority 4 \$1,250,000
Priority 5 \$1,200,000
Total \$4,650,000"

AMENDMENT NO. 34

On page 24, between lines 42 and 43, insert the following:

"(337) Rehabilitation of the Delta Southern Railroad between Tallulah and the Madison Parish Port, Planning and Construction (Madison)
Payable from General Obligation Bonds
Priority 2 \$260,000

Priority 3	\$390,000
Priority 4	\$390,000
Priority 5	<u>\$2,080,000</u>
Total	<u>\$3,120,000"</u>

AMENDMENT NO. 35

On page 24, between lines 42 and 43, insert the following:

"(575) Highway 92 Realignment Near Youngsville, Construction, Right of Way, and Utilities (Lafayette)

Payable from General Obligation Bonds	
Priority 2	\$500,000
Priority 5	<u>\$200,000</u>
Total	<u>\$700,000"</u>

AMENDMENT NO. 36

On page 25, delete lines 7 and 8, and insert the following:

"Priority 3	\$3,900,000
Priority 4	\$4,000,000
Priority 5	<u>\$500,000</u>
Total	<u>\$10,315,000"</u>

AMENDMENT NO. 37

On page 28, delete lines 30 through 32, and insert the following:

"Priority 2	<u>\$660,000"</u>
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AMENDMENT NO. 38

On page 28, between lines 37 and 38, insert the following:

" () Potable Water Requirements, Planning and Construction (Winn)

Payable from General Obligation Bonds	
Priority 2	\$70,000
Priority 3	\$610,000
Priority 4	\$554,000
Priority 5	<u>\$650,000</u>
Total	<u>\$1,884,000"</u>

AMENDMENT NO. 39

On page 29, between lines 1 and 2, insert the following:

"(363) Jail Doors Grillage, Planning and Construction (East Feliciana)

Payable from General Obligation Bonds	
Priority 5	<u>\$390,000"</u>

AMENDMENT NO. 40

On page 29, delete line 13, and insert the following:

"Priority 1	\$4,150,000
Priority 5	<u>\$4,150,000</u>
Total	<u>\$8,300,000"</u>

AMENDMENT NO. 41

On page 29, between lines 13 and 14, insert the following:

"(338) High Voltage Electrical Loop System Upgrade, Planning and Construction (Iberville)

Payable from General Obligation Bonds	
Priority 2	\$875,000
Priority 5	<u>\$875,000</u>
Total	<u>\$1,750,000"</u>

AMENDMENT NO. 42

On page 30, delete lines 8 and 9, and insert the following:

"Priority 2	\$300,000
Priority 5	<u>\$9,500,000</u>
Total	<u>\$10,000,000"</u>

AMENDMENT NO. 43

On page 30, between lines 11 and 12, insert the following:

"Fire Alarm and Monitoring System, and Interior Renovations,"

AMENDMENT NO. 44

On page 30, between lines 15 and 16, insert the following:

"09/319 VILLA FELICIANA MEDICAL COMPLEX

(92) Emergency Back-up Power for Chiller and Cooling Tower (Supplemental Funding)

Payable from General Obligation Bonds	
Priority 2	<u>\$175,000"</u>

AMENDMENT NO. 45

On page 30, between lines 38 and 39, insert the following:

"(237) Resurface Streets and Parking Lots Planning and Construction (Rapides)

Payable from General Obligation Bonds	
Priority 2	\$150,000
Priority 5	<u>\$1,940,000</u>
Total	<u>\$2,090,000"</u>

AMENDMENT NO. 46

On page 31, delete line 20, and insert the following:

"Priority 1	\$300,000
Priority 5	<u>\$3,300,000</u>
Total	<u>\$3,600,000"</u>

AMENDMENT NO. 47

On page 34, delete lines 31 through 34, and insert the following:

"Priority 1	\$8,830,000
Priority 3	\$5,987,500
Priority 4	\$5,987,500
Priority 5	<u>\$4,500,000"</u>

AMENDMENT NO. 48

On page 34, delete lines 44 and 45, and insert the following:

June 16, 2004

"Priority 5	<u>\$7,500,000</u>
Total	<u>\$9,000,000"</u>

AMENDMENT NO. 49

On page 39, between lines 8 and 9, insert the following:

"(1535) Fire and Emergency Training Institute,
Major Repairs, Renovations, and
Equipment Acquisitions
(East Baton Rouge)
Payable from General Obligation Bonds
Priority 2 \$85,000"

AMENDMENT NO. 50

On page 39, delete line 14, and insert the following:

"Priority 1	\$950,000
Priority 5	<u>\$11,450,000</u>
Total	<u>\$12,400,000"</u>

AMENDMENT NO. 51

On page 43, delete line 8, and insert the following:

"(1515) Replace the Livestock Show Facility,"

AMENDMENT NO. 52

On page 44, delete lines 5 through 8, in their entirety

AMENDMENT NO. 53

On page 44, delete lines 34 through 38, and insert the following:

"Priority 2	\$800,000
Priority 3	\$3,100,000
Priority 4	\$600,000
Priority 5	<u>\$1,500,000</u>
Total	<u>\$6,000,000"</u>

AMENDMENT NO. 54

On page 44, between lines 38 and 39, insert the following:

"(754) University Hospital Breast Center,
Planning and Construction
(Orleans)
Payable from General Obligation Bonds
Priority 2 \$250,000"

AMENDMENT NO. 55

On page 50, after line 53, insert the following:

"() Wyly Tower Renovations and Repairs,
Planning and Construction
(Lincoln)
Payable from General Obligation Bonds
Priority 2 \$1,700,000

Pending approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 56

On page 51, delete line 12, and insert the following:

"Priority 2	\$900,000
Priority 5	<u>\$5,315,000</u>
Total	<u>\$6,215,000"</u>

AMENDMENT NO. 57

On page 51, between lines 27 and 28, insert the following:

"(42) Health Sciences Building, Renovation
and Expansion, Planning and Construction
(Ouachita)
Payable from General Obligation Bonds
Priority 2 \$975,000
Priority 5 \$6,850,000
Total \$7,825,000"

Pending submittal of capital outlay budget request, but has been previously approved by the Joint Legislative Capital Outlay Committee pursuant to the provisions of R.S. 39:112. "

AMENDMENT NO. 58

On page 51, delete lines 33 and 34, and insert the following:

"Priority 1	\$610,000
Priority 2	\$2,000,000
Priority 5	<u>\$5,270,000</u>
Total	<u>\$8,380,000"</u>

AMENDMENT NO. 59

On page 51, line 44, delete "\$750,000" and insert "\$750,000"

AMENDMENT NO. 60

On page 51, delete lines 45 through 48

AMENDMENT NO. 61

On page 52, between lines 6 and 7, insert the following:

"() Campus Security Project,
Planning and Construction
(Ouachita)
Payable from General Obligation Bonds
Priority 2 \$1,150,000
Priority 5 \$1,000,000
Total \$2,150,000

Pending submittal of capital outlay budget request, but has been approved by the Joint Legislative Capital Outlay Committee pursuant to R.S. 39:112."

AMENDMENT NO. 62

On page 52, between lines 6 and 7, insert the following:

"() Old Student Union Building Renovation,
Planning and Construction
(Ouachita)
Payable from General Obligation Bonds
Priority 2 \$430,000
Priority 5 \$385,000
Total \$815,000

Pending submittal of capital outlay budget request, but has been approval by the Joint Legislative Capital Outlay Committee pursuant to R.S. 39:112."

AMENDMENT NO. 63

On page 52, delete lines 19 through 21, and insert the following:

"Priority 2	\$300,000
Priority 5	<u>\$3,720,000</u>
Total	<u>\$4,020,000"</u>

AMENDMENT NO. 64

On page 52, delete lines 27 through 29, and insert the following:

"Priority 2	\$275,000
Priority 5	<u>\$3,100,000</u>
Total	<u>\$3,375,000"</u>

AMENDMENT NO. 65

On page 53, between lines 22 and 23, insert the following:

"(948) Chimpanzee Housing Facility (Supplemental Funding) (Lafayette) Payable from General Obligation Bonds Priority 2	<u>\$50,000"</u>
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AMENDMENT NO. 66

On page 54, delete lines 19 and 20, and insert the following:

"Priority 2	\$755,000
Priority 5	<u>\$1,200,000</u>
Total	<u>\$4,725,000"</u>

AMENDMENT NO. 67

On page 54, at the end of line 21, insert "and Feasibility Study"

AMENDMENT NO. 68

On page 54, delete lines 24 and 25, and insert the following:

"Priority 1	\$200,000
Priority 2	\$300,000
Priority 5	<u>\$900,000"</u>

AMENDMENT NO. 69

On page 54, between lines 31 and 32, insert the following:

"() Maritime, Fire and Industrial Training Center, Planning and Construction (\$5,000,000 In-Kind and/or Non-State Match Required) (Orleans) Payable from General Obligation Bonds Priority 2	\$500,000
Priority 3	<u>\$5,000,000</u>
Total	<u>\$5,500,000"</u>

AMENDMENT NO. 70

On page 56, delete line 11, and insert the following:

"Priority 1	\$3,060,000
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Priority 2	\$25,000
Total	<u>\$3,085,000"</u>

AMENDMENT NO. 71

On page 56, line 15, after the word "from" and before the word "Interagency" insert "current and prior year collections of"

AMENDMENT NO. 72

On page 59, delete line 50, and insert the following:

"Priority 1	\$505,000
Priority 2	<u>\$500,000</u>
Total	<u>\$1,005,000"</u>

AMENDMENT NO. 73

On page 61, between lines 22 and 23, insert the following:

"LEGISLATIVE EXPENSE

24/960 LEGISLATIVE BUDGETARY CONTROL COUNCIL

(894) Upgrade State Capitol Elevators, Planning and Construction (East Baton Rouge) Payable from General Obligation Bonds Priority 2	\$210,000
Priority 5	<u>\$1,890,000</u>
Total	<u>\$2,100,000"</u>

AMENDMENT NO. 74

On page 61, between lines 22 and 23, insert the following:

"LEGISLATIVE EXPENSE

24/960 LEGISLATIVE BUDGETARY CONTROL COUNCIL

() Emergency Chiller for Capitol Computer Center, Acquisitions (East Baton Rouge) Payable from General Obligation Bonds Priority 2	<u>\$235,000"</u>
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AMENDMENT NO. 75

On page 61, between lines 24 and 25, insert the following:

"(874) Drainage Improvements to Compliment LA 46 Roadway and Drainage Improvement Project Between Paris Road and Webster Road, Planning and Construction (St. Bernard) Payable from General Obligation Bonds Priority 2	\$400,000
Priority 5	<u>\$2,240,000</u>
Total	<u>\$2,640,000"</u>

AMENDMENT NO. 76

On page 61, between lines 29 and 30, insert the following:

"() Canal Bank Stabilization, Planning and Construction (St. Bernard)	
--	--

June 16, 2004

Payable from General Obligation Bonds	
Priority 2	\$500,000
Priority 3	\$2,650,000
Priority 4	\$2,650,000
Priority 5	<u>\$500,000</u>
Total	<u>\$6,300,000"</u>

AMENDMENT NO. 77

On page 61, between lines 35 and 36, insert the following:

"36/L13 PONTCHARTRAIN LEVEE DISTRICT

(909) Amite River and Tributaries, Bayou Manchac, LA Feasibility Study (Non-State Match Required) (Ascension, East Baton Rouge, Iberville)	
Payable from General Obligation Bonds	
Priority 3	<u>\$1,300,000"</u>

AMENDMENT NO. 78

On page 61, after line 45, insert the following:

"36/L25 GRAND ISLE INDEPENDENT LEVEE DISTRICT

"(984) Breakwater Protection for Fifi Island, Planning and Construction (Jefferson)	
Payable from General Obligation Bonds	
Priority 2	\$100,000
Priority 5	<u>\$750,000</u>
Total	<u>\$850,000"</u>

AMENDMENT NO. 79

On page 61, after line 45, insert the following:

"36/L26 NATCHITOCHE LEVEE AND DRAINAGE DISTRICT

() Lower Cane River Area Flood Gates Replacement Program, Planning and Construction (Natchitoches)	
Payable from General Obligation Bonds	
Priority 2	\$250,000
Priority 3	\$520,000
Priority 4	\$520,000
Priority 5	<u>\$270,000</u>
Total	<u>\$1,560,000"</u>

AMENDMENT NO. 80

On page 62, between lines 35 and 36, insert the following:

"36/P03 GREATER BATON ROUGE PORT COMMISSION

(846) Inland Rivers Cargo Terminal Project, Planning and Construction (\$1,480,000 Local Match) (West Baton Rouge)	
Payable from General Obligation Bonds	
Priority 2	\$1,000,000
Priority 5	<u>\$480,000</u>
Total	<u>\$1,480,000"</u>

AMENDMENT NO. 81

On page 62, between lines 35 and 36, insert the following:

"36/P06 TWIN PARISH PORT COMMISSION

() Mooring Pier Repairs (Non-State Match Required) (Iberia)	
Payable from General Obligation Bonds	
Priority 2	\$80,000
Priority 3	<u>\$660,000</u>
Total	<u>\$740,000"</u>

AMENDMENT NO. 82

On page 63, delete line 26, and insert the following:

"Priority 1	\$1,250,000
Priority 2	\$900,000
Priority 5	<u>\$905,000</u>
Total	<u>\$3,055,000"</u>

AMENDMENT NO. 83

On page 63, delete lines 47 through 51, and insert the following:

"Priority 1	\$1,900,000
Priority 2	\$500,000
Priority 3	\$425,000
Priority 4	<u>\$425,000</u>
Total	<u>\$3,250,000"</u>

AMENDMENT NO. 84

On page 64, delete line 7, and insert the following:

"Priority 1	\$3,000,000
Priority 5	<u>\$2,000,000</u>
Total	<u>\$5,000,000"</u>

AMENDMENT NO. 85

On page 64, delete line 23, and insert the following:

"(1513) I-210 Nelson Road Intersection"

AMENDMENT NO. 86

On page 64, between lines 32 and 33, insert the following:

"(704) Feasibility Study for Channel Deepening, Planning (\$46,700 Non-State Match) (St. Mary)	
Payable from General Obligation Bonds	
Priority 2	<u>\$150,000"</u>

AMENDMENT NO. 87

On page 65, delete line 7, and insert the following:

"Priority 1	\$100,000
Priority 2	\$900,000
Priority 5	<u>\$750,000</u>
Total	<u>\$1,750,000"</u>

AMENDMENT NO. 88

On page 65, between lines 7 and 8, insert the following:

"36/P37 RED RIVER PARISH PORT COMMISSION

() Infrastructure Improvements, Phase I,
 Planning and Construction
 (\$812,728 Non-State Match)
 (Red River)
 Payable from General Obligation Bonds
 Priority 2 \$815,000"

AMENDMENT NO. 89

On page 65, between lines 7 and 8, insert the following:

"36/P40 GRAND ISLE PORT COMMISSION

(1056) Grand Isle Port Access Road, Planning and Construction
 (Jefferson)
 Payable from General Obligation Bonds
 Priority 2 \$60,000
 Priority 5 \$540,000
 Total \$600,000"

AMENDMENT NO. 90

On page 65, between lines 22 and 23, insert the following:

"36/P43 COLUMBIA PORT COMMISSION

(928) Infrastructure Development for the
 Port of Columbia, Planning and Construction
 (Caldwell)
 Payable from General Obligation Bonds
 Priority 2 \$100,000
 Priority 5 \$650,000
 Total \$750,000"

AMENDMENT NO. 91

On page 65, between lines 35 and 36, insert the following:

"(1064) Emergency Repair and Renovations
 Phase I at B. Lemann Brothers Building
 (Non-State Match Required)
 (Ascension)
 Payable from General Obligation Bonds
 Priority 2 \$125,000"

AMENDMENT NO. 92

On page 65, between lines 35 and 36, insert the following:

"(1066) Geismar Community Center, Land
 Acquisition, Utilities, Right of Way,
 Planning and Construction
 (\$575,000 In-Kind and/or Non-State Match)
 (Ascension)
 Payable from General Obligation Bonds
 Priority 2 \$515,000"

AMENDMENT NO. 93

On page 65, between lines 40 and 41, insert the following:

"() Parish Courthouse Emergency Repairs,

Renovations and Improvements, Planning and
 Construction
 (Ascension)
 Payable from General Obligation Bonds
 Priority 2 \$200,000

Pending submittal and approval of capital outlay request pursuant to
 the provisions of R.S. 39:112."

AMENDMENT NO. 94

On page 65, between lines 40 and 41, insert the following:

"() Highway 621 at Highway 73, Turning
 Lane, Planning and Construction
 (Ascension)
 Payable from General Obligation Bonds
 Priority 2 \$100,000

Pending submittal and approval of capital outlay request pursuant to
 the provisions of R.S. 39:112."

AMENDMENT NO. 95

On page 65, between lines 41 and 42, insert the following:

"(379) Bayou L'Ourse Recreation District #1, Land Acquisition
 (Assumption)
 Payable from General Obligation Bonds
 Priority 2 \$100,000
 Priority 5 \$200,000
 Total \$300,000"

AMENDMENT NO. 96

On page 66, between lines 14 and 15, insert the following:

"50/J05 AVOYELLES PARISH
 (998) Avoyelles Parish Police Jury Cooperative
 Extension Building, Acquisitions, Planning and
 Construction
 (\$50,000 Non-State Match)
 (Avoyelles)
 Payable from General Obligation Bonds
 Priority 2 \$500,000
 Priority 5 \$785,000
 Total \$1,285,000"

AMENDMENT NO. 97

On page 66, between lines 15 and 16, insert the following:

"(429) New Water Well and Booster Plant
 Improvements at Shultz Road and
 Hwy. 190, Planning and Construction
 (Local Match \$150,000)
 (Beauregard)
 Payable from General Obligation Bonds
 Priority 2 \$350,000"

AMENDMENT NO. 98

On page 66, between lines 24 and 25, insert the following:

"50/J07 BIENVILLE PARISH

June 16, 2004

() Courthouse Improvements in Arcadia, Planning and Construction (\$115,000 Non-State Match) (Bienville)
Payable from General Obligation Bonds

Priority 2	\$115,000
Priority 5	\$285,000
Total	<u>\$400,000"</u>

AMENDMENT NO. 99

On page 67, between lines 21 and 22, insert the following:

"(426) Mossville Sewer Collection System, Planning and Construction (\$1,000,000 Non-State Match) (Calcasieu)
Payable from General Obligation Bonds

Priority 2	\$100,000
Priority 3	\$350,000
Priority 5	\$200,000
Total	<u>\$650,000"</u>

AMENDMENT NO. 100

On page 67, between lines 21 and 22, insert the following:

"(607) Burton Memorial Coliseum Complex Renovation, Planning and Construction (Calcasieu)
Payable from General Obligation Bonds

Priority 2	\$100,000
Priority 3	\$1,200,000
Priority 4	\$1,200,000
Priority 5	\$500,000
Total	<u>\$3,000,000"</u>

AMENDMENT NO. 101

On page 67, between lines 33 and 34, insert the following:

"50/J11 CALDWELL PARISH

(983) Holum Water System Improvements, Planning and Construction (Caldwell)
Payable from General Obligation Bonds

Priority 2	\$200,000
Priority 3	\$745,000
Total	<u>\$945,000"</u>

AMENDMENT NO. 102

On page 67, between lines 33 and 34, insert the following:

"50/J12 CAMERON PARISH

(1090) Bicycle Path, Planning and Construction (\$50,000 Non-State Match) (Cameron)
Payable from General Obligation Bonds

Priority 2	\$300,000"
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AMENDMENT NO. 103

On page 67, between lines 33 and 34, insert the following:

"50/J13 CATAHOULA PARISH

() New Health Unit, Planning and Construction (Catahoula)
Payable from General Obligation Bonds

Priority 2	\$350,000
Priority 3	\$400,000
Priority 4	\$800,000
Total	<u>\$1,550,000"</u>

AMENDMENT NO. 104

On page 67, between lines 33 and 34, insert the following:

"50/J14 CLAIBORNE PARISH

() Claiborne Parish Middlefork Reservoir, Feasibility Study and Planning (Claiborne)
Payable from General Obligation Bonds

Priority 2	\$100,000"
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AMENDMENT NO. 105

On page 68, delete lines 24 and 25, and insert the following:

Priority 2	\$125,000
Priority 5	\$500,000
Total	<u>\$700,000"</u>

AMENDMENT NO. 106

On page 68, between lines 27 and 28, insert the following:

"50/J21 FRANKLIN PARISH

(245) Courthouse Renovation, Planning and Construction (\$50,000 and/or In-Kind Local Match) (Franklin)
Payable from General Obligation Bonds

Priority 2	\$125,000
Priority 4	\$125,000
Total	<u>\$250,000"</u>

AMENDMENT NO. 107

On page 68, between lines 27 and 28, insert the following:

"50/J21 FRANKLIN PARISH

(963) Turkey Creek Lake Improvements, Planning and Construction (Franklin)
Payable from General Obligation Bonds

Priority 2	\$195,000
Priority 3	\$300,000
Priority 4	\$455,000
Total	<u>\$950,000"</u>

AMENDMENT NO. 108

On page 68, between lines 27 and 28, insert the following:

"50/J21 FRANKLIN PARISH

() Nature Acres Road, Guice Road, and Big Creek Road Improvements, Planning and Construction (Supplemental Funding) (Franklin)
 Payable from General Obligation Bonds
 Priority 2 \$50,000
 Priority 5 \$100,000
 Total \$150,000"

AMENDMENT NO. 109

On page 68, between lines 27 and 28, insert the following:

"50/J22 GRANT PARISH

(668) Library Renovations and Expansions, Headquarters/Bookmobile Branch, Planning and Construction (Grant)
 Payable from General Obligation Bonds
 Priority 2 \$190,000"

AMENDMENT NO. 110

On page 68, between lines 27 and 28, insert the following:

"50/J22 GRANT PARISH

(850) Purchase of Fire Protection Apparatus for Fire Districts Numbers 3, 4, 5, and 6 (Grant)
 Payable from General Obligation Bonds
 Priority 2 \$290,000"

AMENDMENT NO. 111

On page 68, between lines 28 and 29, insert the following:

"(861) Wastewater Treatment Plant at Acadiana Regional Airport, Planning and Construction (Non-State Match Required) (Iberia)
 Payable from General Obligation Bonds
 Priority 2 \$100,000
 Priority 3 \$2,660,000
 Total \$2,760,000"

AMENDMENT NO. 112

On page 68, between lines 43 and 44, insert the following:

"(868) Iberia Medical Center Roofing, Window and Waterproofing Repairs and Replacement (Non-State Match Required) (Iberia)
 Payable from General Obligation Bonds
 Priority 2 \$100,000
 Priority 3 \$90,000
 Total \$390,000"

AMENDMENT NO. 113

On page 68, between lines 43 and 44, insert the following:

"(869) Acadian Ball Park Improvements, Planning and Construction (Supplemental Funding) (Iberia)
 Payable from General Obligation Bonds
 Priority 2 \$150,000"

AMENDMENT NO. 114

On page 68, after line 49, insert the following:

"(903) Eagle Point Park Road, Planning and Construction (Non-State Match Required) (Iberia)
 Payable from General Obligation Bonds
 Priority 3 \$1,900,000"

AMENDMENT NO. 115

On page 68, delete line 49, and insert the following:

"Priority 1 \$100,000
 Priority 3 \$1,400,000
 Total \$1,500,000"

AMENDMENT NO. 116

On page 69, delete line 8, and insert the following:

"Payable from General Obligation Bonds
 Priority 1 \$310,000
 Priority 2 \$300,000
 Priority 3 \$2,185,000
 Total \$2,795,000"

AMENDMENT NO. 117

On page 69, between lines 32 and 33, insert the following:

"() Air Condition Up-Grade for the Boys and Girls Club of Iberia Parish (Iberia)
 Payable from General Obligation Bonds
 Priority 3 \$40,000"

AMENDMENT NO. 118

On page 69, between lines 32 and 33, insert the following:

"() Dredging a Portion of the Delcambre Canal (Non-State Match Required) (Iberia)
 Payable from General Obligation Bonds
 Priority 2 \$100,000

Pending submittal and approval of capital outlay budget request pursuant to the provisions of R.S. 39:112"

AMENDMENT NO. 119

On page 69, delete lines 39 through 43, and insert the following:

"Priority 2 \$1,050,000
 Priority 5 \$4,500,000
 Total \$5,550,000"

June 16, 2004

AMENDMENT NO. 120

On page 70, delete lines 19 through 21, and insert the following:

Priority 1	\$1,300,000
Priority 5	<u>\$8,700,000</u>
Total	<u>\$20,000,000"</u>

AMENDMENT NO. 121

On page 70, between lines 21 and 22, insert the following:

“(507) Johnny Jacobs Memorial Park, Parking and Roadway Access Construction (Local Match Required) (Jefferson) Payable from General Obligation Bonds Priority 2 \$175,000"

AMENDMENT NO. 122

On page 70, between lines 20 and 21, insert the following:

“(523) Airline Hwy. (U.S. 61) at 17th Street Canal Drainage Improvements, Planning and Construction (Non-State Match Required) (Jefferson) Payable from General Obligation Bonds Priority 2 \$250,000 Priority 3 \$2,290,000 Total \$2,540,000"

AMENDMENT NO. 123

On page 70, between lines 20 and 21, insert the following:

“(554) Canal Street Roadway and Drainage Improvements, Planning and Construction (Non-State Match Required) (Jefferson) Payable from General Obligation Bonds Priority 3 \$400,000"

AMENDMENT NO. 124

On page 70, between lines 20 and 21, insert the following:

“(584) Barataria Boulevard Roadway Improvements, 14th Street to Richland Drive and Donk Drive to Cousins Boulevard, Planning and Construction (Non-State Match Required) (Jefferson) Payable from General Obligation Bonds Priority 2 \$150,000 Priority 5 \$350,000 Total \$500,000"

AMENDMENT NO. 125

On page 70, between lines 20 and 21, insert the following:

“(596) Clearview (LA 3152) - Earhart (LA 3139) Drainage Improvements, Planning and Construction (Jefferson) Payable from General Obligation Bonds Priority 2 \$600,000"

AMENDMENT NO. 126

On page 70, between lines 20 and 21, insert the following:

“(598) East Jefferson River Batture Recreation Area, Planning and Construction (Jefferson) Payable from General Obligation Bond Priority 2 \$60,000 Priority 5 \$540,000 Total \$600,000"

AMENDMENT NO. 127

On page 70, between lines 26 and 27, insert the following:

“(643) Peters Road from 4th Street to Engineers Road (Jefferson) Payable from General Obligation Bonds Priority 2 \$60,000 Priority 3 \$700,000 Priority 4 \$600,000 Priority 5 \$100,000 Total \$1,460,000"

AMENDMENT NO. 128

On page 70, delete lines 36 and 37, and insert the following:

“Payable from State General Fund (Direct) Nonrecurring Revenues \$200,000 Payable from General Obligation Bonds Priority 5 \$325,000 Total \$525,000"

AMENDMENT NO. 129

On page 71, between lines 24 and 25, insert the following:

“() Hoey's Canal Drainage Improvements Phase II and III (\$758,000 Local Match) (Jefferson) Payable from General Obligation Bonds Priority 2 \$600,000 Priority 3 \$4,230,550 Priority 5 \$2,000,000 Total \$6,830,550

Pending submittal and approval of a capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 130

On page 71, between lines 24 and 25, insert the following:

“() Eastbank River Batture Park at Jefferson Playground, Planning and Construction (\$250,000 Non-State Match) (Jefferson) Payable from General Obligation Bonds Priority 3 \$600,000"

AMENDMENT NO. 131

On page 71, delete line 31, and insert the following:

"Priority 1	\$510,000
Priority 2	<u>\$490,000</u>
Total	<u>\$1,000,000"</u>

AMENDMENT NO. 132

On page 71, between lines 31 and 32, insert the following:

“(1477) Governmental Complex, Jail Physical Plant Upgrade, Planning and Construction (\$4,980,000 Local Match) (Lafayette) Payable from General Obligation Bonds

Priority 2	\$830,000
Priority 5	<u>\$4,150,000</u>
Total	<u>\$4,980,000"</u>

AMENDMENT NO. 133

On page 71, between lines 31 and 32, insert the following:

“(1478) Governmental Complex, Renovation and Expansion - Downtown Revitalization of Four Buildings (\$7,700,000 Non-State Match Required) (Lafayette) Payable from General Obligation Bonds

Priority 2	\$350,000
Priority 3	<u>\$11,200,000</u>
Total	<u>\$11,550,000"</u>

AMENDMENT NO. 134

On page 71, between lines 31 and 32, insert the following:

"50/J29 LAFOURCHE PARISH

() Multi-Purpose Agricultural Center/Facility, Acquisitions, Planning and Construction (Lafourche) Payable from General Obligation Bonds

Priority 2	\$60,000
Priority 3	\$700,000
Priority 4	\$2,000,000
Priority 5	<u>\$540,000</u>
Total	<u>\$3,300,000"</u>

AMENDMENT NO. 135

On page 71, between lines 31 and 32, insert the following:

"50/J30 LASALLE PARISH

() Commercial Pumper Fire Truck, Fire District No. 7 (Eden Fellowship), Acquisition (\$11,000 Non-State Match) (LaSalle) Payable from General Obligation Bonds

Priority 2	<u>\$50,000"</u>
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AMENDMENT NO. 136

On page 71, between lines 31 and 32, insert the following:

"50/J30 LASALLE PARISH

() Commercial Pumper Fire Truck, Fire District No. 9 (Whitehall), Acquisition (\$18,500 Non-State Match) (LaSalle) Payable from General Obligation Bonds

Priority 2	<u>\$50,000"</u>
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AMENDMENT NO. 137

On page 71, between lines 31 and 32, insert the following:

"50/J30 LASALLE PARISH

() Commercial Tanker Fire Truck, Fire District No. 8 (Nebo Rogers), Acquisition (\$11,000 Non-State Match) (LaSalle) Payable from General Obligation Bonds

Priority 2	<u>\$50,000"</u>
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AMENDMENT NO. 138

On page 71, delete lines 32 through 38,

AMENDMENT NO. 139

On page 71, after line 45, insert the following:

"50/J33 MADISON PARISH

(1004) Bear Lake Road Repairs, Planning and Construction (Madison) Payable from General Obligation Bonds

Priority 3	<u>\$40,000"</u>
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AMENDMENT NO. 140

On page 71, after line 45, insert the following:

"50/J33 MADISON PARISH

(1007) Tendal Road Repairs, Planning and Construction (Madison) Payable from General Obligation Bonds

Priority 2	\$40,000
Priority 5	<u>\$56,000</u>
Total	<u>\$96,000"</u>

AMENDMENT NO. 141

On page 71, after line 45, insert the following:

"50/J33 MADISON PARISH

(1011) Sharkey Road Repairs, Planning and Construction (Madison) Payable from General Obligation Bonds

Priority 2	<u>\$40,000"</u>
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AMENDMENT NO. 142

On page 71, after line 45, insert the following:

June 16, 2004

"50/J33 MADISON PARISH
 (1021) Governmental Complex Renovations, Planning and Construction
 (Non-State Match \$21,000)
 (Madison)
 Payable from General Obligation Bonds
 Priority 2 \$100,000"

AMENDMENT NO. 143

On page 72, between lines 20 and 21, insert the following:

"(176) Corridor Preservation for Finks Hideaway,
 LA 139, Planning and Construction
 (\$445,000 Local Match)
 (Ouachita)
 Payable from General Obligation Bonds
 Priority 2 \$100,000
 Priority 5 \$330,000
 Total \$430,000"

AMENDMENT NO. 144

On page 72, between lines 20 and 21, insert the following:

"(180) Extension of Interstate 20 Frontage Road
 East, Planning and Construction
 (Ouachita)
 Payable from General Obligation Bonds
 Priority 2 \$100,000
 Priority 3 \$207,000
 Priority 4 \$207,000
 Priority 5 \$600,000
 Total \$1,114,000"

AMENDMENT NO. 145

On page 72, between lines 20 and 21, insert the following:

"(181) Ouachita River Bridge LA 143 US 165
 Connector, Planning and Construction
 (\$1,280,000 Federal Match)
 (Ouachita)
 Payable from General Obligation Bonds
 Priority 2 \$50,000
 Priority 3 \$525,000
 Priority 4 \$525,000
 Priority 5 \$400,000
 Total \$1,500,000"

AMENDMENT NO. 146

On page 72, between lines 20 and 21, insert the following:

"(182) Lida Benton School Renovations, Planning
 and Construction
 (\$200,000 Local Match)
 (Ouachita)
 Payable from General Obligation Bonds
 Priority 2 \$450,000"

AMENDMENT NO. 147

On page 72, between lines 20 and 21, insert the following:

"(183) Washington Street Connector, Planning
 and Construction
 (\$2,440,000 Local Match)
 (Ouachita)
 Payable from General Obligation Bonds
 Priority 2 \$300,000
 Priority 3 \$850,000
 Priority 4 \$850,000
 Priority 5 \$440,000
 Total \$2,440,000"

AMENDMENT NO. 148

On page 72, between lines 20 and 21, insert the following:

"(185) Ouachita Parish Southside Golf Course,
 Planning and Construction
 (Ouachita)
 Payable from General Obligation Bonds
 Priority 2 \$100,000
 Priority 3 \$550,000
 Priority 4 \$550,000
 Priority 5 \$800,000
 Total \$2,000,000"

AMENDMENT NO. 149

On page 72, between lines 20 and 21, insert the following:

"(490) Potable Water Supply Reservoir for West
 Ouachita Parish, Planning and Construction
 (\$100,000 Local Match)
 (Ouachita)
 Payable from General Obligation Bonds
 Priority 2 \$100,000
 Priority 5 \$200,000
 Total \$300,000"

AMENDMENT NO. 150

On page 72, between lines 20 and 21, insert the following:

"(771) Bayou Desiard Ecosystem Restoration
 (\$1,915,368 Federal Match)
 (Ouachita)
 Payable from General Obligation Bonds
 Priority 2 \$550,000
 Priority 3 \$90,000
 Total \$640,000"

AMENDMENT NO. 151

On page 72, delete lines 45 and 47, and insert the following:

"Priority 1 \$755,000
 Priority 2 \$775,000
 Priority 5 \$1,530,000
 Total \$3,060,000"

AMENDMENT NO. 152

On page 72, after line 47, insert the following:

"() Feasibility Study for Economic Development
 Offshore Facility for Economic Development
 Planning, Infrastructure, and Design

(Plaquemines)
 Payable from General Obligation Bonds
 Priority 2 \$150,000

Pending submittal and approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 153

On page 73, delete line 6, and insert the following:

"Nonrecurring Revenues \$50,000
 Payable from General Obligation Bonds
 Priority 2 \$335,000
 Total \$385,000"

AMENDMENT NO. 154

On page 73, delete line 12, and insert the following:

"Priority 1 \$2,900,000
 Priority 5 \$2,400,000
 Total \$5,300,000"

AMENDMENT NO. 155

On page 73, between lines 35 and 36, insert the following:

"(1034) Drainage Improvements for 45 Acre
 Drainage Area Bounded by LA 46,
 Dauterive Dr., Rosetta Dr. and Ohio St.,
 Planning and Construction
 (St. Bernard)
 Payable from General Obligation Bonds
 Priority 2 \$100,000
 Priority 3 \$500,000
 Priority 4 \$830,000
 Total \$1,430,000"

AMENDMENT NO. 156

On page 73, between lines 35 and 36, insert the following:

"(1035) Feasibility Analysis and Environmental
 Assessment of Grade Separation Structure
 on St. Bernard Highway, Planning
 and Construction
 (St. Bernard)
 Payable from General Obligation Bonds
 Priority 2 \$30,000
 Priority 5 \$70,000
 Total \$100,000"

AMENDMENT NO. 157

On page 73, after line 43, insert the following:

"(1473) Relocation and Renovation of Historic
 Structures Onto the St. Bernard Parish
 Museum Complex (Islenos)
 (St. Bernard)
 Payable from General Obligation Bonds
 Priority 3 \$450,000"

AMENDMENT NO. 158

On page 73, after line 43, insert the following:

"() Feasibility Study, Florida Avenue to Violet
 (St. Bernard)
 Payable from General Obligation Bonds
 Priority 2 \$250,000

Pending submittal and approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 159

On page 73, after line 43, insert the following:

"50/J45 ST. CHARLES PARISH

(873) Parish Civic Center, Planning and Construction
 (\$3,500,000 Local Match)
 (St. Charles)
 Payable from General Obligation Bonds
 Priority 2 \$500,000
 Priority 5 \$3,000,000
 Total \$3,500,000"

AMENDMENT NO. 160

On page 73, after line 43, insert the following:

"50/J47 ST. JAMES PARISH

(748) Municipal Building Renovations and Additions,
 Planning and Construction
 (\$440,000 Non-State Match)
 (St. James)
 Payable from General Obligation Bonds
 Priority 2 \$150,000"

AMENDMENT NO. 161

On page 74, between lines 21 and 22, insert the following:

"() Recreational Center in Edgard,
 Planning and Construction
 (St. John the Baptist)
 Priority 2 \$50,000

Pending approval of the capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 162

On page 74, between lines 21 and 22, insert the following:

"50/J49 ST. LANDRY PARISH

(1414) LA. 749, Drainage Connections Planning and Construction
 (St. Landry)
 Payable from General Obligation Bonds
 Priority 2 \$300,000"

AMENDMENT NO. 163

On page 74, between lines 30 and 31, insert the following:

"(812) Joe Daigne Canal Drainage Improvements,
 Planning and Construction
 (St. Martin)
 Payable from General Obligation Bonds

June 16, 2004

Priority 2	\$150,000
Priority 3	\$2,300,000
Priority 5	\$1,150,000
Total	<u>\$3,600,000"</u>

AMENDMENT NO. 164

On page 74, between lines 30 and 31, insert the following:

"(811) Belle Terre Subdivision Drainage Improvements, Planning and Construction (St. Martin)
Payable from General Obligation Bonds

Priority 2	\$40,000
Priority 5	\$80,000
Total	<u>\$120,000"</u>

AMENDMENT NO. 165

On page 74, delete line 48, and insert the following:

"Priority 1	\$200,000
Priority 2	\$50,000
Priority 5	\$100,000
Total	<u>\$350,000"</u>

AMENDMENT NO. 166

On page 74, delete line 54, and insert the following:

"Priority 2	\$100,000
Priority 3	\$965,000
Total	<u>\$1,065,000"</u>

AMENDMENT NO. 167

On page 75, delete line 11, and insert the following:

"Payable from General Obligation Bonds

Priority 1	\$100,000
Priority 5	\$200,000
Total	<u>\$300,000"</u>

AMENDMENT NO. 168

On page 75, delete line 16, and insert the following:

"Priority 1	\$60,000
Priority 2	\$200,000
Priority 3	\$6,500,000
Priority 5	\$400,000
Total	<u>\$7,160,000"</u>

AMENDMENT NO. 169

On page 75, between lines 21 and 22, insert the following:

"() Multipurpose Agricultural Arena, Planning and Construction (Non-State Match Required) (St. Martin)
Payable from General Obligation Bonds

Priority 3	\$75,000"
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AMENDMENT NO. 170

On page 75, delete line 29, and insert the following:

"Priority 1	\$425,000
Priority 2	\$100,000
Priority 5	\$1,000,000
Total	<u>\$1,525,000"</u>

AMENDMENT NO. 171

On page 75, between lines 43 and 44, insert the following:

"(734) Recreation Improvements at Sorrel Park, Planning and Construction (\$52,000 Non-State Match) (St. Mary)
Payable from General Obligation Bonds

Priority 2	\$50,000
Priority 5	\$100,000
Total	<u>\$150,000"</u>

AMENDMENT NO. 172

On page 75, between lines 43 and 44, insert the following:

"(735) Building Improvements and Classroom Renovations at the Sheriff's Morgan City Substation - St. Mary Parish Law Enforcement District for Vocational Training (Non-State Match Required) (St. Mary)
Payable from General Obligation Bonds

Priority 2	\$355,000"
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AMENDMENT NO. 173

On page 75, after line 51, insert the following:

"(737) Drainage Improvements in Columbia Subdivision near Franklin, Planning and Construction (\$39,960 Non-State Match) (St. Mary)
Payable from General Obligation Bonds

Priority 2	\$40,000
Priority 5	\$85,000
Total	<u>\$125,000"</u>

AMENDMENT NO. 174

On page 77, delete line 14, and insert the following:

"Priority 1	\$2,500,000
Priority 5	\$700,000
Total	<u>\$3,200,000"</u>

AMENDMENT NO. 175

On page 77, between lines 14 and 15, insert the following:

"(136) Haas Road Retention Pond Project Planning and Construction (\$50,000 Local Match) (St Tammany)
Payable from General Obligation Bonds

Priority 2	\$250,000
Priority 5	\$500,000
Total	<u>\$750,000"</u>

AMENDMENT NO. 176

On page 77, delete line 27, and insert the following:

"Priority 1	\$25,000
Priority 2	\$100,000
Priority 3	\$375,000
Total	<u>\$500,000"</u>

AMENDMENT NO. 177

On page 77, between lines 27 and 28, insert the following:

"(1474) Diversified Foods, Emergency Infrastructure Upgrade, Planning and Construction (St. Tammany) Payable from General Obligation Bonds

Priority 2	\$200,000
Priority 3	\$190,000
Total	<u>\$390,000"</u>

AMENDMENT NO. 178

On page 77, between lines 27 and 28, insert the following:

"1489) Maritime Training Institute Complex, Planning and Construction (\$2,000,000 Local Match or In-Kind Non-State Match) (St. Tammany) Payable from General Obligation Bonds

Priority 2	\$50,000
Priority 3	\$4,600,000
Priority 4	\$7,000,000
Total	<u>\$11,650,000"</u>

AMENDMENT NO. 179

On page 77, delete line 34, and insert the following:

"Priority 1	\$700,000
Priority 2	\$100,000
Total	<u>\$800,000"</u>

AMENDMENT NO. 180

On page 78, delete lines 30 through 31, and insert the following:

"Priority 5	\$1,700,000
Total	<u>\$8,900,000"</u>

AMENDMENT NO. 181

On page 79, between lines 1 and 2, insert the following:

"(515) Truck Bypass Route Improvements in the Gueydan Area, Planning and Construction (Vermilion) Payable from General Obligation Bonds

Priority 2	\$22,500
Priority 5	\$202,500
Total	<u>\$225,000"</u>

AMENDMENT NO. 182

On page 79, delete line 6, and insert the following:

"Priority 1	\$525,000
Priority 2	\$100,000
Priority 5	\$375,000
Total	<u>\$1,000,000"</u>

AMENDMENT NO. 183

On page 79, between lines 15 and 16, insert the following:

"(1475) Multi-Purpose Arena, Planning and Construction (In-Kind Non-State Match) (Vermilion) Payable from General Obligation Bonds

Priority 2	\$280,000
Priority 5	\$1,880,000
Total	<u>\$2,160,000"</u>

AMENDMENT NO. 184

On page 79, after line 51, insert the following:

"50/J59 WASHINGTON PARISH

() Animal Shelter, Planning and Construction (Washington) Payable from General Obligation Bonds

Priority 2	\$50,000
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Pending submittal of capital outlay budget request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 185

On page 80, delete line 6 through 8, and insert the following:

"Priority 2	\$150,000
Priority 5	\$300,000
Total	<u>\$450,000"</u>

AMENDMENT NO. 186

On page 80, between lines 15 and 16, insert the following:

"() Sewer System Construction (West Baton Rouge) Payable from General Obligation Bonds

Priority 3	\$500,000
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Pending submittal and approval of a capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 187

On page 80, between lines 22 and 23, insert the following:

"50/J64 WINN PARISH

(48) Beulah Road Reconstruction, Winn Parish Road 1288, Planning and Construction (Winn) Payable from General Obligation Bonds

Priority 3	\$290,000
Priority 4	\$490,000
Total	<u>\$780,000"</u>

AMENDMENT NO. 188

June 16, 2004

On page 80, between lines 22 and 23, insert the following:

"50/J64 WINN PARISH

(49)	Durbin Road Reconstruction, Winn Parish Road 1002, Planning and Construction (Winn) Payable from General Obligation Bonds	
	Priority 3	\$270,000
	Priority 4	<u>\$590,000</u>
	Total	<u>\$860,000"</u>

AMENDMENT NO. 189

On page 80, between lines 22 and 23, insert the following:

"50/J64 WINN PARISH

()	Harrisonburg Road Reconstruction, Winn Parish Road 837, Planning and Construction (Winn) Payable from General Obligation Bonds	
	Priority 3	\$250,000
	Priority 4	<u>\$500,000</u>
	Total	<u>\$750,000"</u>

AMENDMENT NO. 190

On page 80, between lines 30 and 31, insert the following:

"50/M02 ABITA SPRINGS

()	Improvements to Recreational Park in Abita Springs (St. Tammany) Payable from General Obligation Bonds	
	Priority 2	<u>\$50,000</u>

Pending submittal of capital outlay budget request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 191

On page 87, between lines 23 and 24, insert the following:

"50/MD5 INDEPENDENCE

()	Sewerage Improvements (Tangipahoa) Payable from General Obligation Bonds	
	Priority 2	<u>\$50,000</u>

Pending submittal of capital outlay budget request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 192

On page 80, after line 49, insert the following:

"50/M09 ARCADIA

(844)	Water Reservoir and Recreational Feasibility Study (Bienville) Payable from General Obligation Bonds	
	Priority 2	<u>\$50,000"</u>

AMENDMENT NO. 193

On page 80, after line 49, insert the following:

"50/M09 ARCADIA

()	Downtown City Park and Restroom Facilities, Acquisitions, Planning and Construction (In-Kind and/or Non-State Match Required) (Bienville) Payable from General Obligation Bonds	
	Priority 2	<u>\$15,000"</u>

AMENDMENT NO. 194

On page 81, delete line 6, and insert the following:

	"Priority 1	\$200,000
	Priority 2	<u>\$150,000</u>
	Total	<u>\$350,000"</u>

AMENDMENT NO. 195

On page 82, delete lines 20 and 21, and insert the following:

	"Priority 2	\$600,000
	Priority 5	<u>\$8,400,000</u>
	Total	<u>\$26,500,000"</u>

AMENDMENT NO. 196

On page 82, delete lines 52 and 53, and insert the following:

	"Priority 2	<u>\$340,000"</u>
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AMENDMENT NO. 197

On page 83, between lines 6 and 7, insert the following:

"50/M26 BLANCHARD

()	Land Acquisition for Sports Complex (Caddo) Payable from General Obligation Bonds	
	Priority 2	<u>\$40,000</u>

Pending submittal and approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 198

On page 83, between lines 6 and 7, insert the following:

"50/M27 BOGALUSA

(477)	Main Street Town Square, Construction (\$53,800 Non-State Match) (Washington) Payable from General Obligation Bonds	
	Priority 3	<u>\$300,000"</u>

AMENDMENT NO. 199

On page 83, between lines 6 and 7, insert the following:

"50/M27 BOGALUSA

(478)	Fire House and Fire Station, Planning and	
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Construction for Renovations and/or New Additions
(Non-State Match Required)
(Washington)
Payable from General Obligation Bonds
Priority 2 \$150,000

Pending submittal of a capital outlay budget request, but has been approved by the Joint Legislative Committee on Capital Outlay pursuant to R.S. 39:112"

AMENDMENT NO. 200

On page 83, between lines 27 and 28, insert the following:

"50/M32 BROUSSARD

(1062) US 90 Intersection Improvements at Bercegeay Drive, Planning and Construction on Left and Right Turn Lanes (Non-State Match Required) (Lafayette, St. Martin)
Payable from General Obligation Bonds
Priority 2 \$70,000
Priority 3 \$650,000
Total \$720,000"

AMENDMENT NO. 201

On page 83, between lines 27 and 28, insert the following:

"50/M32 BROUSSARD

() Billeaud Memorial, Planning and Construction (Non-State Match Required) (Lafayette)
Payable from General Obligation Bonds
Priority 2 \$100,000"

AMENDMENT NO. 202

On page 83, after line 42, insert the following:

"50/M50 COLFAX

(749) Youth Recreation Pavillion, Planning and Construction (\$25,000 Non-State Match) (Grant)
Payable from General Obligation Bonds
Priority 2 \$225,000"

AMENDMENT NO. 203

On page 84, delete line 16, and insert the following:

"Priority 1 \$50,000
Priority 2 \$200,000
Priority 3 \$250,000
Total \$500,000"

AMENDMENT NO. 204

On page 84, after line 47, insert the following:

"50/M60 DELCAMBRE

(520) Water System Improvements, Planning and Construction (Iberia)
Payable from General Obligation Bonds
Priority 2 \$140,000
Priority 5 \$300,000
Total \$440,000"

AMENDMENT NO. 205

On page 84, after line 47, insert the following:

"(521) Delcambre Shimp Festival Pavilion, Planning and Construction (Iberia)
Payable from General Obligation Bonds
Priority 4 \$110,000
Priority 5 \$165,000
Total \$275,000"

AMENDMENT NO. 206

On page 85, between lines 1 and 2, insert the following:

"(469) New Roof for City Hall, Planning and Construction (Local Match Required) (Calcasieu)
Payable from General Obligation Bonds
Priority 2 \$162,000"

AMENDMENT NO. 207

On page 85, between lines 22 and 23, insert the following:

"50/M69 DOWNSVILLE

(1055) Water Treatment Plant Compliance Upgrade Planning and Construction (\$10,000 Non-State Match) (Union)
Payable from General Obligation Bonds
Priority 2 \$310,000"

AMENDMENT NO. 208

On page 85, between lines 22 and 23, insert the following:

"50/M80 ERATH

(859) Wastewater Treatment Plant Improvements, Planning and Construction (Vermilion)
Payable from General Obligation Bonds
Priority 2 \$22,500
Priority 5 \$202,500
Total \$225,000"

AMENDMENT NO. 209

On page 85, between lines 22 and 23, insert the following:

"50/M80 ERATH

(924) Public Works Facility, Planning and Construction

June 16, 2004

(Vermilion)
Payable from General Obligation Bonds
Priority 2 \$90,000"

AMENDMENT NO. 210
On page 85, between lines 22 and 23, insert the following:

"50/M80 ERATH

() Sludge Drying Beds For the Wastewater
Treatment Facility, Planning and Construction
(Vermilion)
Payable from General Obligation Bonds
Priority 2 \$50,000"

AMENDMENT NO. 211
On page 85, between lines 22 and 23, insert the following:

"50/M85 FAMERVILLE

() Sewage, Water, Lift Station, and
Other Infrastructure, Planning and Construction
(Union)
Payable from General Obligation Bonds
Priority 2 \$150,000
Priority 5 \$1,150,000
Total \$1,300,000

Pending submittal and approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 212
On page 85, between lines 22 and 23, insert the following:

"50/M86 FENTON

() Municipal Complex, Planning and Construction
(Jefferson Davis)
Payable from General Obligation Bonds
Priority 2 \$100,000"

AMENDMENT NO. 213
On page 85, between lines 30 and 31, insert the following:

"50/M91 FORDOCHE

(1097) Potable Water Improvements DeepWater
Well and Elevated Storage Tank
(Pointe Coupee)
Payable from General Obligation Bonds
Priority 2 \$200,000
Priority 5 \$550,000
Total \$750,000"

AMENDMENT NO. 214
On page 86, delete line 6, and insert the following:

Priority 1 \$525,000
Priority 2 \$725,000
Priority 5 \$3,750,000
Total \$5,000,000"

AMENDMENT NO. 215
On page 86, between lines 30 and 31, insert the following:

"50/M95 FRANKLINTON

() Business Park Property Acquisition and
Development
(Non-State Match Required)
(Washington)
Payable from General Obligation Bonds
Priority 2 \$150,000

Pending submittal of capital outlay budget request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 216
On page 86, between lines 30 and 31, insert the following:

"50/M95 FRANKLINTON

() Water Tank Restorations
(Washington)
Payable from General Obligation Bonds
Priority 2 \$50,000

Pending submittal of capital outlay budget request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 217
On page 86, between lines 30 and 31, insert the following:

"50/M99 GILBERT

() Elevated Storage Tank, Planning and
Construction
(Franklin)
Payable from General Obligation Bonds
Priority 2 \$38,400"

AMENDMENT NO. 218
On page 86, after line 48, insert the following:

"50/MA7 GRAMERCY

() Water Treatment Plant Improvements,
Planning and Construction
(St. James)
Payable from General Obligation Bonds
Priority 2 \$200,000
Priority 5 \$1,800,000
Total \$2,000,000"

AMENDMENT NO. 219
On page 87, between lines 8 and 9, insert the following:

"50/MB1 GRAND ISLE

(1052) Grand Isle Flood Protection, Planning
and Construction
(Jefferson)
Payable from General Obligation Bonds

Priority 2	\$200,000
Priority 3	\$1,067,000
Priority 4	\$1,067,000
Priority 5	\$200,000
Total	<u>\$2,534,000"</u>

AMENDMENT NO. 220

On page 87, between lines 8 and 9, insert the following:

"50/MB1 GRAND ISLE

() Installation of New Water Distribution System, Planning and Construction (\$70,000 Local Match and Construction) (Jefferson)
Payable from General Obligation Bonds

Priority 2	\$100,000
Priority 3	\$600,000
Priority 5	\$100,000
Total	<u>\$850,000"</u>

AMENDMENT NO. 221

On page 87, delete line 14, and insert the following:

"Priority 2	\$400,000
Priority 3	\$1,040,000
Priority 4	\$1,040,000
Priority 5	\$1,000,000
Total	<u>\$3,780,000"</u>

AMENDMENT NO. 222

On page 87, delete lines 39 through 41, and insert the following:

"Priority 1	\$50,000
Priority 3	\$475,000
Priority 4	\$475,000
Priority 5	\$150,000
Total	<u>\$1,150,000"</u>

AMENDMENT NO. 223

On page 87, between lines 41 and 42, insert the following:

"(1079) Lafitte General Assembly/Emergency Shelter (\$350,000 Non-State Match) (Jefferson)
Payable from General Obligation Bonds

Priority 5	\$150,000
Total	<u>\$225,000"</u>

AMENDMENT NO. 224

On page 87, after line 47, insert the following:

"() Lafitte Street Drainage, Planning and Construction (Non-State Match Required) (Jefferson)
Payable from State General Fund (Direct) -

Priority 5	\$520,000"
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AMENDMENT NO. 225

On page 88, between lines 8 and 9, insert the following:

"50/ME3 JENA

(999) Municipal Complex, Planning and Construction (LaSalle)
Payable from General Obligation Bonds

Priority 2	\$100,000"
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AMENDMENT NO. 226

On page 88, between lines 8 and 9, insert the following:

"50/MF2 KENTWOOD

() Acquisitions of Property and Improvements for Recreational Park (Tangipahoa)
Payable from General Obligation Bonds

Priority 2	\$50,000
Priority 3	\$200,000
Total	<u>\$250,000"</u>

Pending submittal of capital outlay budget request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 227

On page 88, between lines 24 and 25, insert the following:

"50/MF9 LAKE CHARLES

(482) Convention/Conference Hotel, Planning and Construction (\$1,041,667 Non-State Match) (Calcasieu)
Payable from General Obligation Bonds

Priority 2	\$500,000
Priority 5	\$540,000
Total	<u>\$1,040,000"</u>

AMENDMENT NO. 228

On page 88, between lines 24 and 25, insert the following:

"50/MF9 LAKE CHARLES

(484) America's Wetland Discovery Center, Planning and Construction (\$4,068,000 Federal and/or Non-State Match) (Calcasieu)
Payable from General Obligation Bonds

Priority 2	\$300,000
Priority 3	\$1,385,000
Priority 5	\$350,000
Total	<u>\$2,035,000"</u>

AMENDMENT NO. 229

On page 88, between lines 24 and 25, insert the following:

"50/MG1 LAKE PROVIDENCE

(688) Streets, Sewer and Water Improvements, Planning and Construction (East Carroll)

June 16, 2004

Payable from General Obligation Bonds	
Priority 2	\$200,000
Priority 5	<u>\$300,000</u>
Total	<u>\$500,000</u>

Pending approval of the capital outlay budget request pursuant to R.S. 39:112."

AMENDMENT NO. 230

On page 88, between lines 24 and 25, insert the following:

"50/MG1 LAKE PROVIDENCE

(689)	Lake Providence Industrial Park and Equipment, Infrastructure Improvements, Planning, Land Acquisition, Equipment, and Construction (Non-State Match Required) (East Carroll)	
	Payable from General Obligation Bonds	
	Priority 2	<u>\$450,000"</u>

AMENDMENT NO. 231

On page 88, between lines 24 and 25, insert the following:

"50/MG1 LAKE PROVIDENCE

()	Railroad Spur for New Fertilizer Plant, Planning and Construction (East Carroll)	
	Payable from General Obligation Bonds	
	Priority 2	\$50,000
	Priority 5	<u>\$200,000</u>
	Total	<u>\$250,000</u>

Pending submittal and approval of the capital outlay budget request pursuant to R.S. 39:112."

AMENDMENT NO. 232

On page 88, after line 52, insert the following:

"50/MG8 LIVONIA

(987)	Municipal Complex, Planning and Construction (\$650,000 Non-State Match) (Pointe Coupee)	
	Payable from General Obligation Bonds	
	Priority 2	<u>\$250,000</u>
	Total	<u>\$275,000"</u>

AMENDMENT NO. 233

On page 88, after line 52, insert the following:

"50/MH5 LUTCHER

(723)	Raw Water Intake Structure for Water Treatment Plant, Planning and Construction (Non-State Match Required) (St. James)	
	Payable from General Obligation Bonds	
	Priority 2	<u>\$300,000"</u>

AMENDMENT NO. 234

On page 88, after line 52, insert the following:

"50/MH5 LUTCHER

(1480)	Water Waste System Expansion Economic Development Project, Planning and Construction (Vernon)	
	Payable from General Obligation Bonds	
	Priority 2	\$50,000
	Priority 3	<u>\$250,000</u>
	Total	<u>\$300,000"</u>

AMENDMENT NO. 235

On page 89, delete lines 7 and 8, and insert the following:

	"Priority 1	\$320,000
	Priority 5	<u>\$295,000</u>
	Total	<u>\$615,000"</u>

AMENDMENT NO. 236

On page 89, delete lines 17 and 18, and insert the following:

	"Priority 2	\$375,000
	Priority 5	<u>\$500,000</u>
	Total	<u>\$1,000,000"</u>

AMENDMENT NO. 237

On page 89, delete lines 17 and 18, and insert the following:

	"Priority 2	\$375,000
	Priority 5	<u>\$500,000</u>
	Total	<u>\$1,000,000"</u>

AMENDMENT NO. 238

On page 89, after line 45, insert the following:

"()	Water Treatment Plant Modifications, Planning and Construction (Non State Match Required) (Sabine)	
	Payable from General Obligation Bonds	
	Priority 3	<u>\$1,210,000"</u>

AMENDMENT NO. 239

On page 90, between lines 14 and 15, insert the following:

"50/MJ4 MERRYVILLE

(542)	Sewer System Expansion and Modifications, Acquisition, Planning and Construction (\$831,386 Federal Match; \$39,700 Local Match) (Beauregard)	
	Payable from General Obligation Bonds	
	Priority 2	<u>\$155,000"</u>

AMENDMENT NO. 240

On page 90, between lines 14 and 15, insert the following:

"50/MJ5 MINDEN

() Business Development Center and Incubator Aquisition, Planning and Construction (\$100,000 Non-State Match) (Webster)
Payable from General Obligation Bonds

Priority 2	\$250,000
Priority 3	\$390,000
Total	<u>\$640,000</u>

Pending submittal of capital outlay budget request, but has been approved by the Joint Legislative Committee on Capital Outlay pursuant to the provisions of R.S. 39:112"

AMENDMENT NO. 241

On page 90, between lines 14 and 15, insert the following:

"50/MJ4 MERRYVILLE

(542) Sewer System Expansion and Modifications, Acquisition, Planning, and Construction (\$831,386 Federal Match; \$39,700 Local Match) (Beauregard)
Payable from General Obligation Bonds

Priority 2	<u>\$154,000"</u>
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AMENDMENT NO. 242

On page 90, between lines 14 and 15 insert the following:

"50/MJ5 MINDEN

() Business Development Center and Incubator Aquisition, Planning and Construction (\$100,000 Non-State Match) (Webster)
Payable from General Obligation Bonds

Priority 2	\$250,000
Priority 3	\$390,000
Total	<u>\$640,000"</u>

AMENDMENT NO. 243

On page 90, delete lines 24 through 30, in their entirety.

AMENDMENT NO. 244

On page 90, delete line 38, and insert the following:

"Priority 1	\$270,000
Priority 2	\$250,000
Priority 3	\$100,000
Priority 4	\$150,000
Priority 5	<u>\$1,000,000</u>
Total	<u>\$1,770,000"</u>

AMENDMENT NO. 245

On page 90, delete line 49, and insert the following:

"Priority 1	\$270,000
Priority 2	\$50,000
Priority 3	<u>\$1,280,000</u>
Total	<u>\$1,600,000"</u>

AMENDMENT NO. 246

On page 91, between lines 44 and 45, insert the following:

"50/MK3 MORGANZA

() Town Hall Generator and Switch Gear, Planning, Acquisitions, and Construction (Pointe Coupee)
Payable from General Obligation Bonds

Priority 2	<u>\$30,000"</u>
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AMENDMENT NO. 247

On page 92, delete lines 28 and 29, and insert the following:

"Priority 5	\$840,000
Total	<u>\$1,090,000"</u>

AMENDMENT NO. 248

On page 92, after line 51, insert the following:

"50/ML1 NEW IBERIA

() Civic Center, Planning and Construction (Non-State Match Required) (Iberia)
Payable from General Obligation Bonds

Priority 3	\$2,000,000"
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AMENDMENT NO. 249

On page 93, line 20, after "Improvements," insert "Master Planning,"

AMENDMENT NO. 250

On page 93, delete lines 26 and 27, and insert the following:

"Priority 3	\$700,000
Priority 4	\$1,800,000
Priority 5	<u>\$1,550,000</u>
Total	<u>\$9,400,000"</u>

AMENDMENT NO. 251

On page 93, between lines 33 and 34, insert the following:

"(778) South Rampart Street Historic Development Project, Planning, and Construction (\$300,000 Non-State Match) (Orleans)
Payable from General Obligation Bonds

Priority 2	\$450,000
Priority 3	\$2,000,000
Priority 4	\$2,000,000
Priority 5	<u>\$1,550,000</u>
Total	<u>\$6,000,000"</u>

AMENDMENT NO. 252

On page 93, delete lines 34 through 41

AMENDMENT NO. 253

On page 94, at the end of line 15, insert "Study,"

AMENDMENT NO. 254

On page 94, delete line 35, and insert the following:

June 16, 2004

"Payable from State General Fund (Direct)
 Nonrecurring Revenues \$150,000
 Payable from General Obligation Bonds
 Priority 2 \$30,000
 Priority 5 \$120,000
 Total \$300,000"

AMENDMENT NO. 255

On page 94, between lines 38 and 39, insert the following:

"50/ML8 NORWOOD

(747) Elevated Tower Renovation, Planning
 and Construction
 (Non-State Match Required)
 (East Feliciana)
 Payable from General Obligation Bonds
 Priority 2 \$320,000"

AMENDMENT NO. 256

On page 94, between lines 38 and 39, insert the following:

"50/MM5 OLLA

() Commercial Pumper Fire Truck, Fire
 District No. 2, Acquisition
 (\$25,000 Non-State Match)
 (LaSalle)
 Payable from General Obligation Bonds
 Priority 2 \$50,000"

AMENDMENT NO. 257

On page 94, after line 45, insert the following:

"50/MM8 PARKS

() Water System Improvements,
 Planning and Construction
 (\$100,000 Non-State Match)
 (St. Martin)
 Payable from General Obligation Bonds
 Priority 2 \$75,000
 Priority 3 \$610,000
 Priority 5 \$305,000
 Total \$990,000

Pending submittal and approval of capital outlay budget request pursuant to the provisions of R.S. 39:112"

AMENDMENT NO. 258

On page 95, delete line 15, and insert the following:

"(1516) New Community Center, Planning and"

AMENDMENT NO. 259

On page 95, between lines 26 and 27, insert the following:

"50/MN9 POLLOCK

() Access Road for U.S. Federal Correction
 Complex, Phase III, Planning and Construction

(Grant)
 Payable from General Obligation Bonds
 Priority 5 \$1,935,000

Project approved by the Joint Legislative Committee on Capital Outlay. Pending submittal of a budget request."

AMENDMENT NO. 260

On page 95, between lines 26 and 27, insert the following:

"50/MO2 PORT ALLEN

() Drainage Improvements
 (\$75,000 Local Match)
 (West Baton Rouge)
 Payable from General Obligation Bonds
 Priority 5 \$50,000

Pending submittal and approval of a capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 261

On page 95, between lines 26 and 27, insert the following:

"50/MO2 PORT ALLEN

() Rainbow Drive Roadway Improvements
 (Rapides)
 Payable from General Obligation Bonds
 Priority 2 \$190,000
 Total \$190,000

The capital outlay budget request for this project was submitted after the November 1st deadline and is pending approval of the capital outlay request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 262

On page 96, between lines 33 and 34, insert the following:

"50/MQ4 ST. JOSEPH

(578) City Hall/Convention Center, Planning
 and Construction
 (Non-State Match Required)
 (Tensas)
 Payable from General Obligation Bonds
 Priority 2 \$250,000"

AMENDMENT NO. 263

On page 96, delete line 38, and insert the following:

"Priority 1 \$100,000
 Priority 5 \$900,000
 Total \$1,000,000"

AMENDMENT NO. 264

On page 96, between lines 38 and 39, insert the following:

"50/MQ6 SALINE

() Water Tower Repairs, Planning and Construction

(Non-State Match Required)
(Webster)
Payable from General Obligation Bonds
Priority 2 \$15,000"

AMENDMENT NO. 265

On page 97, between lines 24 and 25, insert the following:

"(975) Junior Golf Training Facilities "The First Tee" for Lakeside Golf Course, Planning and Construction
(\$176,600 Non-State Match)
(Caddo)
Payable from General Obligation Bonds
Priority 2 \$160,000
Priority 3 \$1,040,000
Total \$1,200,000"

AMENDMENT NO. 266

On page 97, between lines 35 and 36, insert the following:

"50/MR8 SLAUGHTER

(1098) Overlay Project, Planning and Construction
(\$5,000 Non-State Match)
(East Feliciana)
Payable from General Obligation Bonds
Priority 2 \$75,000"

AMENDMENT NO. 267

On page 97, between lines 36 and 37, insert the following:

"() Heritage Park Amphitheater, Planning and Construction
(\$75,000 Non-State Match)
(St. Tammany)
Payable from General Obligation Bonds
Priority 2 \$225,000"

AMENDMENT NO. 268

On page 97, delete line 42, and insert the following:

"Priority 1 \$50,000
Priority 2 \$25,000
Total \$75,000"

AMENDMENT NO. 269

On page 97, between lines 42 and 43, insert the following:

"() Schneider Canal Pump Station Protection,
Planning and Construction
(\$25,000 Non-State Match)
(St. Tammany)
Payable from General Obligation Bonds
Priority 2 \$75,000"

AMENDMENT NO. 270

On page 97, between lines 42 and 43, insert the following:

"() City Barn Pumping Station Improvements,
Planning and Construction
(\$50,000 Non-State Match)

(St. Tammany)
Payable from General Obligation Bonds
Priority 2 \$150,000"

AMENDMENT NO. 271

On page 97, between lines 42 and 43, insert the following:

"() New Orleans Research and Technology
Foundation Research Park Engineering Design,
Including Wetlands and Environmental Studies
(\$150,000 Non-State Match)
(St. Tammany)
Payable from General Obligation Bonds
Priority 2 \$200,000
Priority 3 \$100,000
Total \$300,000

Pending submittal and approval of capital outlay budget pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 272

On page 97, after line 50, insert the following:

"50/MS5 SPRINGHILL

"() Rehabilitation of Two Elevated Water
Storage Tanks, Planning and Construction
(\$135,000 Non-State Match)
(Webster)
Payable from General Obligation Bonds
Priority 2 \$135,000

The capital outlay request for this project was submitted after the November 1st deadline, but it has been approved by the Joint Legislative Committee on Capital Outlay pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 273

On page 97, after line 50, insert the following:

"() Drill New Water Well, Planning and
Construction
(Desoto)
Payable from General Obligation Bonds
Priority 2 \$80,000
Priority 5 \$160,000
Total \$240,000"

AMENDMENT NO. 274

On page 97, after line 50, insert the following:

"50/MS5 SPRINGHILL

"() Springhill Community Activity Center
and R. V. Park, Planning and Construction
(Supplemental Funding)
(\$150,000 Non-State Match)
(Webster)
Payable from General Obligation Bonds
Priority 2 \$150,000"

AMENDMENT NO. 275

June 16, 2004

On page 98, between lines 9 and 10, insert the following:

"50/MS9 SULPHUR

(366) Refurbish Water Storage Tank and
Purchase Flatbed Truck
(Calcasieu)
Payable from General Obligation Bonds
Priority 3 \$256,000"

AMENDMENT NO. 276

On page 98, between lines 9 and 10, insert the following:

"50/MS9 SULPHUR

(766) Northside Industrial Park Rail Spur Extension,
Planning and Construction
(\$692,960 Non-State Match)
(Calcasieu)
Payable from General Obligation Bonds
Priority 3 \$1,080,000"

AMENDMENT NO. 277

On page 98, between lines 9 and 10, insert the following:

"50/MT1 SUN

(1024) Town Hall Renovations, Planning
and Construction
(St. Tammany)
Payable from General Obligation Bonds
Priority 2 \$200,000"

AMENDMENT NO. 278

On page 98, delete line 16, and insert the following:

"Priority 1	\$75,000
Priority 2	<u>\$375,000</u>
Total	<u>\$450,000"</u>

AMENDMENT NO. 279

On page 98, delete line 18, and insert the following:

"(1517) New Community Center, Planning and"

AMENDMENT NO. 280

On page 98, after line 47, insert the following:

"50/MU5 VINTON

(0464) Sidewalk and Drainage Improvements
on Horridge Street (Main Street)
(\$50,000 Local Match)
(Calcasieu)
Payable from General Obligation Bonds
Priority 2 \$50,000
Priority 3 \$710,000
Total \$760,000"

AMENDMENT NO. 281

On page 98, after line 47, insert the following:

"50/MV1 WELSH

() Multi Purpose Community Center,
Planning and Construction
(\$600,000 Federal Match; \$40,000 Local Match)
(Jefferson Davis)
Payable from General Obligation Bonds
Priority 2 \$60,000
Priority 5 \$140,000
Total \$200,000

Pending submittal and approval of a capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 282

On page 99, delete lines 17 and 18, and insert the following:

"Priority 2	\$500,000
Priority 5	<u>\$5,000,000</u>
Total	<u>\$6,620,000"</u>

AMENDMENT NO. 283

On page 100, delete line 11, and insert the following:

"Priority 2	\$200,000
Priority 3	\$350,000"

AMENDMENT NO. 284

On page 100, delete lines 18 and 19, and insert the following:

"Priority 2	\$105,000
Priority 5	\$215,000"

AMENDMENT NO. 285

On page 100, delete lines 26 through 28, and insert the following:

"Priority 4	\$600,000
Priority 5	<u>\$1,200,000</u>
Total	<u>\$1,800,000"</u>

AMENDMENT NO. 286

On page 100, delete line 33, and insert the following:

"Priority 1	\$415,000
Priority 5	<u>\$85,000</u>
Total	<u>\$500,000"</u>

AMENDMENT NO. 287

On page 100, delete lines 38 and 39, and insert the following:

"Priority 2	\$250,000
Priority 3	\$1,350,000
Priority 5	\$8,000,000"

AMENDMENT NO. 288

On page 100, delete lines 46 through 48, and insert the following:

"Priority 2	\$150,000
Priority 3	\$230,000
Priority 4	\$230,000
Priority 5	<u>\$515,000</u>

Total	<u>\$1,125,000"</u>
<u>AMENDMENT NO. 289</u>	
On page 100, after line 48, insert the following:	
"50/MV8 WINNSBORO	
() Warehouse and Distribution Facility, Planning and Construction (Franklin) Payable from General Obligation Bonds Priority 4	<u>\$500,000"</u>
<u>AMENDMENT NO. 290</u>	
On page 100, after line 48, insert the following:	
"50/MV8 WINNSBORO	
() Museum Renovations, Planning and Construction (Franklin) Payable from General Obligation Bonds Priority 2 Priority 5 Total	<u>\$100,000"</u>
<u>AMENDMENT NO. 291</u>	
On page 100, after line 48, insert the following:	
"50/MV8 WINNSBORO	
() City of Winnsboro Sewer Digester Planning and Construction (Franklin) Payable from General Obligation Bonds Priority 2 Priority 5 Total	<u>\$850,000"</u>
Pending submittal and approval of a capital outlay budget request pursuant to the provisions of R.S. 39:112."	
<u>AMENDMENT NO. 292</u>	
On page 100, after line 48, insert the following:	
"50/MV8 WINNSBORO	
() Renovations of Buildings For Museum in Winnsboro Planning, Renovations, and Construction (\$97,000 Local Match) (Franklin) Payable from General Obligation Bonds Priority 2 Priority 5 Total	<u>\$460,000"</u>
Pending submittal and approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."	
<u>AMENDMENT NO. 293</u>	

On page 100, after line 48, insert the following:	
"50/MV9 WISNER	
(1087) Civic Center, Planning and Construction (Franklin) Payable from General Obligation Bonds Priority 2 Priority 3 Priority 4 Priority 5 Total	<u>\$1,720,000"</u>
<u>AMENDMENT NO. 294</u>	
On page 101, between lines 1 and 2, insert the following:	
"(417) Renovations and Modifications to Town Hall, Planning and Construction (\$200,000 Local Match) (Rapides) Payable from General Obligation Bonds Priority 2	<u>\$200,000"</u>
<u>AMENDMENT NO. 295</u>	
On page 101, delete line 14, and insert the following:	
"Priority 1 Priority 2 Priority 3 Total	<u>\$5,820,000"</u>
<u>AMENDMENT NO. 296</u>	
On page 101, between lines 15 and 16, insert the following:	
"(989) Installation of Sewer System Improvements, Planning and Construction (\$37,800 Non-State Match) (Sabine) Payable from General Obligation Bonds Priority 2 Priority 5 Total	<u>\$375,000"</u>
<u>AMENDMENT NO. 297</u>	
On page 101, between lines 15 and 16, insert the following:	
"(1005) 6" Waterline Installation Planning and Construction (\$25,000 Non-State Match) (Sabine) Payable from General Obligation Bond Priority 3	<u>\$250,000"</u>
<u>AMENDMENT NO. 298</u>	
On page 101, delete line 35, and insert the following:	
"Priority 1 Priority 2 Priority 5 Total	<u>\$1,000,000"</u>

June 16, 2004

Pending submittal and approval of capital outlay budget request pursuant to R.S. 39:112."

AMENDMENT NO. 299

On page 101, between lines 35 and 36, insert the following:

"() Highway Improvements
(\$3,000,000 Federal Commitment)
(Iberville)
Payable from General Obligation Bonds

Priority 2	\$200,000
Priority 5	<u>\$200,000</u>
Total	<u>\$400,000"</u>

AMENDMENT NO. 300

On page 101, between lines 35 and 36, insert the following:

"50/N02 TULANE UNIVERSITY

() Downtown Neighborhoods Community
Center, Planning and Construction
(\$1,000,000 Non-State Match)
(Orleans)
Payable from General Obligation Bonds

Priority 2	\$50,000
Priority 3	<u>\$450,000</u>
Total	<u>\$500,000</u>

Pending approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 301

On page 101, between lines 36 and 37, insert the following:

"(802) Audubon 2010
Planning and Construction
(\$10,000,000 Non-State Match)
(Orleans)
Payable from General Obligation Bonds

Priority 4	<u>\$10,000,000"</u>
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AMENDMENT NO. 302

On page 102, between lines 10 and 11, insert the following:

"50/N09 NEW ORLEANS SEWERAGE & WATER BOARD

() Florida Avenue Canal Phase 2
Design and Construction
(Orleans)
Payable from General Obligation Bonds

Priority 3	\$20,000
Priority 4	<u>\$20,000</u>
Total	<u>\$40,000"</u>

AMENDMENT NO. 303

On page 102, between lines 10 and 11, insert the following:

"50/N09 NEW ORLEANS SEWERAGE & WATER BOARD

() Florida Avenue Canal Phase 1 Design
and Construction

(Orleans)
Payable from General Obligation Bonds

Priority 3	\$600,000
Priority 4	<u>\$600,000</u>
Total	<u>\$1,200,000"</u>

AMENDMENT NO. 304

On page 102, between lines 10 and 11, insert the following:

"50/N09 NEW ORLEANS SEWERAGE & WATER BOARD

() Palmetto Canal Obstruction Removal
(Orleans)
Payable from General Obligation Bonds

Priority 3	\$25,000
Priority 4	<u>\$25,000</u>
Total	<u>\$50,000"</u>

AMENDMENT NO. 305

On page 102, between lines 10 and 11, insert the following:

"50/N09 NEW ORLEANS SEWERAGE & WATER BOARD

() Hollygrove Drainage Upgrade Design
and Construction
(Orleans)
Payable from General Obligation Bonds

Priority 2	<u>\$1,200,000"</u>
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AMENDMENT NO. 306

On page 102, between lines 10 and 11, insert the following:

"50/N09 NEW ORLEANS SEWERAGE & WATER BOARD

() Dryer Road Intake Canal Design and Construction
(Orleans)
Payable from General Obligation Bonds

Priority 3	\$600,000
Priority 4	<u>\$600,000</u>
Total	<u>\$1,200,000"</u>

AMENDMENT NO. 307

On page 102, delete line 13, and insert the following:
"Suppression Upgrade to Hangars A and E,"

AMENDMENT NO. 308

On page 102, delete line 14, and insert the following:
"Backshop Expansion, Roads, and Parking,"

AMENDMENT NO. 309

On page 102, delete lines 19 and 20, and insert the following:

"Priority 1	\$800,000
Priority 5	<u>\$800,000</u>
Total	<u>\$1,600,000"</u>

AMENDMENT NO. 310

On page 102, delete line 33, and insert the following:

"Priority 1	\$265,000
Priority 2	\$285,000

Priority 5	<u>\$2,600,000</u>
Total	<u>\$3,150,000"</u>

AMENDMENT NO. 311

On page 102, after line 50, insert the following:

"50/N24 CALCASIEU GRAVITY DRAINAGE DISTRICT

(503) Channel Improvements to the Missouri Pacific Lateral from LA Highway 14 to Russell Street, Planning and Construction (\$630,000 Non-State Match) (Calcasieu)
Payable from General Obligation Bonds

Priority 3	<u>\$630,000</u>
Total	<u>\$630,000"</u>

AMENDMENT NO. 312

On page 103, delete line 14, and insert the following:

"Priority 2	\$1,000,000
Priority 3	<u>\$5,000,000</u>
Total	<u>\$6,000,000"</u>

AMENDMENT NO. 313

On page 103, between lines 22 and 23, insert the following:

"(920) North and East Side Infrastructure and Development, Planning and Construction (East Baton Rouge)
Payable from General Obligation Bonds

Priority 2	\$2,500,000
Priority 3	\$4,000,000
Priority 5	<u>\$2,650,000</u>
Total	<u>\$9,150,000"</u>

AMENDMENT NO. 314

On page 103, between lines 29 and 30, insert the following:

"(935) Louisiana Purchase Bicentennial Museum, Acquisitions, Planning and Construction (East Baton Rouge)
Payable from General Obligation Bonds

Priority 2	<u>\$100,000"</u>
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AMENDMENT NO. 315

On page 103, delete lines 36 and 37, and insert the following:

"Priority 2	\$50,000
Priority 5	<u>\$3,000,000</u>
Total	<u>\$6,895,000"</u>

AMENDMENT NO. 316

On page 103, at the end of line 48, change "\$107,000" to "\$510,000"

AMENDMENT NO. 317

On page 104, between lines 1 and 2, insert the following:

"(779) Airport to CBD Light Rail Line (\$5,000,000 Local Match and \$10,000,000 Federal Match)

(Orleans)
Payable from General Obligation Bonds

Priority 4	\$2,500,000
Priority 5	<u>\$2,500,000</u>
Total	<u>\$5,000,000"</u>

AMENDMENT NO. 318

On page 104, delete lines 19 through 25, in their entirety.

AMENDMENT NO. 319

On page 104, delete lines 33 through 35, and insert the following:

"Priority 2	\$5,500,000
Priority 5	<u>\$21,000,000</u>
Total	<u>\$29,000,000"</u>

AMENDMENT NO. 320

On page 104, delete lines 33 through 35, and insert the following:

"Priority 2	\$2,500,000
Priority 5	<u>\$25,000,000</u>
Total	<u>\$30,000,000"</u>

AMENDMENT NO. 321

On page 104, between lines 35 and 36, insert the following:

"50/N76 WEST CALCASIEU AIRPORT AUTHORITY

(425) Southland Field New Airport Hangar, Planning and Construction (Non-State Match Required) (Calcasieu)
Payable from General Obligation Bonds

Priority 2	\$50,000
Priority 3	<u>\$370,000</u>
Total	<u>\$420,000"</u>

AMENDMENT NO. 322

On page 104, delete line 42, and insert the following:

"Priority 1	\$4,675,000
Priority 2	\$1,250,000
Priority 5	<u>\$1,250,000</u>
Total	<u>\$7,175,000"</u>

AMENDMENT NO. 323

On page 104, delete line 49, and insert the following:

"Priority 1	\$50,000
Priority 2	\$50,000
Priority 5	<u>\$50,000</u>
Total	<u>\$150,000"</u>

AMENDMENT NO. 324

On page 105, delete line 7, and insert the following:

"Priority 1	\$300,000
Priority 5	<u>\$600,000</u>
Total	<u>\$900,000"</u>

AMENDMENT NO. 325

On page 105, delete lines 38 through 40, and insert the following:

June 16, 2004

"Priority 2	\$310,000
Priority 5	<u>\$100,000</u>
Total	<u>\$410,000"</u>

AMENDMENT NO. 326

On page 105, delete lines 45 through 47, and insert the following:

"Priority 2	\$270,000
Priority 5	<u>\$50,000</u>
Total	<u>\$320,000"</u>

AMENDMENT NO. 327

On page 106, delete lines 1 through 14

AMENDMENT NO. 328

On page 106, between lines 24 and 25, insert the following:

"50/NAT ETHEL VOLUNTEER FIRE DEPARTMENT

(1466) Acquisition of Rescue/Pumper/Tanker (East Feliciana) Payable from General Obligation Bonds Priority 2	<u>\$100,000"</u>
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AMENDMENT NO. 329

On page 107, delete lines 26 through 28, and insert the following:

"Priority 2	\$1,215,000
Priority 5	<u>\$1,885,000</u>
Total	<u>\$4,335,000"</u>

AMENDMENT NO. 330

On page 108, between lines 11 and 12, insert the following:

"50/NBC CAPITOL CITY FAMILY HEALTH CENTER

(1444) New Federally Qualified Health Center, Acquisitions, Planning and Construction (\$71,000 Federal Match) (East Baton Rouge) Payable from General Obligation Bonds Priority 2	\$500,000
Priority 5	<u>\$1,500,000</u>
Total	<u>\$2,000,000"</u>

AMENDMENT NO. 331

On page 108, between lines 11 and 12, insert the following:

"50/NBF RENAISSANCE YOUTH

(1455) Renaissance Education Building, Planning and Construction (Rapides) Payable from General Obligation Bonds Priority 2	\$80,000
Priority 5	<u>\$840,000</u>
Total	<u>\$920,000"</u>

AMENDMENT NO. 332

On page 108, between lines 11 and 12, insert the following:

"50/NBG SOUTHLOUISIANA DEVELOPMENT COUNCIL

() Louisiana Economic Development Initiative and Cooperative Endeavor between SLEC and Nicholls State University for an Advance Technology Center Acquisitions, Planning and Construction (Ascension, Lafourche, St. James, St. John the Baptist, St. Mary) Payable from General Obligation Bonds Priority 2	\$300,000
Priority 5	<u>\$1,200,000</u>
Total	<u>\$1,500,000"</u>

AMENDMENT NO. 333

On page 108, between lines 35, and 36, insert the following:

"50/M59 CULLEN

() Refurbish Water Storage Tank and Equipment (Truck) Acquisitions, Planning and Construction (Non-State Match Required) (Webster) Payable from General Obligation Bonds Priority 2	\$180,000
Priority 3	<u>\$475,000</u>
Total	<u>\$655,000"</u>

AMENDMENT NO. 334

On page 84, after line 47, insert the following:

"50/NBQ CULLEN FIRE PROTECTION DISTRICT #6

() New Central Fire Station, Planning and Construction (Non-State Match Required) (Webster) Payable from General Obligation Bonds Priority 2	\$300,000
Priority 3	<u>\$150,000</u>
Total	<u>\$450,000"</u>

AMENDMENT NO. 335

On page 108, delete line 42, and insert the following:

"Priority 1	\$50,000
Priority 2	\$450,000
Priority 3	<u>\$1,500,000</u>
Total	<u>\$2,000,000"</u>

AMENDMENT NO. 336

On page 108, delete line 47, and insert the following:

"Priority 1	\$50,000
Priority 2	\$450,000
Priority 5	<u>\$550,000</u>
Total	<u>\$1,050,000"</u>

AMENDMENT NO. 337

On page 109, delete lines 21 and 22, and insert the following:

"Priority 2 \$80,000
Priority 3 \$400,000"

AMENDMENT NO. 338

On page 109, delete line 40, and insert the following:

"Priority 1 \$400,000
Priority 2 \$100,000
Priority 5 \$800,000
Total \$1,300,000"

AMENDMENT NO. 339

On page 110, delete line 14, and insert the following:

"Priority 1 \$750,000
Priority 2 \$400,000
Priority 3 \$2,000,000
Priority 4 \$2,000,000
Total \$5,150,000"

AMENDMENT NO. 340

On page 110, delete line 14, and insert the following:

"Priority 1 \$80,000
Priority 2 \$190,000
Total \$270,000"

AMENDMENT NO. 341

On page 110, delete lines 45 through 47, and insert the following:

"Priority 1 \$1,000,000"

AMENDMENT NO. 342

On page 110, after line 47, insert the following:

"50/NG6 BLACK HISTORY HALL OF FAME

(0472) Museum and Art Center
((\$250,000 Local Match)
(East Baton Rouge)
Payable from General Obligation Bonds
Priority 2 \$250,000"

AMENDMENT NO. 343

On page 111, delete line 2, and insert the following:

"(1519) Pointe Coupee Parish Sheriff's Office"

AMENDMENT NO. 344

On page 111, between lines 26 and 27, insert the following:

"50/N19 ASCENSION-ST. JAMES AIRPORT AUTHORITY

(552) Tee Hangar Extension, Planning and
Construction
(Non-State Match Required)
(Ascension)
Payable from General Obligation Bonds
Priority 2 \$100,000
Priority 3 \$690,000
Total \$790,000"

AMENDMENT NO. 345

On page 111, between lines 26 and 27, insert the following:

"50/N19 ASCENSION-ST. JAMES AIRPORT AUTHORITY

(553) Ascension St. James Terminal Building for
Louisiana Regional Airport, Planning and
Construction
(Ascension)
Payable from General Obligation Bonds
Priority 2 \$150,000
Priority 5 \$318,000
Total \$468,000"

AMENDMENT NO. 346

On page 111, delete line 33, and insert the following:

"Priority 1 \$500,000
Priority 2 \$800,000
Priority 5 \$5,665,000
Total \$6,965,000"

AMENDMENT NO. 347

On page 113, delete lines 7 through 9, and insert the following:

"Priority 1 \$4,385,000
Priority 2 \$600,000
Total \$4,985,000"

AMENDMENT NO. 348

On page 113, between lines 15 and 16, insert the following:

"50/NK6 AVOYELLES PROJECT ACTION COMMITTEE, INC.

(333) APAC Facility, Acquisitions, Planning
and Construction
(\$385,000 Non-State and/or Federal Match)
(Avoyelles)
Payable from General Obligation Bonds
Priority 2 \$150,000"

AMENDMENT NO. 349

On page 113, between lines 15 and 16, insert the following:

"50/NK8 FRANKLIN MEDICAL CENTER

() Franklin Medical Center Renovations, Planning
and Construction
(Franklin)
Payable from General Obligation Bonds
Priority 2 \$275,000
Priority 3 \$100,000
Priority 5 \$65,000
Total \$440,000"

AMENDMENT NO. 350

On page 113, delete line 22, and insert the following:

"Priority 1 \$325,000
Priority 2 \$350,000

June 16, 2004

Priority 3	\$200,000
Priority 4	<u>\$1,700,000</u>
Total	<u>\$2,575,000"</u>

AMENDMENT NO. 351

On page 113, delete line 30, and insert the following:

"Priority 1	\$75,000
Priority 2	<u>\$1,360,000</u>
Total	<u>\$1,435,000"</u>

AMENDMENT NO. 352

On page 115, between lines 6 and 7, insert the following:

"50/NN5 BEAUREGARD PARISH COVERED ARENA AUTHORITY

(431) Beaugard Parish Covered Arena, Expansion, Planning and Construction (Supplemental Funding) (Beaugard) Payable from General Obligation Bonds	
Priority 2	\$265,000
Priority 5	<u>\$425,000</u>
Total	<u>\$690,000"</u>

AMENDMENT NO. 353

On page 115, between lines 6 and 7, insert the following:

"50/NN8 COTEAU WATER SYSTEM, INC.

() Water System Improvements Planning and Construction (In-Kind and/or Non-State Match Required) (Iberia/St. Martin) Payable from General Obligation Bonds	
Priority 2	\$100,000
Priority 3	<u>\$2,400,000</u>
Total	<u>\$2,500,000</u>

Pending submittal and approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 354

On page 115, between lines 6 and 7, insert the following:

"50/NN9 ST. TAMMANY ASSOCIATION OF RETARDED CITIZENS

() West St. Tammany Facility for Retarded Citizens, Planning and Construction (Non-State Match Required) Payable from General Obligation Bonds	
Priority 2	\$100,000
Priority 3	\$500,000
Priority 4	\$150,000
Priority 5	<u>\$250,000</u>
Total	<u>\$1,000,000"</u>

AMENDMENT NO. 355

On page 115, between lines 20 and 21, insert the following:

"50/NR2 ST. THOMAS HEALTH SERVICES INC.

(1360) Health Clinic, Planning and Construction (Non-State Match Required) (Orleans) Payable from General Obligation Bonds		
Priority 1		<u>\$1,250,000"</u>

AMENDMENT NO. 356

On page 115, between lines 20 and 21, insert the following:

"50/NQ2 GRAVITY DRAINAGE DISTRICT NO. 6 OF CALCASIEU PARISH

(1485) Drainage Improvement and Infrastructure Development in High Hope Area, Planning and Construction ((\$263,000 Non-State Match) (Cacasiu) Payable from General Obligation Bonds		
Priority 2		\$185,000
Priority 3		<u>\$115,000</u>
Total		<u>\$300,000"</u>

AMENDMENT NO. 357

On page 115, between lines 20 and 21, insert the following:

"50/NQ3 NIBLETT'S BLUFF PARK COMMISSION

(881) Bulkhead Along Sabine River, Planning and Construction ((\$50,000 Non-State Match) (Calcasieu) Payable from General Obligation Bonds		
Priority 2		<u>\$100,000"</u>

AMENDMENT NO. 358

On page 115, between lines 20 and 21, insert the following:

"50/NQ5 SCHEPIS FOUNDATION, INC.

(720) Schepis Building Renovation, Planning and Construction (Caldwell) Payable from General Obligation Bonds		
Priority 2		\$250,000
Priority 3		\$50,000
Priority 4		<u>\$200,000</u>
Total		<u>\$500,000"</u>

AMENDMENT NO. 359

On page 115, between lines 20 and 21, insert the following:

"50/NQ6 BAYOU PIERRE WATER SYSTEM, INC.

(925) Water Distribution System Upgrades, Planning and Construction ((\$102,000 Non-State Match) (Red River) Payable from General Obligation Bonds		
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Priority 2 \$300,000"

AMENDMENT NO. 360

On page 115, between lines 27 and 28, insert the following:

"50/NR9 LONGUE VUE HOUSE AND GARDENS

(608) Restoration and Master Site Planning
(\$498,760 Non-State Match)
(Orleans)
Payable from General Obligation Bonds
Priority 2 \$100,000
Priority 3 \$400,000
Total \$500,000"

AMENDMENT NO. 361

On page 115, between lines 41 and 42, insert the following:

"50/NS8 PONCHATOU LA RECREATION DISTRICT 1

(1468) Public Golf Course, Planning and
Construction
(In-Kind Non-State Match)
(Tangipahoa)
Payable from General Obligation Bonds
Priority 2 \$150,000
Priority 3 \$250,000
Priority 4 \$1,000,000
Total \$1,400,000"

AMENDMENT NO. 362

On page 115, between lines 41 and 42, insert the following:

**"50/NT2 MERCY ENDEAVORS SENIOR CITIZENS
EARLY RESOURCE CENTER**

(800) Irish Channel St. Andrews Street
Elderly Resource Center, Design, Planning,
Renovation and Construction
(25% Local Match)
(Orleans)
Payable from General Obligation Bonds
Priority 2 \$500,000
Priority 5 \$400,000
Total \$900,000"

AMENDMENT NO. 363

On page 116, delete lines 26 through 28, and insert the following:

"Priority 1 \$600,000
Priority 2 \$700,000
Priority 5 \$485,000
Total \$1,785,000"

AMENDMENT NO. 364

On page 116, after line 44, insert the following:

"50/NV1 POLLOCK AREA WATER SYSTEM, INC.

(1044) Water System Improvements, Planning
and Construction

(Non-State Match Required)
(Grant)

Payable from General Obligation Bonds
Priority 2 \$185,000"

AMENDMENT NO. 365

On page 117, delete lines 9 through 11, and insert the following:

"Payable from General Obligation Bonds
Priority 2 \$215,000
Priority 5 \$865,000
Total \$1,085,000"

AMENDMENT NO. 366

On page 117, delete lines 47 through 49, and insert the following:

"Priority 2 \$400,000"

AMENDMENT NO. 367

On page 118, between lines 12 and 13, insert the following:

**"50/NBJ LUSHER PARENT TEACHER STUDENT
ASSOCIATION**

(1481) Lusher Community Center Renovation
and Construction
(Non-State and/or In-Kind Match Required)
(Orleans)
Payable from General Obligation Bonds
Priority 2 \$100,000
Priority 5 \$900,000
Total \$1,000,000"

AMENDMENT NO. 368

On page 118, between lines 24 and 25, insert the following:

**"50/NY7 OIL CENTER RENAISSANCE ASSOCIATION
OF LAFAYETTE**

(1083) Completion of Honor Park, Planning
and Construction
(Non-State Match Required)
(Lafayette)
Payable from General Obligation Bonds
Priority 2 \$150,000"

AMENDMENT NO. 369

On page 118, between lines 24 and 25, insert the following:

**"50/NY7 OIL CENTER RENAISSANCE ASSOCIATION OF
LAFAYETTE**

() Renovations and Waterproofing of Building
(formerly used as Lafayette Planetarium) to be
Covered to Oil and gas Museum for Acadiana
(Non-State Match Required)
(Lafayette)
Payable from General Obligation Bonds
Priority 2 \$200,000"

AMENDMENT NO. 370

June 16, 2004

On page 118, between lines 24 and 25, insert the following:

"50/NY8 NEW ORLEANS REGIONAL PLANNING COMMISSION

()	New Orleans Union Passenger Terminal Multi-Modal Plan Update (\$1,000,000 Federal Funds) (Orleans)	
	Payable from General Obligation Bonds	
	Priority 2	\$125,000
	Priority 5	<u>\$125,000</u>
	Total	<u>\$250,000</u>

Pending approval of capital outlay request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 371

On page 119, between lines 2 and 3, insert the following:

"(401)	Enterprise Park Infrastructure Improvements, Planning and Construction (Non-State Match Required) (Orleans)	
	Payable from General Obligation Bonds	
	Priority 2	\$300,000
	Priority 3	\$850,000
	Priority 4	\$850,000
	Priority 5	<u>\$500,000</u>
	Total	<u>\$2,500,000"</u>

AMENDMENT NO. 372

On page 119, between lines 29 and 30, insert the following:

"50/N CHILDREN'S MUSEUM OF ACADIANA		
()	Renovation and Expansion, Planning and Construction (Lafayette)	
	Payable from General Obligation Bonds	
	Priority 2	
		<u>\$250,000</u>

Pending submittal and approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 373

On page 119, between lines 29 and 30, insert the following:

"50/N YMCA OF WEST BATON ROUGE		
()	Facility Planning and Construction (Local Match Required) (West Baton Rouge)	
	Payable from General Obligation Bonds	
	Priority 2	
	Priority 5	
	Total	<u>\$500,000</u>

Pending submittal and approval of a budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 374

On page 119, between lines 29 and 30, insert the following:

"50/N ST. JAMES PARISH SHERIFF'S OFFICE		
()	St. James Parish Sheriff's Office Training Facility for Fire and Police, Planning and Construction (St. James)	
	Payable from General Obligation Bonds	
	Priority 2	
		<u>\$100,000</u>

Pending submittal and approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 375

On page 119, between lines 29 and 30, insert the following:

"50/N SOUTH 2nd WARD FIRE PROTECTION DISTRICT		
()	New Fire Station, Planning and Construction (Non-State Match Required) (St. Helena)	
	Payable from General Obligation Bonds	
	Priority 2	
		<u>\$50,000</u>

Pending submittal and approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 376

On page 119, between lines 29 and 30, insert the following:

"50/N DISTRICT 2 ENHANCEMENT CORPORATION		
()	Linear Park Restoration and Site Improvements, Planning and Construction (Non-State Match Required) (Orleans)	
	Payable from General Obligation Bonds	
	Priority 3	
		<u>\$6,000,000"</u>

AMENDMENT NO. 377

On page 119, between lines 29 and 30, insert the following:

"50/N DISTRICT 2 ENHANCEMENT CORPORATION		
(977)	I-10 East Service Road Extension and Access Road, Planning and Construction (\$1,120,000 Local Match) (Orleans)	
	Payable from General Obligation Bonds	
	Priority 2	
	Priority 3	
	Priority 4	
	Priority 5	
	Total	<u>\$6,000,000</u>

The capital outlay budget request for this project was submitted after the November 1st deadline, but it has been approved by the Joint Legislative Committee on Capital Outlay pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 378

On page 119, between lines 29 and 30, insert the following:

"50/ NORTHEAST ECONOMIC DEVELOPMENT DISTRICT

- () Expansion of Louisiana Center Against Poverty, Planning, Site Acquisition, Equipment, and Construction (East Carroll) Payable from General Obligation Bonds Priority 5 \$1,000,000

Pending submittal and approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 379

On page 119, between lines 29 and 30, insert the following:

"50/ NORTHEAST ECONOMIC DEVELOPMENT DISTRICT

- () Louisiana Center Against Poverty in Monroe, Planning, Site Acquisition, Equipment, and Construction (Ouachita) Payable from General Obligation Bonds Priority 2 \$200,000 Priority 5 \$1,050,000 Total \$1,250,000

Pending submittal and approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 380

On page 119, between lines 29 and 30, insert the following:

"50/S65 ZACHARY SCHOOL BOARD

- (91) Restore and Repair Northwestern Middle School Auditorium, Acquisitions, Planning and Construction (\$75,000 Local Match) (East Baton Rouge) Payable from General Obligation Bonds Priority 2 \$100,000"

AMENDMENT NO. 381

On page 123, on line 22, delete the word "or" and at the end of the line insert "and Campus Facilities, Inc."

AMENDMENT NO. 382

On page 124, on line 3, After "Act," and before "and" insert "or any prior Act,"

AMENDMENT NO. 383

On page 125, line 14, after "state." insert: "Notwithstanding the provisions of this Section or any other capital outlay act, contracts may be entered into for the Air Industrial Park Infrastructure Improvements project in Ouachita Parish, prior to a cooperative endeavor agreement being entered into with the state."

AMENDMENT NO. 384

On page 125, line 25, between "Control." and "Notwithstanding", insert "Notwithstanding anything contained in this or any other capital outlay act, contracts may be entered into for the Law Enforcement District of Grant Parish Adult Detention Facility project prior to the granting of a line of credit or the sale of bonds by the State Bond Commission, and prior to the execution of a cooperative endeavor agreement."

On motion of Senator Mount the committee amendment was adopted. The amended bill was read by title and recommitted to the Committee on Finance.

HOUSE BILL NO. 109—
BY REPRESENTATIVE BAUDOIN
AN ACT

To amend and reenact R.S. 32:190(A), relative to motorcycles; to require any person who operates or rides upon a motorcycle, motor-driven cycle, or motorized bicycle to wear a safety helmet; and to provide for related matters.

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

HOUSE BILL NO. 229—
BY REPRESENTATIVE QUEZAIRE (BY REQUEST)
AN ACT

To repeal R.S. 17:81(O), relative to certain local school board expenditures; to repeal the requirement that expenditures by city, parish, and other local public school boards to reimburse school board members for certain travel and related expenses be in accordance with travel regulations prescribed by the division of administration for state executive branch employees.

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

HOUSE BILL NO. 993—
BY REPRESENTATIVE CRANE
AN ACT

To amend and reenact R.S. 17:3351(A)(5)(b)(vii), relative to the powers, duties, and responsibilities of public postsecondary education management boards; to extend the authority of such boards relative to the establishment of tuition and mandatory fee amounts for resident students; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 993 by Representative Crane

AMENDMENT NO. 1

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Education and adopted by the Senate on June 15, 2004, on line 9, after "students;" insert "to provide for the disposition of certain excess fees;"

AMENDMENT NO. 2

On page 2, line 1, after "(vii)" insert "(aa)"

AMENDMENT NO. 3

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

"(bb) At any postsecondary institution, any excess of revenue resulting from the imposition of tuition and fees as authorized in this Item over mandated costs applicable to the institution in any fiscal year shall be used by the institution solely for the enhancement of any instructional programs and may not be used to pay the salary of any university or university system administrator as is provided for the use of the academic excellence Fee."

AMENDMENT NO. 4

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Education and adopted by the Senate on June 15, 2004, between lines 37 and 38, insert the following:

"(v) At any postsecondary institution, any excess of revenue resulting from the imposition of an operational fee as authorized in this Subparagraph over mandated costs applicable to the institution in any fiscal year shall be used by the institution solely for the enhancement of any instructional programs and may not be used to pay the salary of any university or university system administrator as is provided for the use of the academic excellence Fee."

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

HOUSE BILL NO. 1711 (Substitute for House Bill No. 913 by Representative Wootton)—

BY REPRESENTATIVE WOOTTON
AN ACT

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

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Reengrossed House Bill No. 1711 by Representative Wootton

AMENDMENT NO. 1

On page 3, after line 22, insert

" Section 3. This provisions of R.S. 56:10(B)(1)(b)(ii), 305(H), and 506.1 as enacted by this Act shall cease to be effective on November 14, 2005, if the United States International Trade Commission rules that shrimp harvesters are not eligible for funds under the Continued Dumping and Subsidy Offset Act of 2000, commonly called the "Byrd Amendment", or otherwise shall cease to be effective on November 14, 2006."

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

Recess

On motion of Senator Cain, the Senate took a recess until 1:30 o'clock P.M.

After Recess

The Senate was called to order at 1:30 o'clock P.M. by the President of the Senate.

ROLL CALL

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

PRESENT

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

ABSENT

Romero
Total—1

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

Senate Business Resumed

**Privilege Report of the
Legislative Bureau**

June 16, 2004

To the President and Members of the Senate:

I am directed by your Legislative Bureau to submit the following report:

The following bills are approved as to construction and duplication.

HOUSE BILL NO. 109—
BY REPRESENTATIVE BAUDOIN
AN ACT

To amend and reenact R.S. 32:190(A), relative to motorcycles; to require any person who operates or rides upon a motorcycle, motor-driven cycle, or motorized bicycle to wear a safety helmet; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 229—
BY REPRESENTATIVE QUEZAIRE (BY REQUEST)
AN ACT

To repeal R.S. 17:81(O), relative to certain local school board expenditures; to repeal the requirement that expenditures by city, parish, and other local public school boards to reimburse school board members for certain travel and related expenses be in accordance with travel regulations prescribed by the division of administration for state executive branch employees.

Reported without amendments.

HOUSE BILL NO. 993—
BY REPRESENTATIVE CRANE
AN ACT

To amend and reenact R.S. 17:3351(A)(5)(b)(vii), relative to the powers, duties, and responsibilities of public postsecondary education management boards; to extend the authority of such boards relative to the establishment of tuition and mandatory fee amounts for resident students; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1711 (Substitute for House Bill No. 913
by Representative Wooton)—**
BY REPRESENTATIVE WOOTON
AN ACT

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

Reported without amendments.

Respectfully submitted,
ARTHUR J. "ART" LENTINI
Chairman

Adoption of Legislative Bureau Report

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

**Appointment of Conference Committee
on House Bill No. 904**

The President of the Senate appointed on the Conference Committee on House Bill No. 904 the following members of the Senate: Senators Ellington, Cain and Amedee.

**Appointment of Conference Committee
on House Bill No. 1444**

The President of the Senate appointed on the Conference Committee on House Bill No. 1444 the following members of the Senate: Senators Fontenot, Jones and Ellington.

Message from the House

HOUSE CONFEREES APPOINTED

June 16, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 37 by Representative Baldone:

Representatives Baldone, Martiny and Townsend.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 16, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 415 by Representative Jack Smith:

Representatives Jack Smith, Pierre and Dartez.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 16, 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 appointed the following members,

on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 682 by Representative Townsend:

Representatives Townsend, Pierre and Jack Smith.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 16, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 733 by Representative Jack Smith:

Representatives Jack Smith, Hammett and Pierre.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 16, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 1444 by Representative Smiley:

Representatives Smiley, Lancaster and Bruneau.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 16, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like

committee from the Senate, on the disagreement to House Bill No. 1576 by Representative Burns:

Representatives Burns, Ansardi and Tucker.

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

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

June 16, 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. 157—
BY SENATOR HOLLIS**

A CONCURRENT RESOLUTION

To urge and request the Joint Legislative Committee on the Budget to form a subcommittee on science and technology to study science and technology issues; to seek ways to increase research and development and the availability of seed capital; to develop incentives to encourage investment; and to facilitate interactions among interested persons.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 159—
BY SENATOR DUPRE**

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to review federal laws, rules, and procedures affecting coastal wetlands activities and permitting in Louisiana, in order to promote effective stewardship by enhancing cooperation and effective communication between federal agencies and Louisiana state and local agencies.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 160—
BY SENATOR FIELDS**

A CONCURRENT RESOLUTION

To urge and request the Joint Legislative Committee on the Budget to meet and study the awarding of contracts for telecommunications services provided to inmates to determine if the awards are being made to the lowest responsible bidder and to ensure that the state is not profiting from such services.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 161—
 BY SENATOR ULLO AND REPRESENTATIVE TOOMY
 A CONCURRENT RESOLUTION

To commend J. M. "Jack" Kyle III upon the occasion of his retirement as Vice-President of Government Affairs for Union Pacific Railroad for the State of Louisiana.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 154—
 BY SENATOR MARIONNEAUX
 A CONCURRENT RESOLUTION

To urge and request the Joint Legislative Committee on Capital Outlay, with the assistance of and input from the commissioner of administration, to develop recommendations for a new capital outlay budget process that encompasses a true priority system for capital projects throughout the state of Louisiana.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 158—
 BY SENATOR DUPLESSIS
 A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to enact and fully fund the National Aeronautics and Space Administration's Vision for Space Exploration Program.

Reported without amendments.

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

Rules Suspended

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

**Introduction of Resolutions,
 Senate and Concurrent**

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

SENATE RESOLUTION NO. 147—
 BY SENATOR HOLDEN
 A RESOLUTION

To commend John H. Williams upon his retirement as a photo journalist.

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

SENATE RESOLUTION NO. 148—
 BY SENATORS MICHOT, AMEDEE, CAIN, CHAISSON, CRAVINS,
 DUPRE, B. GAUTREAUX, N. GAUTREAUX, HINES,
 MARIONNEAUX, MOUNT, ROMERO AND THEUNISSEN
 A RESOLUTION

To commend and congratulate Cynthia B. Duhon upon her retirement as senior caucus administrator of the Acadiana Delegation.

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

SENATE RESOLUTION NO. 149—
 BY SENATORS MICHOT AND N. GAUTREAUX
 A RESOLUTION

To urge and request the Senate Select Committee on Consumer Affairs and Technology to study the conflict of laws relative to the choice of law and forum for computer information agreements and the Uniform Computer Information Transactions Act (UCITA).

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

SENATE RESOLUTION NO. 150—
 BY SENATOR N. GAUTREAUX
 A RESOLUTION

To commend and congratulate Louisiana-born jockey Kent Desormeaux on his election into the National Museum of Racing's Hall of Fame.

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

SENATE RESOLUTION NO. 151—
 BY SENATOR JONES
 A RESOLUTION

To commend and congratulate Elaine Elder Coleman, upon the occasion of her retirement from Entergy New Orleans.

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

SENATE RESOLUTION NO. 152—
 BY SENATOR KOSTELKA
 A RESOLUTION

To commend Wayne Houck, Lincoln Parish Sheriff, on his much deserved retirement.

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

SENATE RESOLUTION NO. 153—
 BY SENATOR KOSTELKA
 A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana on the death of Dr. Addie Huckabay Knickerbocker.

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

SENATE CONCURRENT RESOLUTION NO. 162—
 BY SENATORS CAIN, DUPLESSIS AND MICHOT
 A CONCURRENT RESOLUTION

To direct the Louisiana Tax Commission to extend the current moratorium and to advise the assessors for the parishes of the state that a moratorium has been instituted prohibiting the revocation of homestead exemptions for persons who have heretofore been granted the extension where such revocations would be based upon Attorney General Opinions, which opinions do not have the force of law, and to urge and request

June 16, 2004

that the legislature appoint an advisory committee to study and make recommendations to the legislature regarding legislation as it relates to application of the homestead exemption.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Kostelka
Adley	Fields	Lentini
Amedee	Fontenot	Malone
Bajoie	Gautreaux, B	McPherson
Barham	Hainkel	Michot
Cain	Heitmeier	Mount
Chaisson	Holden	Nevers
Cravins	Hollis	Romero
Dardenne	Irons	Smith
Duplessis	Jackson	Theunissen
Dupre	Jones	Ullo
Total—33		

NAYS

Total—0

ABSENT

Boasso	Cheek	Marionneaux
Boissiere	Gautreaux, N	Schedler
Total—6		

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

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

June 16, 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. 336—
BY REPRESENTATIVE DORSEY

A CONCURRENT RESOLUTION

To commend the LSU softball Lady Tigers upon the completion of the historic 2004 season.

HOUSE CONCURRENT RESOLUTION NO. 337—
BY REPRESENTATIVE DORSEY

A CONCURRENT RESOLUTION

To commend the LSU men's and women's track and field teams for their outstanding accomplishments.

HOUSE CONCURRENT RESOLUTION NO. 338—
BY REPRESENTATIVE SCALISE

A CONCURRENT RESOLUTION

To urge and request the House Committee on Education and the Senate Committee on Education to meet and to function as a joint committee to study issues relative to a state takeover of a failing public school system, including but not limited to a review of state takeover policies implemented in other states, the most effective and efficient approaches to taking over a school system, the point of intervention by the state in enforcing the takeover, the length of the takeover and whether the school system will be returned to the school board or to another designated entity, and the level of state control and local influence in managing the school system during the takeover, and to report the findings of the joint committee to the legislature prior to the convening of the 2005 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 339—
BY REPRESENTATIVES MONTGOMERY, ODINET, JANE SMITH, AND HUTTER

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to erect signs on Interstates 20 and 220 in Bossier City, Louisiana, and on Interstates 10 and 510 in Chalmette, Louisiana, indicating the exits for Bossier Parish Community College and Elaine P. Nunez Community College.

HOUSE CONCURRENT RESOLUTION NO. 340—
BY REPRESENTATIVE QUEZAIRE AND SENATOR ELLINGTON

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to erect appropriate directional signage along interstate highways indicating the location of regionally accredited degree-granting universities, including the University of Phoenix, licensed by the Board of Regents.

HOUSE CONCURRENT RESOLUTION NO. 341—
BY REPRESENTATIVES DORSEY AND KENNARD

A CONCURRENT RESOLUTION

To commend the LSU baseball Tigers upon winning the National Collegiate Athletic Association Super Regional and to extend best wishes for victory in the 2004 College World Series.

HOUSE CONCURRENT RESOLUTION NO. 342—
BY REPRESENTATIVE SMILEY

A CONCURRENT RESOLUTION

To request the Department of Transportation and Development and the Louisiana State Police to take actions to facilitate traffic flow after serious accidents on interstate highways.

HOUSE CONCURRENT RESOLUTION NO. 343—
BY REPRESENTATIVE JOHNS

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study the feasibility of raising or lowering the monetary amount required for a jury trial and to report its recommendations for revisions to Louisiana laws relative to the monetary amount required for a jury trial.

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. 336—
BY REPRESENTATIVE DORSEY

A CONCURRENT RESOLUTION

To commend the LSU softball Lady Tigers upon the completion of the historic 2004 season.

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

HOUSE CONCURRENT RESOLUTION NO. 337—
BY REPRESENTATIVE DORSEY

A CONCURRENT RESOLUTION

To commend the LSU men's and women's track and field teams for their outstanding accomplishments.

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

HOUSE CONCURRENT RESOLUTION NO. 338—
BY REPRESENTATIVE SCALISE

A CONCURRENT RESOLUTION

To urge and request the House Committee on Education and the Senate Committee on Education to meet and to function as a joint committee to study issues relative to a state takeover of a failing public school system, including but not limited to a review of state takeover policies implemented in other states, the most effective and efficient approaches to taking over a school system, the point of intervention by the state in enforcing the takeover, the length of the takeover and whether the school system will be returned to the school board or to another designated entity, and the level of state control and local influence in managing the school system during the takeover, and to report the findings of the joint committee to the legislature prior to the convening of the 2005 Regular Session.

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

HOUSE CONCURRENT RESOLUTION NO. 339—
BY REPRESENTATIVES MONTGOMERY, ODINET, JANE SMITH,
AND HUTTER

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to erect signs on Interstates 20 and 220 in Bossier City, Louisiana, and on Interstates 10 and 510 in Chalmette,

Louisiana, indicating the exits for Bossier Parish Community College and Elaine P. Nunez Community College.

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

HOUSE CONCURRENT RESOLUTION NO. 340—
BY REPRESENTATIVE QUEZAIRE AND SENATOR ELLINGTON
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to erect appropriate directional signage along interstate highways indicating the location of regionally accredited degree-granting universities, including the University of Phoenix, licensed by the Board of Regents.

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

HOUSE CONCURRENT RESOLUTION NO. 341—
BY REPRESENTATIVES DORSEY AND KENNARD

A CONCURRENT RESOLUTION

To commend the LSU baseball Tigers upon winning the National Collegiate Athletic Association Super Regional and to extend best wishes for victory in the 2004 College World Series.

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

HOUSE CONCURRENT RESOLUTION NO. 342—
BY REPRESENTATIVE SMILEY

A CONCURRENT RESOLUTION

To request the Department of Transportation and Development and the Louisiana State Police to take actions to facilitate traffic flow after serious accidents on interstate highways.

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

HOUSE CONCURRENT RESOLUTION NO. 343—
BY REPRESENTATIVE JOHNS

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study the feasibility of raising or lowering the monetary amount required for a jury trial and to report its recommendations for revisions to Louisiana laws relative to the monetary amount required for a jury trial.

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

Reports of Committees, Resumed

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

HEALTH AND WELFARE

Senator McPherson, Chairman on behalf of the Committee on Health and Welfare, submitted the following report:

June 16, 2004

To the President and Members of the Senate:

I am directed by your Committee on Health and Welfare to submit the following report:

June 16, 2004

HOUSE CONCURRENT RESOLUTION NO. 206—
BY REPRESENTATIVES WALKER AND DURAND
A CONCURRENT RESOLUTION

To create the Louisiana Dental Association Task Force on Enteral Conscious Sedation to study the revisions to the Dental Practice Act regarding adult enteral conscious sedation.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 256—
BY REPRESENTATIVE JACKSON
A CONCURRENT RESOLUTION

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

Reported with amendments.

HOUSE CONCURRENT RESOLUTION NO. 301—
BY REPRESENTATIVE TRICHE
A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals, office of public health, to enforce the provisions of the state Sanitary Code relative to the protection of the public's health and the inspection of premises used to hold animals and fowls in an effort to assist in the enforcement of R.S. 14:102.19 (the crime of hog and canine fighting) as enacted by Act 111 of the 2004 Regular Session of the Legislature.

Reported with amendments.

HOUSE BILL NO. 1327—
BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 17:2354(F), relative to anatomical gifts; to provide for the manner in which a gift may be made; to correct a statutory reference; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1627—
BY REPRESENTATIVE MARCHAND
AN ACT

To enact R.S. 40:1299.25, relative to lead poisoning prevention and control; to provide for the identification of high-risk areas by the Department of Health and Hospitals; and to provide for related matters.

Reported favorably.

Respectfully submitted,
JOE MCPHERSON
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:

June 16, 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:

HOUSE BILL NO. 507—
BY REPRESENTATIVES MARCHAND AND MURRAY
AN ACT

To amend and reenact R.S. 13:2500(C) and to enact R.S. 33:4881, relative to Orleans Parish; to provide with respect to the powers of judges of the Municipal Court of New Orleans; to increase the monetary penalty which may be imposed for the violation of a municipal ordinance; to provide with respect to maximum penalties that can be imposed by ordinance in Orleans Parish; to authorize the governing authority for the parish of Orleans to provide for a fine and a sentence of imprisonment for violation of any ordinance prohibiting the dumping of trash and other substances; to provide with respect to such substances; to specify those places where dumping may be so penalized; and to provide for related matters.

Reported favorably.

Respectfully submitted,
CLEO FIELDS
Chairman

REPORT OF COMMITTEE ON

INSURANCE

Senator Cain, Chairman on behalf of the Committee on Insurance, submitted the following report:

June 16, 2004

To the President and Members of the Senate:

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

HOUSE BILL NO. 1275—
BY REPRESENTATIVE FUTRELL
AN ACT

To enact R.S. 42:808(A)(8), relative to participation in life, health, or other insurance programs sponsored by the Office of Group Benefits; to expand the definition of eligible employees; to provide for an effective date; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
JAMES DAVID CAIN
Chairman

REPORT OF COMMITTEE ON

COMMERCE, CONSUMER PROTECTION AND INTERNATIONAL AFFAIRS

Senator Hollis, Chairman on behalf of the Committee on Commerce, Consumer Protection and International Affairs, submitted the following report:

June 16, 2004

To the President and Members of the Senate:

I am directed by your Committee on Commerce, Consumer Protection and International Affairs to submit the following report:

HOUSE CONCURRENT RESOLUTION NO. 107—
BY REPRESENTATIVES BROOME AND MURRAY

A CONCURRENT RESOLUTION

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

Reported with amendments.

HOUSE BILL NO. 554—
BY REPRESENTATIVE PINAC

AN ACT

To enact R.S. 9:3527(C)(2), relative to consumer credit delinquency charges; to provide for determination of delinquency; to prohibit the collection of delinquency charges in certain instances; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1030—
BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 45:844.11, 844.13(A), and 844.14(A)(2) and (4) and (C) and to enact R.S. 45:844.12(6) and (7) and 844.16, relative to Telephonic Solicitation Relief Act; to provide for use of the Federal Do Not Call Registry in combination with the state "do not call" listing; to provide for definitions; to provide regarding registration, application, and bonding; to provide for fees; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1331—
BY REPRESENTATIVE PINAC

AN ACT

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

Reported favorably.

HOUSE BILL NO. 1489—
BY REPRESENTATIVE JOHNS
AN ACT

To enact R.S. 6:966.1, relative to default remedies; to provide for a notice of repossession; to provide for contents of the notice; to provide for fees; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1725 (Substitute for House Bill No. 323
by Representative Pinac)—

BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 6:969.37, relative to the Louisiana Motor Vehicle Sales Finance Act; to provide relative to licensing for consumer loans and consumer credit sales; to provide for hearings; and to provide for related matters.

Reported favorably.

Respectfully submitted,
KEN HOLLIS
Chairman

REPORT OF COMMITTEE ON

SENATE AND GOVERNMENTAL AFFAIRS

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

June 16, 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:

HOUSE BILL NO. 488—
BY REPRESENTATIVE LAFLEUR
AN ACT

To amend and reenact R.S. 44:20(B) and to enact R.S. 44:20(C), relative to the recordation of discharge records from the armed forces; to provide for exemption of certain military discharge records from the public records law; to provide for release of certain military discharge records to the veteran and certain other persons; to provide for the limited release of other military discharge records; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 510—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To enact R.S. 18:1505.2(Q), relative to campaign contribution limits; to provide for certain limitations on contributions to candidates and political committees participating in the election of the commissioner of insurance from certain legal persons under the jurisdiction of the Department of Insurance; to provide for certain limitations on contributions to candidates and political committees participating in the election of a public service commissioner from certain legal persons under the jurisdiction

of the Public Service Commission; to prohibit such persons from compelling or coercing contributions from others; to provide for penalties for persons who violate these provisions; and to prohibit candidates and political committees participating in the election of a public service commissioner or the commissioner of insurance from accepting contributions in violation of these provisions; to prohibit such candidates and political committees from compelling or coercing contributions from others; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1215—
BY REPRESENTATIVES LAFLEUR AND CAZAYOUX
AN ACT

To amend and reenact R.S. 42:1157(A)(4) and to enact R.S. 42:1114.2, relative to ethics; to require the disclosure of certain expenditures of certain persons having or seeking certain relationships with a state or statewide public retirement system; to provide for enforcement; to provide for penalties; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
CHARLES D. JONES
Chairman

**House Bills and Joint Resolutions
on Second Reading
Reported by Committees**

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

HOUSE BILL NO. 488—
BY REPRESENTATIVE LAFLEUR
AN ACT

To amend and reenact R.S. 44:20(B) and to enact R.S. 44:20(C), relative to the recordation of discharge records from the armed forces; to provide for exemption of certain military discharge records from the public records law; to provide for release of certain military discharge records to the veteran and certain other persons; to provide for the limited release of other military discharge records; and to provide for related matters.

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

HOUSE BILL NO. 507—
BY REPRESENTATIVES MARCHAND AND MURRAY
AN ACT

To amend and reenact R.S. 13:2500(C) and to enact R.S. 33:4881, relative to Orleans Parish; to provide with respect to the powers of judges of the Municipal Court of New Orleans; to increase the monetary penalty which may be imposed for the violation of a municipal ordinance; to provide with respect to maximum penalties that can be imposed by ordinance in Orleans Parish; to authorize the governing authority for the parish of Orleans to provide for a fine and a sentence of imprisonment for violation

of any ordinance prohibiting the dumping of trash and other substances; to provide with respect to such substances; to specify those places where dumping may be so penalized; and to provide for related matters.

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

HOUSE BILL NO. 510—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To enact R.S. 18:1505.2(Q), relative to campaign contribution limits; to provide for certain limitations on contributions to candidates and political committees participating in the election of the commissioner of insurance from certain legal persons under the jurisdiction of the Department of Insurance; to provide for certain limitations on contributions to candidates and political committees participating in the election of a public service commissioner from certain legal persons under the jurisdiction of the Public Service Commission; to prohibit such persons from compelling or coercing contributions from others; to provide for penalties for persons who violate these provisions; and to prohibit candidates and political committees participating in the election of a public service commissioner or the commissioner of insurance from accepting contributions in violation of these provisions; to prohibit such candidates and political committees from compelling or coercing contributions from others; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 510 by Representative Montgomery

AMENDMENT NO. 1

On page 1, line 2, after "To" change "enact" to "amend and reenact R.S 18:1505.2(L)(2)" and after "limits;" delete the remainder of the line and delete lines 3 through 13 and insert the following: "to provide that prohibitions against campaign contributions loans, and transfers of funds by certain persons substantially interested in the gaming industry in this state do not apply to contributions, loans, or transfers of funds to certain accounts of political committees of recognized political parties organized under laws of another jurisdiction; to provide limitations; and"

AMENDMENT NO. 2

On page 1, line 16, change "(Q)" to "(L)(2)" and change "enacted" to "amended and reenacted"

AMENDMENT NO. 3

On page 1, delete lines 19 and 20 and delete pages 2, 3, and 4 and on page 5, delete lines 1 through 3 and insert the following:

"L.
* * *
(2) No person to whom this Subsection is applicable as provided in Paragraph (3) of this Subsection shall make a

contribution, loan, or transfer of funds, including but not limited to any in-kind contribution, as defined in this Chapter, to any candidate, any political committee of any such candidate, or to any other political committee which supports or opposes any candidate. This Section shall not prohibit contributions made to any account of a political committee affiliated with a recognized political party organized under the laws of another jurisdiction, where the account is segregated and no funds from such segregated account are used to support or oppose any candidate in this state or any political committee of any candidate in this state, provided that any person to whom this Section applies shall expressly request, prior to making a contribution, that such political committee shall not use such funds to support or oppose any candidate or any political committee of any candidate in Louisiana."

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

HOUSE BILL NO. 554—
BY REPRESENTATIVE PINAC
AN ACT

To enact R.S. 9:3527(C)(2), relative to consumer credit delinquency charges; to provide for determination of delinquency; to prohibit the collection of delinquency charges in certain instances; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 1030—
BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 45:844.11, 844.13(A), and 844.14(A)(2) and (4) and (C) and to enact R.S. 45:844.12(6) and (7) and 844.16, relative to Telephonic Solicitation Relief Act; to provide for use of the Federal Do Not Call Registry in combination with the state "do not call" listing; to provide for definitions; to provide regarding registration, application, and bonding; to provide for fees; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 1030 by Representative Pinac

AMENDMENT NO. 1
On page 1, line 3 after "45:844.12" delete "(6) and (7) and 844.16" and insert "(4)(i), (6) and (7), 844.16 and 844.17"

AMENDMENT NO. 2
On page 1, line 9 after "45:844.12" delete "(6) and (7) and 844.16" and insert "(4)(i), (6) and (7), 844.16 and 844.17"

AMENDMENT NO. 3

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

"(4) "Telephonic solicitation" means any voice or data communication made by a telephonic solicitor to a residential telephonic subscriber for the purpose of encouraging a sale or rental of or investment in property, consumer goods, or services; or for the purpose of encouraging an extension of credit for property, consumer goods, or services; or for the purpose of obtaining information that will or may be used for the direct solicitation of a sale or rental of or investment in property, consumer goods, or services or an extension of credit for such purposes; or for the solicitation of a contribution to a charitable organization, but does not include voice or data communications made for any of the following reasons:

* * *

(i) To any person with whom the telephonic solicitor has a personal relationship. For purposes of this Section the term personal relationship means any family member, friend or acquaintance of the telephonic solicitor making the call.

* * *

AMENDMENT NO. 4

On page 4, line 9 between "dollars" and the period "." insert "annually"

AMENDMENT NO. 5

On page 4, between lines 26 and 27 insert the following:

"§844.17. Safe harbor

Any telephonic solicitor shall not be liable for violating this Chapter if the telephonic solicitor can demonstrate that the violation is a result of unintended error and that as part of its routine business practice, it meets the following standards:

(1) The telephonic solicitor has established and implemented written procedures to comply with this Chapter.

(2) The telephonic solicitor has trained its personnel, and any entity assisting in its compliance, in procedures established pursuant to this Chapter.

(3) The telephonic solicitor has maintained and recorded a list of telephone numbers that may not be contacted.

(4) The telephonic solicitor uses a process to prevent telephonic solicitations to any telephone number on any list established or mandated to be used pursuant to this Chapter, including the National Do Not Call Registry, employing a version of such registry obtained from the administrator documenting this procedure. In the event the Federal Do Not Call Law prescribes a time period shorter than three months for updating lists, such shorter time period shall also apply for purposes of this Section.

(5) The telephonic solicitor uses a process to ensure that it does not sell, rent, lease, purchase, or use any applicable "do not call" database, or any part thereof, for any purpose except in compliance with this Chapter and any state or federal law preventing telephonic solicitations to telephone numbers registered with the applicable database. The solicitor also purchases access to the relevant "do not call" data from the administrator of the applicable database and does not participate in any arrangement to share the cost of accessing the applicable database."

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

HOUSE BILL NO. 1215—
BY REPRESENTATIVES LAFLEUR AND CAZAYOUX
AN ACT

To amend and reenact R.S. 42:1157(A)(4) and to enact R.S. 42:1114.2, relative to ethics; to require the disclosure of certain expenditures of certain persons having or seeking certain relationships with a state or statewide public retirement system; to provide for enforcement; to provide for penalties; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 1215 by Representative LaFleur

AMENDMENT NO. 1
On page 1, line 4, after "system;" insert "to provide that certain notifications be provided;"

AMENDMENT NO. 2
On page 3, delete lines 8 through 14 and insert the following:
"retirement system and the person designated by each state executive branch agency pursuant to R.S. 42:1170 shall provide a copy of Act 116 of the 2004 Regular Session of the Louisiana Legislature and information relating to gift restrictions and conflict of interest provisions in the Code of Governmental Ethics to every person associated with the board or commission or executive branch agency whom such chairman or official should know is required to file a report pursuant to the Act. A copy of the notification shall be forwarded to the Board of Ethics no later than fifteen days after the original notification was sent. The failure to notify any person of the provisions of Act 116 shall not relieve any person from its reporting requirements of the penalties pursuant thereto. In addition the Board of Ethics shall public summaries of applicable laws and post them on the board's website. The board shall update these summaries and postings as necessary to keep impacted persons informed of current law."

AMENDMENT NO. 3
On page 3, line 25, change "two" to "five"

AMENDMENT NO. 4
On page 4, line 9, change "October 1, 2004" to "January 1, 2005"

AMENDMENT NO. 5
On page 4, delete lines 10 through 13 and insert the following:
"reports required to be filed pursuant to the Act shall be due on August 15, 2005, shall include information and shall be complete for the period from January 1, 2005 through June 30, 2005, and thereafter the reports required by the provisions of this Act shall be in full compliance with the provisions of this Act."

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

HOUSE BILL NO. 1275—
BY REPRESENTATIVE FUTRELL
AN ACT

To enact R.S. 42:808(A)(8), relative to participation in life, health, or other insurance programs sponsored by the Office of Group Benefits; to expand the definition of eligible employees; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Engrossed House Bill No. 1275 by Representative Futrell

AMENDMENT NO. 1
On page 1, line 13 change "employee" to "member"

AMENDMENT NO. 2
On page 1, line 14 change "employee" to "member" and after "premium" insert "and certifies that other coverage is not available through the member's employment or the member is not eligible for Medicare"

On motion of Senator Cain the committee amendment was adopted. The amended bill was read by title and recommitted to the Committee on Finance.

HOUSE BILL NO. 1327—
BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 17:2354(F), relative to anatomical gifts; to provide for the manner in which a gift may be made; to correct a statutory reference; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Engrossed House Bill No. 1327 by Representative Lancaster

AMENDMENT NO. 1
On page 1, line 3, after "statutory reference;" insert "to provide for an effective date;"

AMENDMENT NO. 2
On page 1, after line 13 insert 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 McPherson, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1331—

BY REPRESENTATIVE PINAC

AN ACT

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

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

HOUSE BILL NO. 1489—

BY REPRESENTATIVE JOHNS

AN ACT

To enact R.S. 6:966.1, relative to default remedies; to provide for a notice of repossession; to provide for contents of the notice; to provide for fees; and to provide for related matters.

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

HOUSE BILL NO. 1627—

BY REPRESENTATIVE MARCHAND

AN ACT

To enact R.S. 40:1299.25, relative to lead poisoning prevention and control; to provide for the identification of high-risk areas by the Department of Health and Hospitals; and to provide for related matters.

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

HOUSE BILL NO. 1725 (Substitute for House Bill No. 323 by Representative Pinac)—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:969.37, relative to the Louisiana Motor Vehicle Sales Finance Act; to provide relative to licensing for consumer loans and consumer credit sales; to provide for hearings; and to provide for related matters.

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

Rules Suspended

Senator Holden asked for and obtained a suspension of the rules for the purpose of recalling House Concurrent Resolution No. 215 from the Committee on Labor and Industrial Relations.

HOUSE CONCURRENT RESOLUTION NO. 215—

BY REPRESENTATIVE MURRAY

A CONCURRENT RESOLUTION

To request the House and Senate Committees on Labor and Industrial Relations to meet and function as a joint committee to study the hiring and procurement practices of the gaming industry and submit a report of its findings to the Legislature of Louisiana on or before thirty days prior to the 2005 Regular Session.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Malone
Adley	Fontenot	Marionneau
Amedee	Gautreaux, B	McPherson
Bajoie	Gautreaux, N	Michot
Barham	Holden	Mount
Boasso	Hollis	Nevers
Cain	Irons	Schedler
Cravins	Jackson	Smith
Dardenne	Jones	Theunissen
Duplessis	Kostelka	Ullo
Ellington	Lentini	
Total—32		

NAYS

Total—0

ABSENT

Boissiere	Dupre	Romero
Chaisson	Hainkel	
Cheek	Heitmeier	
Total—7		

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

Reconsideration

On motion of Senator Dupre, pursuant to the previous notice given, the vote by which the following bill failed to pass on Tuesday, June 15, 2004, was reconsidered.

HOUSE BILL NO. 73—

BY REPRESENTATIVE PITRE

A JOINT RESOLUTION

Proposing to amend Article XIII, Section 2 of the Constitution of Louisiana, relative to constitutional conventions; to provide that the law calling for a constitutional convention may limit the matters to be considered by the constitutional convention; to provide relative to the effectiveness of certain proposals by a constitutional convention; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

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

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

The following Senate Bills and Joint Resolutions returned from the House of Representatives with amendments were taken up and acted upon as follows:

**SENATE BILL NO. 11—
BY SENATOR THEUNISSEN**

AN ACT

To enact Chapter 19 of Title 24 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 24:971 through 974, relative to the Louisiana Commission on Civic Education; to establish the commission; to provide for membership; to provide for purposes of the commission; to provide for funding; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Engrossed Senate Bill No. 11 by Senator Theunissen

AMENDMENT NO. 1

On page 1, line 5, after "to provide" and before "funding;" change "for" to "relative to"

AMENDMENT NO. 2

On page 2 delete lines 7 through 29 in their entirety and on page 3 delete lines 1 through 9 in their entirety and insert in lieu thereof the following:

- (1) The governor, or his designee.
- (2) The lieutenant governor, or his designee.
- (3) The state attorney general, or his designee.
- (4) The secretary of state, or his designee.
- (5) The president of the Senate, or his designee.
- (6) The speaker of the House of Representatives, or his designee.
- (7) The chairman of the Senate Committee on Education, or his designee.
- (8) The chairman of the House Committee on Education, or his designee.
- (9) The state superintendent of education, or his designee.
- (10) The president of the State Board of Elementary and Secondary Education, or his designee.
- (11) One state coordinator of the Louisiana Legislators Back to School Program, to represent the Senate program, appointed by the president of the Senate.
- (12) One state coordinator of the Louisiana Legislators Back to School Program, to represent the House of Representatives program, appointed by the speaker of the House of Representatives.
- (13) The state coordinator of Project Citizen.
- (14) The executive director of the Public Affairs Research Council.

(15) The executive director of the Council for a Better Louisiana.

(16) One member to represent Louisiana Public Broadcasting, appointed by the executive director of the Louisiana Public Broadcasting Corporation.

(17) One member to represent the League of Women Voters, appointed by the president of the League of Women Voters of Louisiana.

(18) One member to represent the Louisiana Press Association and the Louisiana Association of Broadcasters, appointed by the president of each association, acting jointly.

(19) One member to represent the Louisiana Center for Law and Civic Education, appointed by the president of its board of directors.

(20) One member to represent the Louisiana Association of Non-Profit Organizations, appointed by the chairman of the Louisiana Association of Non-Profit Organizations.

(21) One member to represent the Louisiana Chapter of the National Association for the Advancement of Colored People, appointed by the president of the Louisiana Chapter of the National Association for the Advancement of Colored People.

(22) The chairman of the Louisiana Serve Commission, or his designee."

AMENDMENT NO. 3

On page 3, at the end of line 11, add the following:

"The commission may establish such committees as it deems necessary to carry out its functions."

AMENDMENT NO. 4

On page 3 delete lines 12 through 14 in their entirety and insert in lieu thereof the following:

"C. A member of the commission shall serve without compensation for his services, but may be reimbursed for reasonable and necessary travel and other expenses actually incurred on business of the commission provided such reimbursement is authorized and paid by the appointing authority."

AMENDMENT NO. 5

On page 3, at the end of line 16, add the following:

"The initial meeting of the commission shall be called by the president of the Senate and the speaker of the House of Representatives, acting jointly."

AMENDMENT NO. 6

On page 3 delete lines 17 and 18 in their entirety and insert in lieu thereof the following:

"E. Staff and facilities needed by the commission to accomplish its purposes shall be provided by the legislature from its existing resources."

AMENDMENT NO. 7

On page 3 delete lines 24 and 25 in their entirety and insert in lieu thereof the following:

"(a) That representative democracy is a process dependent on reasoned debate, good faith negotiation, and compromise."

AMENDMENT NO. 8

On page 3 delete lines 27 and 28 in their entirety and insert in lieu thereof the following:

"(c) That consideration and respect of others must be shown when deliberating, negotiating, and advocating positions on public concerns."

AMENDMENT NO. 9

On page 4 delete lines 4 through 7 and insert in lieu thereof the following:

"(4) Develop, in consultation with entities having representatives on the commission and others as determined by the commission, a clearinghouse which shall be available on the Internet and which shall include but not be limited to the following:

- (a) A database of civic education resources, lesson plans, and other programs of best practices in civic education.
- (b) A bulletin board to promote discussion on and exchange of ideas relative to civic education.
- (c) An events calendar.
- (d) Links to civic education research."

AMENDMENT NO. 10

On page 4 delete lines 12 and 13 in their entirety

AMENDMENT NO. 11

On page 4 delete lines 16 through 19 in their entirety and insert in lieu thereof the following:

"To achieve the purposes of this Chapter, the commission may seek, accept, and expend monies from any source, including donations, state appropriations, and federal grants and may seek, accept, and use services from individuals, corporations, and governmental entities."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Morrish to Engrossed Senate Bill No. 11 by Senator Theunissen

AMENDMENT NO. 1

In House Committee Amendment No. 2 proposed by the House Committee on Education and adopted by the House of Representative on June 2, 2004, on page 1, line 32, after "by the" and before "League" delete "president of the"

Senator Theunissen moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

Dupre
Total—36

Jones

NAYS

Total—0

ABSENT

Chaisson
Total—3

Cheek
Romero

The Chair declared the amendments proposed by the House were concurred in. Senator Theunissen moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 14—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 15:587(A)(1)(a), relative to criminal procedure; to provide relative to the Louisiana Bureau of Criminal Identification and Information; to authorize such bureau to release criminal history records and identification files to the Louisiana State Bar Association; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Engrossed Senate Bill No. 14 by Senator Dupre

AMENDMENT NO. 1

On page 2, line 1, after "Association" and before "the" delete the comma "," and insert "however, as to any licensed attorney such information shall be provided only after the issuance of a formal charge against the attorney."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Baldone to Engrossed Senate Bill No. 14 by Senator Dupre

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 15:587(A)(1)(a)" and before "relative" delete the comma "," and insert "and to enact R.S. 44:3(I),"

AMENDMENT NO. 2

On page 1, line 5, after "Association;" and before "and" insert "to provide for the accessibility of records of criminal convictions through the Louisiana Bureau of Criminal Identification and Information or any law enforcement agency; to provide for a charge to be assessed; to limit liability for any law enforcement agency furnishing such records;"

AMENDMENT NO. 3

On page 2, below line 7, add:
"Section 2. R.S. 44:3(I) is hereby enacted to read as follows:
§3. Records of prosecutive, investigative, and law enforcement agencies, and communications districts

* * *

L(1) Notwithstanding the provisions of Subsections A and C of this Section, records of criminal convictions of individuals are public record and shall be made accessible to any person through the Louisiana Bureau of Criminal Identification and Information, either directly from the bureau or from any law enforcement agency. A person requesting such records must provide the name, date of birth, and any other identifying information required by the bureau regarding the subject of the record. Any law enforcement agency shall provide only those records that are electronically maintained and shall not be required to provide any information which has not been entered into an electronic database maintained by the bureau.

(2) For purposes of this Section:

(a) "Conviction" shall include a finding of guilty, a plea of nolo contendere, a conviction which has been set aside and dismissed pursuant to the Code of Criminal Procedure Article 893 or 894, or an offense for which a person has received a first offender pardon.

(b) "Records of criminal convictions" shall not include any records which have been expunged pursuant to R.S. 44:9.

(3) A fee of twenty-six dollars shall be assessed for each inquiry, whether a conviction record is maintained or not, to defray the expenses of maintaining the records and responding to inquiries. Any agency other than the bureau that responds to a request may retain sixteen dollars of the fee and shall transmit ten dollars of the fee to the bureau.

(4) No law enforcement agency furnishing such records shall, for any reason, be liable in damages to any person for providing such conviction information."

Senator Dupre moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS		
Mr. President	Ellington	Kostelka
Adley	Fields	Lentini
Amedee	Fontenot	Malone
Bajoie	Gautreaux, B	Marionneaux
Barham	Gautreaux, N	McPherson
Boasso	Hainkel	Michot
Boissiere	Heitmeier	Mount
Cain	Holden	Nevers
Cheek	Hollis	Schedler
Dardenne	Irons	Smith
Duplessis	Jackson	Theunissen
Dupre	Jones	Ullo
Total—36		
NAYS		
Total—0		
ABSENT		
Chaisson	Cravins	Romero
Total—3		

The Chair declared the amendments proposed by the House were rejected. Senator Dupre moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

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.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Engrossed Senate Bill No. 48 by Senator Hainkel

AMENDMENT NO. 1

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

"(7) Any telecommunications equipment, including but not limited to cellular phones, beepers, or global positioning satellite system equipment whether or not such equipment may be intended for use in planning or aiding an escape or attempt to escape from any institution.

(8) Any equipment, whether professionally-made or home-made, intended for use in tattooing.

(9) Any electronic device including but not limited to computers, telephoto equipment, communications equipment, whether modified or not that is intended for use in the planning or aiding in an escape or attempt to escape from any institution.

(10) Any object or instrumentality intended for use as a tool in the planning or aiding in an escape or attempt to escape from any institution."

Senator Hainkel moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS		
Mr. President	Ellington	Kostelka
Adley	Fields	Lentini
Amedee	Fontenot	Malone
Bajoie	Gautreaux, B	Marionneaux
Barham	Gautreaux, N	McPherson
Boasso	Hainkel	Michot
Boissiere	Heitmeier	Mount
Cain	Holden	Nevers
Cheek	Hollis	Schedler
Dardenne	Irons	Smith
Duplessis	Jackson	Theunissen
Dupre	Jones	Ullo
Total—36		
NAYS		
Total—0		
ABSENT		
Chaisson	Cravins	Romero
Total—3		

The Chair declared the amendments proposed by the House were concurred in. Senator Hainkel moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 51—
BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 17:47(C)(1)(a) and (b), relative to certification of injury or disability for certain leave for employees in the state special schools; to provide for sick leave for up to ninety days in certain cases; to authorize the extension of such leave beyond ninety days; and to provide for related matters.

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

SENATE BILL NO. 73—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 22:1513(C)(2)(b) and to enact R.S. 22:250.43(C) and 250.48, relative to health insurance coverage; to provide with respect to the dental patient's option to choose services regardless of insurance coverage under specific circumstances; to provide an exception to contract requirements imposed on certain health insurers under certain circumstances; to provide for payment of services to dental providers by insurers; and to provide for related matters.

The resolution was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Reengrossed Senate Bill No. 73 by Senator McPherson

AMENDMENT NO. 1

On page 2, line 5, after "diagnosis" insert "from a contracted provider"

AMENDMENT NO. 2

On page 2, at the beginning of line 8, change "A." to "(1)"

AMENDMENT NO. 3

On page 2, at the beginning of line 10, change "B." to "(2)"

AMENDMENT NO. 4

On page 2, at the beginning of line 15, change "(1)" to "(a)"

AMENDMENT NO. 5

On page 2, line 15, after "due" change "under" to "for"

AMENDMENT NO. 6

On page 2, at the beginning of line 17, change "(2)" to "(b)"

Senator Holden moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Chaisson	Heitmeier	Romero
Total—3		

The Chair declared the amendments proposed by the House were concurred in. Senator Holden moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 79—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 40:5.5(E)(2), relative to food safety; to provide with respect to the definition of a "food service establishment"; to exclude food prepared and served at private clubs; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jack Smith to Engrossed Senate Bill No. 79 by Senator Dupre

AMENDMENT NO. 1

On page 1, line 4, after "clubs;" insert "to exclude establishments that heat or prepare boudin or sausage for personal consumption;"

AMENDMENT NO. 2

On page 1, line 15, after "sales," insert "any establishment that heats or prepares boudin or sausage for personal consumption."

Senator Dupre moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—37

NAYS

Total—0

ABSENT

Chaisson	Romero
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Total—2

The Chair declared the amendments proposed by the House were concurred in. Senator Dupre moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 133—
BY SENATOR FIELDS

AN ACT

To enact Part III of Chapter 29 of Title 33 of the Louisiana Revised Statute of 1950, to be comprised of R.S. 33:9097.1, relative to crime prevention and security districts in East Baton Rouge Parish; to create the Concord Estates Crime Prevention District; to provide relative to the purposes, governance, duties, and authority of the district; to authorize the governing authority of East Baton Rouge Parish, subject to the approval of district voters; to impose a parcel fee within the district and to provide relative to such fee; to provide relative to funds of the district; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Engrossed Senate Bill No. 133 by Senator Fields

AMENDMENT NO. 1

On page 2, at the end of line 28, delete the comma "," and at the beginning of line 29, delete "(d), (e), (f) and (g)" and insert "through (g)"

AMENDMENT NO. 2

On page 3, between lines 1 and 2, insert the following:

"(b) The member serving pursuant to Subparagraph (1)(a) of this Subsection shall serve during his term of office as president of the Concord Estates Homeowners Association."

AMENDMENT NO. 3

On page 3, delete lines 2 through 4 in their entirety and at the beginning of line 5, delete "years," and insert the following:

"(c) The member serving pursuant to Subparagraph (1)(b) of this Subsection shall serve an initial term of two years and each successor of such member shall serve a four-year term."

Senator Fields moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—37

NAYS

Total—0

ABSENT

Chaisson	Romero
----------	--------

Total—2

The Chair declared the amendments proposed by the House were concurred in. Senator Fields moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 218—
BY SENATOR FIELDS

AN ACT

To enact Part III of Chapter 29 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9097.1, relative to crime prevention and security districts in East Baton Rouge Parish; to create the South Burbank Crime Prevention and Development District; to provide relative to the purposes, governance, duties, and authority of the district; to authorize the governing authority of East Baton Rouge Parish, subject to the approval of district voters, to impose a parcel fee within the district and to provide relative to such fee; to provide relative to

funds of the district; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Reengrossed Senate Bill No. 218 by Senator Fields

AMENDMENT NO. 1

On page 2, line 17, after "Lane" and before "then proceeding" delete the comma "," and insert "and excluding the 163 lots of the Sagefield subdivision filed June 16, 1991,"

AMENDMENT NO. 2

On page 4, between lines 2 and 3, insert the following:
 "(b) The member serving pursuant to Subparagraph (1)(a) of this Subsection shall serve during his term of office as president of the GSRI Property Owners Association."

AMENDMENT NO. 3

On page 4, at the beginning of line 3, change "(b)" to "(c)"

AMENDMENT NO. 4

On page 4, line 5, after "serve three years, and" and before "shall serve" change "three" to "two"

AMENDMENT NO. 5

On page 4, line 29, after "governing authority of" and before "East Baton Rouge" delete "the"

Senator Fields moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Chaisson
 Total—3
 Romero
 Schedler

The Chair declared the amendments proposed by the House were concurred in. Senator Fields moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 219—

BY SENATORS DARDENNE AND BAJOIE
 AN ACT

To enact R.S. 46:977 and 1906(C), relative to the immunization of certain juveniles; to provide with respect to the Hepatitis B vaccine for juveniles in state custody; and to provide for related matters.

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

SENATE BILL NO. 224—

BY SENATORS MALONE AND NEVERS
 AN ACT

To enact R.S. 17:3048.1(M), relative to the Louisiana Tuition Opportunity Program; to provide that any TOPS award granted to a student shall be credited against educational expenses in a specific order; to provide that cost of any housing, meal plan, books, dues or other fees shall be credited first prior to the cost of tuition; to provide for exceptions; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Engrossed Senate Bill No. 224 by Senator Malone

AMENDMENT NO. 1

On page 1, at the beginning of line 2, change "To enact R.S. 17:3048.1(M)" to "To amend and reenact R.S. 17:3048.1(K)(1)"

AMENDMENT NO. 2

On page 1 delete lines 3 through 6 and insert the following:
 "provide for use of a program award by a student for any cost of attendance for such student at an eligible public college or university as determined in accordance with specified guidelines; to require eligible public college or university to provide, under specified circumstances, certain information to an award recipient and to his parent or court-ordered custodian; and to provide for related matters."

AMENDMENT NO. 3

On page 1, line 8, after "Section 1." delete the remainder of the line and insert "R.S. 17:3048.1(K)(1) is hereby amended and reenacted to read as follows:"

AMENDMENT NO. 4

On page 1 delete lines 11 through 17 and on page 2 delete lines 1 through 9 and insert in lieu thereof the following:

"K.(1)(a) Notwithstanding any provision of this Section to the contrary, any student who qualifies for an award as provided in this Section and who also qualifies for any other financial assistance offered by the state public college or university which the student attends shall be allowed to combine such award and financial assistance in any manner to cover other "cost of attendance" as determined for that student in accordance with regulations governing the award of federal student aid under Title IV of the Higher Education Act of 1965 as amended, including room and board, books, and other instructional materials.

(b)(i) Additionally, notwithstanding any provision of this Section to the contrary and effective for the 2004-2005 award year and thereafter, any student who qualifies for an award as provided in this Section shall be allowed to use such award in any manner to cover other "cost of attendance" at an eligible public college or university as determined for that student in accordance with regulations governing the award of federal student aid under Title IV of the Higher Education Act of 1965 as amended, including room and board, books, and other instructional materials.

(ii) If an award recipient is claimed as a dependent on a federal income tax return on Form 1098 T, or the successor to such form, the eligible public college or university attended by such student shall provide to the student and to his parent or court-ordered custodian, in addition to any other information required to be provided, a detailed accounting of the "other costs of attendance" billed by the institution and for which an award is used pursuant to the provisions of this Subparagraph.

* * *

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative M. Powell to Engrossed Senate Bill No. 224 by Senator Malone

AMENDMENT NO. 1

In Amendment No. 2 proposed by the House Committee on Education and adopted by the House of Representatives on June 8, 2004, on line 8, after "guidelines;" delete the remainder of the line and delete lines 9 and 10 and insert "and to"

AMENDMENT NO. 2

In Amendment No. 4 proposed by the House Committee on Education and adopted by the House of Representatives on June 8, 2004, at the end of line 22, change "other" to "any"

AMENDMENT NO. 3

In Amendment No. 4 proposed by the House Committee on Education and adopted by the House of Representatives on June 8, 2004, on line 27, change "(b)(i)" to "(b)"

AMENDMENT NO. 4

In Amendment No. 4 proposed by the House Committee on Education and adopted by the House of Representatives on June 8, 2004, on line 30, after "cover" and before "'cost" change "other" to "any"

AMENDMENT NO. 5

In Amendment No. 4 proposed by the House Committee on Education and adopted by the House of Representatives on June 8, 2004, at the end of line 33, after "amended" change the comma "," to

a period "." and delete the remainder of the line and delete lines 34 through 41 in their entirety

Senator Malone moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Chaisson	Romero	Schedler
Total—3		

The Chair declared the amendments proposed by the House were concurred in. Senator Malone moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 229— BY SENATOR FIELDS

AN ACT

To amend and reenact R.S. 18:1462(C) and to enact R.S. 18:1462(D)(3), relative to elections; to prohibit the intimidation of a person at a polling place on election day; to prohibit commissioners from carrying weapons while at the polling place; to provide for penalties; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 229 by Senator Fields

AMENDMENT NO. 1

On page 2, line 6, after "(3)" and before "Intimidate" delete "(a)"

AMENDMENT NO. 2

On page 2, line 8, after "polling place" delete the remainder of the line and delete lines 9 through 12 and insert a period ".".

Senator Fields moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

	YEAS	
Mr. President	Dupre	Jones
Adley	Ellington	Kostelka
Amedee	Fields	Lentini
Bajoie	Fontenot	Malone
Barham	Gautreaux, B	Marionneaux
Boasso	Gautreaux, N	McPherson
Boissiere	Hainkel	Michot
Cain	Heitmeier	Mount
Cheek	Holden	Nevers
Cravins	Hollis	Smith
Dardenne	Irons	Theunissen
Duplessis	Jackson	Ullo
Total—36		
	NAYS	
Total—0		
	ABSENT	
Chaisson	Romero	Schedler
Total—3		

The Chair declared the amendments proposed by the House were concurred in. Senator Fields moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 231—

BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 18:551(A), to enact Part IV of Chapter 3 of Title 24 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 24:195.1 through 195.3, and to enact R.S. 36:744(X), relative to constitutional amendment proposal propositions; to create and provide for the Constitutional Amendment Ballot Proposal Commission; to provide for the powers and duties of the commission; to provide for the preparation and use of certain election ballots; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 231 by Senator Schedler

AMENDMENT NO. 1

On page 1, line 2, after "amend and reenact" delete the remainder of the line and delete lines 3 through 7 and insert the following:

"R.S. 18:431(C) and 553(B)(4), relative to proposed constitutional amendments; to provide relative to statements summarizing proposed constitutional amendments by the secretary of state; to require that such statements be posted on the internet; to require that such statements shall be posted at the polling places on election day throughout the entire day; and to provide for"

AMENDMENT NO. 2

On page 1, line 10, change "R.S. 18:551(A) is" to "R.S. 18:431(C) and 553(B)(4) are"

AMENDMENT NO. 3

On page 1, delete lines 11 through 17 and insert the following:

"§431. Commissioners; courses of instruction; certificates; reports; list of certified persons furnished by parish board of election supervisors

* * *

C. When a proposed constitutional amendment is to be included on an election ballot, prior to each course of instruction for commissioners and commissioners-in-charge for such election, the secretary of state shall furnish each clerk of court with a statement, which has been approved by the attorney general, explaining the scope and nature of such proposed amendment in simple, unbiased, concise, and easily understood language. Upon approval, such statement shall be posted on the website of the secretary of state at least until the election returns have been promulgated.

* * *

§553. Inspection and preparation of voting machines at polling places; precinct registers and supplemental list

* * *

B. Inspection of the voting machines. After the commissioners take their oath and before the time for opening the polls, the commissioners, in the presence of the watchers, shall prepare the polling place for voting as follows:

* * *

(4) Post the instructions, informational posters, if required, the statement of proposed constitutional amendments on the ballot, and a sample ballot in a conspicuous place at the principal entrance to the polling place, where they shall remain posted throughout the election day.

* * *"

AMENDMENT NO. 4

On page 2, delete lines 1 through 29 in their entirety, and on page 3, delete lines 1 through 28 in their entirety.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 231 by Senator Schedler

AMENDMENT NO. 1

On page 3, line 29, at the beginning of the line, change "Section 4." to "Section 2."

Senator Schedler moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

	YEAS	
Mr. President	Ellington	Lentini
Adley	Fields	Malone
Amedee	Fontenot	Marionneaux
Bajoie	Gautreaux, B	McPherson
Barham	Gautreaux, N	Michot
Boasso	Hainkel	Mount
Boissiere	Heitmeier	Nevers
Cain	Holden	Schedler
Cheek	Hollis	Smith
Cravins	Irons	Theunissen
Dardenne	Jackson	Ullo
Duplessis	Jones	
Dupre	Kostelka	
Total—37		
	NAYS	
Total—0		
	ABSENT	
Chaisson	Romero	
Total—2		

The Chair declared the amendments proposed by the House were concurred in. Senator Schedler moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 243—

BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:62(5)(a) and R.S. 24:36(A), (C)(1)(a),(b),(c),(d) and (e), (2)(a),(b) and (c) and (E)(3), relative to the Louisiana State Employees' Retirement System; to include the attorney general as a member eligible to receive additional benefits; to provide with respect to service credit; to provide for credit for service previously rendered; to provide for additional contributions; to provide for computation of benefits payable; to provide for membership; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Engrossed Senate Bill No. 243 by Senator Boissiere

AMENDMENT NO. 1

On page 1, line 4, after "general" delete "as a member" and insert "and the secretary of state as members"

AMENDMENT NO. 2

On page 1, line 17, after "general" insert a comma "," and "secretary of state."

AMENDMENT NO. 3

On page 2, line 13, after "general." and before "and" insert "or who are or have been the secretary of state."

AMENDMENT NO. 4

On page 2, line 19, after "general." and before "times" insert "or as secretary of state."

AMENDMENT NO. 5

On page 2, line 23, after "general" insert a comma "," and "or as secretary of state"

AMENDMENT NO. 6

On page 3, line 1, after "general" and before "or" insert "or as secretary of state"

AMENDMENT NO. 7

On page 3, line 9, after "general." and before "or" insert "or secretary of state."

AMENDMENT NO. 8

On page 3, line 15, after "general." and before "or" insert "secretary of state."

AMENDMENT NO. 9

On page 3, line 19, after "general." and before "or" insert "secretary of state."

AMENDMENT NO. 10

On page 3, line 23, after "general." and before "or" insert "secretary of state."

AMENDMENT NO. 11

On page 3, line 25, after "general." and before "or" insert "secretary of state."

AMENDMENT NO. 12

On page 3, line 27, after "general." and before "or" insert "secretary of state."

AMENDMENT NO. 13

On page 4, line 1, after "general." and before "or" insert "secretary of state."

AMENDMENT NO. 14

On page 4, line 3, after "general." and before "or" insert "secretary of state."

AMENDMENT NO. 15

On page 4, line 7, after "general." and before "or" insert "secretary of state."

AMENDMENT NO. 16

On page 4, line 11, after "general." and before "or" insert "secretary of state."

AMENDMENT NO. 17

On page 4, line 15, after "general," and before "or" insert "secretary of state."

AMENDMENT NO. 18

On page 4, line 17, after "general," and before "or" insert "secretary of state."

AMENDMENT NO. 19

On page 4, line 19, after "general," and before "or" insert "secretary of state."

AMENDMENT NO. 20

On page 4, line 20, after "general," and before "or" insert "secretary of state."

AMENDMENT NO. 21

On page 4, line 23, after "general," and before "or" insert "secretary of state."

AMENDMENT NO. 22

On page 4, at the of line 24, insert "secretary of state."

AMENDMENT NO. 23

On page 5, line 1, after "general," and before "or" insert "secretary of state."

AMENDMENT NO. 24

On page 5, at the end of line 2, insert "secretary of state."

AMENDMENT NO. 25

On page 5, line 8, after "lieutenant governor," delete "or"

AMENDMENT NO. 26

On page 5, line 8, after "general" insert a comma "," and "or secretary of state"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 243 by Senator Boissiere

AMENDMENT NO. 1

In House Committee Amendment No. 22 proposed by the House Committee on Retirement on line 19, after "the" and before "of" insert "end"

AMENDMENT NO. 2

On page 1, line 2, following "(C)(1)" change "(a), (b), (c), (d) and (e)," to " and (2)."

AMENDMENT NO. 3

On page 1, line 3, at the beginning of the line, delete "(2)(a), (b) and (c)"

AMENDMENT NO. 4

On page 2, line 3, following "(C)(1)" and before "and (E)(3)" change "(a), (b), (c), (d) and (e), (2)(a), (b) and (c)" to ", (2)."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative DeWitt to Engrossed Senate Bill No. 243 by Senator Boissiere

AMENDMENT NO. 1

On page 1, line 2, between "11:62" and "(5)(a)" insert "(introductory paragraph)" and before "and" insert "and (c)"

AMENDMENT NO. 2

On page 1, line 4, after "attorney general" insert a comma "," and "certain legislative employees,"

AMENDMENT NO. 3

On page 1, line 11, delete "11:62(5)(a) is" and insert in lieu thereof "11:62(introductory paragraph) and (5)(a) and (c) are"

AMENDMENT NO. 4

On page 1, line 14, after "be" and before the colon ":" delete "as follows" and insert in lieu thereof "paid at the following rates"

AMENDMENT NO. 5

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

"* * *

(c)(i) Clerk of the House and Secretary of the Senate - 9.5%.

(ii) Other employees of the legislature provided for in R.S. 24:36(A)(2) - 9%."

AMENDMENT NO. 6

On page 2, line 9, after "A." and before "All" insert "(1)"

AMENDMENT NO. 7

On page 2, in between lines 24 and 25, insert the following:

"(2)(a) Except for legislative employees provided for in Paragraph (1) of this Subsection, each person who is an employee of the Louisiana state legislature and a contributing active member or Deferred Retirement Option Plan participant of the Louisiana State Employees' Retirement System on the effective date of this Paragraph shall receive an additional benefit equal to one-half of one percent times the number of years of service after the effective date of this Paragraph as an employee of the Louisiana state legislature times his average compensation. Any employee of the legislature who is participating in the Deferred Retirement Option Plan on the effective date of this Paragraph, who remains in employment after participation in the plan, and who is entitled to receive a supplemental benefit shall have that portion of the supplemental benefit earned after the effective date of this Paragraph calculated at the higher rate. Nothing in this Paragraph shall be construed to allow recalculation of benefits for a retiree or of base benefits for a Deferred Retirement Option Plan participant.

(b) Each person to whom Subparagraph (a) of this Paragraph applies who becomes employed by the legislature on or after the effective date of this Paragraph shall receive an additional benefit equal to one-half of one percent times the number of years of service as an employee of the legislature times his final average compensation.

(3) Notwithstanding any other provision of law to the contrary, including R.S. 11:424, any active contributing member of the Louisiana State Employees' Retirement System to whom Subparagraph (2)(a) of this Subsection applies who is employed by the Louisiana state legislature on the effective date of this Paragraph may convert up to three years of leave to service credit for purposes of eligibility for retirement and calculation of benefits. Any leave in

excess of three years may be used for any purpose as provided for in other provisions of law. The employee may elect to have excess leave converted to retirement credit before any payment is made therefor."

Senator Boissiere moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

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

The Chair declared the amendments proposed by the House were concurred in. Senator Boissiere moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

Personal Privilege

Senator Dardenne asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on the motion by Senator Boissiere to concur in the amendments proposed by the House to Senate Bill No. 243. He voted yea on the motion and had intended to vote nay. He asked that the Official Journal so state.

SENATE BILL NO. 275—
BY SENATOR NEVERS

AN ACT

To enact R.S. 17:1519.3(E), (F), and (G), relative to the Louisiana State University Health Sciences Center-New Orleans; to provide with respect to reports to be submitted to the Senate and House committees on health and welfare; to provide for specific information and reports to be supplied to the committees; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 275 by Senator Nevers

AMENDMENT NO. 1

On page 2, line 4, change "report" to "reports"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ritchie to Engrossed Senate Bill No. 275 by Senator Nevers

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "enact" insert "amend R.S. 17:1519.6(C) and to"

AMENDMENT NO. 2

On page 1, line 5, after "committees;" insert "to provide for payment methodology;"

AMENDMENT NO. 3

On page 1, line 8, after "Section 1." and before "R.S. 17:1519.3" insert "R.S. 17:1519.6(C) is hereby amended and reenacted and"

AMENDMENT NO. 4

On page 2, after line 12, insert:

" * * *
 §1519.6. Funding and budget
 * * *

C. Revenues from the Medicaid program for Medicaid costs included in the operating budget for hospitals operated by the LSU Health Sciences Center-New Orleans shall not exceed the amount of such revenues which are budgeted and allocated for such purpose in the Medicaid budget until implementation by the Department of Health and Hospitals of a common Medicaid payment methodology for all state and non-state acute care hospitals. If the amount of such revenues budgeted and allocated for such purpose in the Medicaid budget is revised during a fiscal year, the Department of Health and Hospitals shall notify the board of such revision. Upon receipt of the notification, the board shall adjust the operating budget for these hospitals which adjustment shall be in conformity with the revision. The Department of Health and Hospitals shall implement a common Medicaid and disproportionate share payment methodology, as soon as possible, but not later than ~~January~~ July, 2005. The common Medicaid payment methodology shall be based on acuity and diagnosis-related groupings.

* * *

Senator Nevers moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS		
Mr. President	Ellington	Kostelka

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

NAYS

Total—0

ABSENT

Chaisson	Duplessis	Romero
Total—3		

The Chair declared the amendments proposed by the House were concurred in. Senator Nevers moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 290—
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:1938(C) and (F)(2) and to enact R.S. 11:107, 723(C), 1925(G), relative to Parochial Employees' Retirement System; to provide with respect to deferred retirement option plan; to provide with respect to additional employer contributions; to provide with respect to members employed in other state employment; to provide for direct rollovers in certain circumstances for purchase of creditable service; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Schneider to Reengrossed Senate Bill No. 290 by Senator Boissiere

AMENDMENT NO. 1

On page 3, at the end of line 6, after "system" delete the period "." and insert "if the participant terminates his employment."

Senator Boissiere moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Adley	Fields	Malone

Amedee	Fontenot	Marionneaux
Bajoie	Gautreaux, B	McPherson
Barham	Gautreaux, N	Michot
Boasso	Hainkel	Mount
Boissiere	Heitmeier	Nevers
Cain	Holden	Schedler
Cheek	Hollis	Smith
Cravins	Irons	Theunissen
Dardenne	Jackson	Ullo
Duplessis	Jones	
Dupre	Kostelka	
Total—37		

NAYS

Total—0

ABSENT

Chaisson	Romero
Total—2	

The Chair declared the amendments proposed by the House were concurred in. Senator Boissiere moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 337—
BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 24:513(I)(1)(c)(i)(aa), relative to audit requirements; to provide that monies received from urban or rural development grants shall not be included in the computation of threshold limits for audit requirements; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 337 by Senator Smith

AMENDMENT NO. 1

On page 1, line 3, after "received from" and before "rural" delete "urban or"

AMENDMENT NO. 2

On page 2, line 6, after "from" and before "rural" delete "urban or"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hunter to Engrossed Senate Bill No. 337 by Senator M. Smith

AMENDMENT NO. 1

Delete the set of amendments proposed by the House Committee on House and Governmental Affairs and adopted by the House of Representatives on June 8, 2004.

Senator Smith moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—36

NAYS

Total—0

ABSENT

Chaisson	Irons	Romero
----------	-------	--------

Total—3

The Chair declared the amendments proposed by the House were concurred in. Senator Smith moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 356—

BY SENATORS CHEEK AND JACKSON
AN ACT

To amend and reenact R.S. 33:2711.15(A), (C)(1), (C)(2), the introductory paragraph of (C)(3), and (C)(4) and to enact R.S. 33:2711.15(F), relative to local sales and use taxes; to provide for renewal of certain additional sales and use taxes imposed by the city of Shreveport for use by the fire and police departments; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell to Reengrossed Senate Bill No. 356 by Senator Cheek

AMENDMENT NO. 1

On page 1, line 3, after "R.S. 33:2711.15(F)" and before the comma "," insert "and 2740.38, and to repeal Act No. 573 of the 1975 Regular Session, Act No. 554 of the 1978 Regular Session, Act No. 411 of the 1980 Regular Session, Act No. 163 of the 1984 Regular Session, and Act No. 265 of the 2003 Regular Session"

AMENDMENT NO. 2

On page 1, line 4, after "taxes" and before the semicolon ";" insert "and the Shreveport Downtown Development District"

AMENDMENT NO. 3

On page 1, line 5, after "police departments;" and before "and to provide for" insert " to codify certain existing laws governing the creation and powers, duties, functions, and responsibilities of the Shreveport Downtown Development District; to provide for the composition and powers of the governing board; to provide for preparation of plans; to provide for the levy of ad valorem taxes and the issuance of bonds; to provide for an effective date;"

AMENDMENT NO. 4

On page 3, after line 15, insert the following:
"Section 2. R.S. 33:2740.38 is hereby enacted to read as follows:
§2740.38. Shreveport; downtown development district

R.S. 33:2740.38 is all proposed new law.

A. The legislature hereby finds and declares that it is necessary for the public health, safety, and welfare of the city of Shreveport that the property value deterioration, in the principal area or areas of the city of Shreveport zoned for business and known generally as the central business district be halted, since the said central business district is the center of commercial, civic, and cultural activities of the metropolitan area.

B. A special taxing district created by Act 573 of the 1975 Regular Session and any amendment thereto within the city of Shreveport was and shall continue to be recognized as a downtown development district and is composed of that area of the city of Shreveport described as follows:

Beginning at intersection of the eastern city limit line of the city of Shreveport and the northwesterly right of way line of Interstate 20, thence run southwesterly along said right of way line to the center of Line Avenue, thence runs northwesterly along the center line of Line Avenue to center line of Howell Street, thence northwest to center line of Snow Street, thence southwest along center line of Snow Street to an intersection with the westerly right of way line Austin Place projected southeasterly, thence run along said right of way line of Austin Place, projected, across the Illinois Central Railroad right of way and across Texas Avenue and Milam Street northerly right of way line to westerly right of way line of Douglas Street, thence along Douglas Street right of way to T & RR (MoPac) "Y" track, thence run easterly along "Y" track to center line of Common Street and thence along center line of Common Street northwesterly to a point of intersection with the center line of Cross Bayou, thence easterly and southeasterly along center line of Cross Bayou to an intersection with the easterly city limit line of the city of Shreveport, between the banks of the Red River, thence southeasterly along said city limit line to point of beginning.

The said special taxing district is known as, and shall continue to be hereby designated as the Shreveport Downtown Development District.

C.(1) The Shreveport Downtown Development District, hereinafter referred to as the "district," shall be governed by the Shreveport Downtown Development Authority hereinafter referred to as the "authority," originally established by Ordinance No. 47 of 1975 of the city council of the city of Shreveport. The members of the Shreveport Downtown Development Authority shall be composed of two non voting members: the mayor of the city of Shreveport and the executive director of the Shreveport Downtown Development Authority and seven voting members who shall be

appointed by the mayor of the city of Shreveport (the "mayor"), subject to confirmation by the city council as follows:

(a) One member from a list of three nominees submitted to the mayor by Downtown Shreveport Unlimited.

(b) One member from a list of three nominees submitted to the mayor by the Shreveport Bossier African American Chamber of Commerce or its successor.

(c) One member from a list of three nominees submitted to the mayor by the Greater Shreveport Chamber of Commerce.

(d) One member from a list of three nominees submitted to the mayor by the Downtown Shreveport Development Corporation.

(e) One member from a list of three nominees submitted to the mayor by the state senators whose senatorial districts are defined by R.S. 24:35.1(A)(37) as District 37 and by R.S. 24:35.1(A)(39) as District 39 and by the state representative whose representative district is defined by R.S. 24:35.5(A)(4) as District 4.

(f) Two members from a list of five nominees submitted to the mayor by the Shreveport city council members.

(2) All members of the authority, other than elected officials, shall reside in the district or have their personal principal place of business or office in the district or own property in the district.

(3) The terms of the members shall be three years and they may be reappointed.

(4) A vacancy occurring for any cause shall be filled by using the above order and procedure until the board membership is composed as described above. Thereafter, vacancies will be filled by this procedure, with nominations originating from the same group that appointed the outgoing member.

D.(1) The authority shall elect a chairman, vice chairman, and a secretary-treasurer from among its members. The terms of the officers shall be one year, but any officer shall be eligible for re-election. The authority shall adopt such rules for the transaction of its business as it deems necessary and shall keep a record of its resolutions, transactions, studies, findings, and determinations, which record shall be public record.

(2) The authority shall be empowered to employ an executive director and such other employees as are necessary to carry out the functions of the authority.

E.(1) It shall be the function and duty of the authority to formulate the program to implement the various development plans for the district heretofore or hereafter submitted, and it shall revise or amend its decisions from time to time as it sees fit. Such a program shall implement the various plans with the responsibility of aiding and encouraging private development of the area, promoting and coordinating public development, and encouraging and aiding in the preservation, revitalization, and beautification of public and private property within the district.

(2) In carrying out such programs, the authority may consult with all departments of the city of Shreveport and such other public or private agencies as are concerned with matters affecting or affected by the program. The authority may conduct studies and, based thereon, may make such recommendations as it determines are calculated to implement the intent and purposes of this Section. The authority's program may provide, with the approval of the city council, for public financial assistance for the preservation, revitalization, and beautification of public and private development within the district.

F.(1) In order to provide funds for the implementation of the proposals and programs of the district, the authority shall submit to the city council, with its proposals and programs, recommendations and proposals for the levy of special ad valorem taxes not to exceed

at any given time an aggregate of ten mills on the dollar of assessed valuation on all property situated within the district. The proceeds of any such ad valorem tax shall be used solely and exclusively for the purposes and benefit of the district, and said proceeds may be expended or made available by the authority for administration costs, operational expenses, acquiring property by purchase, donation, exchange, or otherwise but not by expropriation, the preservation, revitalization, or beautification of public and private property within the district, project expenses or the retirement of bonds or other evidence of indebtedness. However, the proceeds of any such ad valorem tax shall not be used for any motel or lodging industry which would compete with any such existing private enterprise in the district. Any property acquired thereby shall be disposed of only in accordance with R.S. 33:4712.

(2) The authority may also submit recommendations and proposals for the issuance of bonds or other evidences of indebtedness, which may be secured by all or part of the proceeds of said ad valorem tax or ad valorem taxes authorized herein. The proposals, both for the levy of any special ad valorem tax or for the issuance of bonds, shall be submitted to the Shreveport city council for approval. Any proposal for the levy of a special ad valorem tax shall state the rate, object, and purpose for which the ad valorem tax is to be levied, and the number of years it is to be levied and collected, and, if the proceeds of any ad valorem tax are to be funded into bonds to be issued pursuant to this Section, the maximum amount of bonds to be issued, the number of years for which the bonds are to run, and the maximum rate of interest on the bonds. If the city council approves the proposal or proposals, it shall call an election for the purpose of submitting the proposition for the ad valorem tax or for the bonds, or both, to the qualified electors of the city of Shreveport for their approval or rejection. The election shall be called and held in accordance with the applicable laws of the state of Louisiana, and each proposition shall require, for approval, the favorable vote of a majority of the qualified electors of the city voting in the election. Any ad valorem taxes levied under authority of this Section shall be in addition to all the taxes the city council is now or hereafter may be authorized by law to levy and collect. All services and programs to be provided to the district from the proceeds of any such tax shall be in addition to the tax services, programs, and projects which would normally be provided to the district by the city government either at present or in the future. All ad valorem taxes levied within the district pursuant to previous legislation shall remain authorized pursuant to this Section, notwithstanding the repeal of legislation authorizing said ad valorem taxes.

(3) The city council shall review and consider any plans submitted within thirty days following the submission to it by the authority, and shall adopt or reject such plan by majority vote of its members. If the city council adopts such a plan, it shall become final and conclusive and the ad valorem tax shall be levied as provided herein. If the city council rejects the plan, it shall notify the authority of this action, and the authority may again, and from time to time, prepare and submit to the city council for its review, consideration, adoption, or rejection in accordance with the procedures provided herein, a plan setting forth the matters hereinabove prescribed. Any rejection by the council should consist of specific written analyses and suggestions for improvement of the plan. Further, it shall be required that technical assistance shall be provided by the city council if required by the authority in order that the plans may be improved.

(4) Each plan submitted or resubmitted shall set forth the projects recommended, the estimated cost thereof, recommendations

June 16, 2004

for funding, and such other information as required by this Section or by the authority or by the city council.

G. Any bonds or other evidence of indebtedness issued pursuant to this Section shall be issued by the city council by resolution or ordinance and shall be of such series, bear such date or dates, mature at such time or times, bear interest at such rate or rates, be in such denominations, be in such form, carry such registration and exchangeability privileges, be payable at such place or places, be subject to such terms of redemption, be entitled to such priorities on the ad valorem taxes authorized herein to be levied by the city council in the district and contained such other terms, all as provided in the proceedings adopted by the city council authorizing the issuance of the bonds and providing for the security thereof. Such bonds or other evidences of indebtedness may be sold by the city council at public or private sale. The authority of the city council to issue bonds of the city pursuant to this Section shall be in addition to any other authority now or hereafter conferred on the city council to issue bonds or other evidences of indebtedness.

H. If any provision or item of this Act or the application thereof is held invalid, such invalidity shall not affect other provisions, items, or applications of this Section which can be given effect without the invalid provisions, items, or applications, and to this end the provisions of this Section are hereby declared severable.

I. All laws or parts of laws in conflict herewith are hereby repealed.

Section 3. Act No. 573 of the 1975 Regular Session, Act No. 554 of the 1978 Regular Session, Act No. 411 of the 1980 Regular Session, Act No. 163 of the 1984 Regular Session, and Act No. 265 of the 2003 Regular Session are hereby repealed in their entirety.

Section 4. Sections 2, 3 and 4 of 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."

Senator Cheek moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0
ABSENT

Chaisson
Total—2
Romero

The Chair declared the amendments proposed by the House were concurred in. Senator Cheek moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 432—
BY SENATOR JONES

AN ACT

To amend and reenact R.S. 23:1141(B) and 1143(B)(1), relative to workers' compensation; to provide with respect to attorney fees in workers' compensation matters; and to provide for related matters.

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

SENATE BILL NO. 492—
BY SENATOR SCHEDLER

AN ACT

To enact R.S. 40:2009.24, relative to nursing homes; to provide for the creation of the Nursing Home Quality and Efficiency Board; to provide for membership of the board; to provide for the functions and duties of the board; to provide for rule making by the Department of Health and Hospitals; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Reengrossed Senate Bill No. 492 by Senator Schedler

AMENDMENT NO. 1

On page 1, line 13 after "through" and before the comma ", " insert "job growth"

AMENDMENT NO. 2

On page 3, delete lines 16 through 18 and insert the following:
"E. Any program or rules proposed by the board shall be subject to the review and approval of the secretary and if approved, shall be promulgated by the Department of Health and Hospitals in accordance with the Administrative Procedure Act."

AMENDMENT NO. 3

On page 3, line 19, change "Act" to "Section"

Senator Schedler moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Boasso	Chaisson	Romero
Total—3		

The Chair declared the amendments proposed by the House were concurred in. Senator Schedler moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 495— BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 40:2115.15(B), relative to public hearings; to provide for locations of hearings; and to provide for related matters.

The resolution was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Crowe to Engrossed Senate Bill No. 495 by Senator Schedler

AMENDMENT NO. 1

On page 1, line 6, after "hearing" insert "; venue"

AMENDMENT NO. 2

On page 1, line 8, after "B." insert "(1)"

AMENDMENT NO. 3

On page 1, line 8, after "held" delete the remainder of the line and at the beginning of line 9, delete "sold is located"

AMENDMENT NO. 4

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

"(2) The hearing shall be held in the municipality in which the hospital is located. However, if the hospital is not located within a

municipality, the hearing shall be held in a municipality nearest to the hospital within the same parish the hospital is located."

Senator Schedler moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Malone
Adley	Fontenot	Marionneaux
Amedee	Gautreaux, B	McPherson
Barham	Gautreaux, N	Michot
Boissiere	Hainkel	Mount
Cain	Heitmeier	Nevers
Cheek	Holden	Schedler
Cravins	Hollis	Smith
Dardenne	Irons	Theunissen
Duplessis	Jackson	Ullo
Dupre	Kostelka	
Ellington	Lentini	
Total—34		

NAYS

Total—0

ABSENT

Bajoie	Chaisson	Romero
Boasso	Jones	
Total—5		

The Chair declared the amendments proposed by the House were rejected. Senator Schedler moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

SENATE BILL NO. 553— BY SENATOR DUPRE

AN ACT

To enact R.S. 22:1430.18, relative to property insurance; to provide certain requirements for coverage and issuance of property insurance by the Louisiana Citizens Property Insurance Corporation; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bowler to Engrossed Senate Bill No. 553 by Senator Dupre

AMENDMENT NO. 1

On page 1, line 10, after "accessible" and before "for" insert "by road"

Senator Dupre moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Chaisson	Jones	Romero
Total—3		

The Chair declared the amendments proposed by the House were concurred in. Senator Dupre moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 579—
BY SENATOR JONES

AN ACT

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

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

SENATE BILL NO. 617—
BY SENATOR ULLO

AN ACT

To enact R.S. 17:3129.7, relative to the Board of the Regents; to require the development and maintenance of a state student financial aid plan; to provide relative to legislative review and approval; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Honey to Engrossed Senate Bill No. 617 by Senator Ullo

AMENDMENT NO. 1

On page 1, line 13, after "Louisiana" and before "The plan" delete the period "." and insert "and the financial needs of such students."

Senator Ullo moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Chaisson	Jones
Dardenne	Romero
Total—4	

The Chair declared the amendments proposed by the House were concurred in. Senator Ullo moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 633—

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

AN ACT

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

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 633 by Senator Kostelka

AMENDMENT NO. 1

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

AMENDMENT NO. 2

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

AMENDMENT NO. 3

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

AMENDMENT NO. 4

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

AMENDMENT NO. 5

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

AMENDMENT NO. 6

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative E. Guillory to Reengrossed Senate Bill No. 633 by Senator Kostelka

AMENDMENT NO. 1

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

"F. The amount of any fine collected pursuant to the provisions of this Section shall be applied to any unpaid child support obligation and to reduce any order of restitution."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bowler to Reengrossed Senate Bill No. 633 by Senator Kostelka

AMENDMENT NO. 1

On page 2, line 13, after "court" and before "the imposition" delete "may suspend all or any portion of" and insert in lieu thereof "shall suspend"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Martiny to Reengrossed Senate Bill No. 633 by Senator Kostelka

AMENDMENT NO. 1

On page 1, end of line 2, delete "to enact the" and on line 3 delete "Deadbeat Parents Punishment Act of Louisiana;"

AMENDMENT NO. 2

On page 1, delete lines 11 and 12 in their entirety

AMENDMENT NO. 3

On page 1, line 13, change "B." to "A."

AMENDMENT NO. 4

On page 1, line 17, change "C." to "B."

AMENDMENT NO. 5

On page 2, line 3, change "D." to "B."

AMENDMENT NO. 6

On page 2, line 15, change "E." to "C."

AMENDMENT NO. 7

On page 2, line 21, change "F." to "D."

AMENDMENT NO. 8

On page 2, line 27, change "G." to "E."

Senator Kostelka moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Chaisson	Dardenne	Romero
Total—3		

The Chair declared the amendments proposed by the House were rejected. Senator Kostelka moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

Senator Ellington in the Chair

SENATE BILL NO. 645—
BY SENATOR HINES

AN ACT

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

June 16, 2004

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bowler to Reengrossed Senate Bill No. 645 by Senator Hines

AMENDMENT NO. 1

On page 2, line 7, after "statute." insert "The term shall not include distilled spirits, wine, malt beverages, or tobacco."

Senator Hines moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Chaisson	Jones
Dardenne	Romero
Total—4	

The Chair declared the amendments proposed by the House were concurred in. Senator Hines moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

Mr. President in the Chair

**SENATE BILL NO. 691—
BY SENATOR JACKSON**

AN ACT

To amend and reenact the introductory paragraph of R.S. 46:153.3(D)(2) and R.S. 46:153.3(D)(2)(c) through (s), relative to the Medicaid Pharmaceutical and Therapeutics Committee; to provide for changes with respect to who shall be appointed to the committee; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Engrossed Senate Bill No. 691 by Senator Jackson

AMENDMENT NO. 1

On page 1, line 2, after "(D)(2)" insert "(introductory paragraph)"

AMENDMENT NO. 2

On page 1, line 3, change "(c) through (s)" to "(m)"

AMENDMENT NO. 3

On page 1, line 7, after "(D)(2)" insert "(introductory paragraph)"

AMENDMENT NO. 4

On page 1, line 8, change "(c) through (s)" to "(m)"

AMENDMENT NO. 5

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

AMENDMENT NO. 6

On page 3, line 1, after "Hospitals" insert "or his designee"

AMENDMENT NO. 7

On page 3, delete lines 2 through 11 in their entirety

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 691 by Senator Jackson

AMENDMENT NO. 1

In House Committee Amendment No. 1 proposed by the House Committee on Health and Welfare on line 2, after "line 2," insert "after "reenact" and before "R.S." delete "the introductory paragraph, of" and"

AMENDMENT NO. 2

In House Committee Amendment No. 3 proposed by the House Committee on Health and Welfare on line 6, after "line 7," and before "after" insert "after "Section" and before "R.S." delete "the introductory paragraph, of "and"

Senator Jackson moved to concur in the amendments proposed by the House.

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	Hainkel	Schedler
Cain	Heitmeier	Smith
Cheek	Holden	Theunissen

Cravins	Hollis	Ullo
Dardenne	Irons	
Duplessis	Jackson	
Total—34		
NAYS		
Total—0		
ABSENT		
Chaisson	Kostelka	Romero
Jones	Marionneaux	
Total—5		

The Chair declared the amendments proposed by the House were concurred in. Senator Jackson moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

Senator Heitmeier in the Chair

SENATE BILL NO. 693—
BY SENATOR DUPRE

AN ACT

To amend R.S. 18:1280.21 and 18:1280.25, to provide relative to the presidential preference primary; to provide relative to the participation of persons registered as an independent or not otherwise registered in a recognized political party; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 693 by Senator Dupre

AMENDMENT NO. 1

On page 1, delete lines 16 and 17, and insert the following:
"except that the state central committee of a recognized political party may allow in its bylaws, electors who are not affiliated with any political party to cast a vote on the ballot of such recognized political party. The state central committee shall notify the Department of State that its bylaws allow for such voting by non-affiliated electors no later than seven days prior to the opening of qualifying for the presidential preference primary. Such notification shall be considered valid and effective for subsequent presidential preference primaries unless the state central committee notifies the Department of State that its bylaws no longer allow for such voting by non-affiliated electors no later than seven days prior to the opening of qualifying for a presidential preference primary. Any elector who is not affiliated with any political party and who is allowed to cast his vote on the ballot of a recognized political party in the presidential preference primary pursuant to this Section shall cast his vote on the ballot of only one recognized political party."

AMENDMENT NO. 2

On page 2, at the beginning of line 1, delete "of one of the recognized political parties."

AMENDMENT NO. 3

On page 2, on line 10, after "is not registered," delete the remainder of the line and delete lines 11 through 13 and insert "except as provided in R.S. 18:1280.21."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 693 by Senator Dupre

AMENDMENT NO. 1

On page 1, line 2, following "amend" insert "and reenact"

Senator Dupre moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS		
Mr. President	Dupre	Malone
Adley	Ellington	Marionneaux
Amedee	Fontenot	McPherson
Bajoie	Gautreaux, B	Michot
Barham	Gautreaux, N	Mount
Boasso	Heitmeier	Nevers
Boissiere	Holden	Schedler
Cain	Hollis	Smith
Cheek	Irons	Theunissen
Cravins	Jackson	Ullo
Dardenne	Jones	
Duplessis	Lentini	
Total—34		
NAYS		
Hainkel		
Total—1		
ABSENT		
Chaisson	Kostelka	
Fields	Romero	
Total—4		

The Chair declared the amendments proposed by the House were concurred in. Senator Dupre moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 701—
BY SENATOR BAJOIE

AN ACT

To enact R.S. 46:1441.14, relative to family child care providers; to provide for required participation in orientation sessions; to provide that orientation programs shall be approved by the Department of Social Services or the Department of Education; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Engrossed Senate Bill No. 701 by Senator Bajoie

AMENDMENT NO. 1

On page 1, line 13, after "Education" and before "be" change "will" to "shall"

Senator Bajoie moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Chaisson	Kostelka	Romero
Total—3		

The Chair declared the amendments proposed by the House were concurred in. Senator Bajoie moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 709—
BY SENATOR MICHOT

AN ACT

To enact R.S. 44:137(D), (E), and (F), relative to public records; to provide for the disposition of original records filed by the clerks of court; to provide for evidentiary status of reproductions of such records; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 709 by Senator Michot

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "enact" insert "amend and reenact Code of Civil Procedure Article 4918 and to"

AMENDMENT NO. 2

On page 1, line 4, after "effective date;" insert "to provide for the recordation of certain cases of certain courts;"

AMENDMENT NO. 3

On page 1, between lines 6 and 7 insert the following
"Section 1. Code of Civil Procedure Article 4918 is hereby amended and reenacted to read as follows:

Art. 4918. Record of the case; subsequent entries; justice of the peace courts; district courts with concurrent jurisdiction

When no written pleadings are required, the justice of the peace or the clerk of court shall record in a permanent book or case file the title of the case, the docket number, the name and address of all parties, a brief statement of the nature and amount of the claim, the issuance and service of citation, the defenses pleaded, motions and other pleas made, the names of witnesses who testified, a list of the documents offered at the trial, the rendition of judgment, and any appeal therefrom."

AMENDMENT NO. 4

On page 1, at the beginning of line 7, change "Section 1." to "Section 2."

AMENDMENT NO. 5

On page 2, line 1, after "records of" and before "nature" change "graphical" to "graphic"

AMENDMENT NO. 6

On page 2, at the end of line 3, after "R.S. 37:682" change the period "." to a comma ","

AMENDMENT NO. 7

On page 2, at the beginning of line 4, change "A" to "a"

AMENDMENT NO. 8

On page 2, line 14, after "not of a" and before "nature" change "graphical" to "graphic"

AMENDMENT NO. 9

On page 2, line 17, after "court" and before "destroy" change "is authorized to" to "may"

AMENDMENT NO. 10

On page 2, line 18, after "Subsection or" and before "return" delete "to"

AMENDMENT NO. 11

On page 2, at the beginning of line 28, change "may" to "shall"

AMENDMENT NO. 12

On page 3, between lines 5 and 6, insert the following:
"G. All rules adopted by the Department of State relative to retention and storage of records of public bodies shall apply to all records provided for in Subsections D and E of this Section. In addition, each clerk of court shall maintain a locally available backup copy of any record destroyed pursuant to Subsection E of this Section."

H. For purposes of Subsections D, E, F, and G of this Section the term "clerk of court" shall mean any parish clerk of court, and the register of conveyances, recorder of mortgages, and custodian of notarial records in the parish of Orleans."

AMENDMENT NO. 13

On page 3, line 6, change "Section 2." to "Section 3."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 709 by Senator Michot

AMENDMENT NO. 1

On page 1, line 2, following "(E)," and before "relative" change "and (F)," to "(F), (G) and (H),"

AMENDMENT NO. 2

On page 1, line 7, following "(E)," and before "are" change "and (F)," to "(F), (G) and (H),"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Townsend to Reengrossed Senate Bill No. 709 by Senator Michot

AMENDMENT NO. 1

On page 3, between lines 5 and 6, add the following:
"Section 3. The provisions of this Act shall not apply to French and Spanish colonial documents up to 1803 and American documents from 1803 to 1900."

AMENDMENT NO. 2

On page 3, line 6, change "Section 2" to "Section 4"

Senator Michot moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

	YEAS	
Mr. President	Dupre	Jones
Adley	Ellington	Malone
Amedee	Fields	McPherson
Bajoie	Fontenot	Michot
Barham	Gautreaux, B	Mount
Boasso	Gautreaux, N	Nevers
Boissiere	Hainkel	Schedler
Cain	Heitmeier	Smith
Cheek	Holden	Theunissen
Cravins	Hollis	Ullo
Dardenne	Irons	
Duplessis	Jackson	
Total—34		
	NAYS	
Total—0		
	ABSENT	

Chaisson	Lentini	Romero
Kostelka	Marionneaux	
Total—5		

The Chair declared the amendments proposed by the House were concurred in. Senator Michot moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 710—

BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 34:855.3(E) and (F), relative to the regulation of personal watercraft; to change the age requirement to sixteen years of age to operate a personal watercraft; to authorize a person thirteen years of age or older on August 15, 2004, until they reach the age of sixteen, to operate a personal watercraft if they have completed a boating safety education course and are accompanied by a person at least eighteen years of age; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Reengrossed Senate Bill No. 710 by Senator Ellington

AMENDMENT NO. 1

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

AMENDMENT NO. 2

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

AMENDMENT NO. 3

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

Senator Ellington moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

	YEAS	
Mr. President	Dupre	Lentini
Adley	Ellington	Marionneaux
Amedee	Fields	McPherson
Bajoie	Fontenot	Michot
Barham	Gautreaux, B	Mount
Boasso	Gautreaux, N	Nevers
Boissiere	Hainkel	Schedler
Cain	Heitmeier	Smith
Cheek	Holden	Theunissen
Cravins	Hollis	Ullo
Dardenne	Irons	
Duplessis	Jackson	
Total—34		

NAYS		
Total—0		
ABSENT		
Chaisson	Kostelka	Romero
Jones	Malone	
Total—5		

The Chair declared the amendments proposed by the House were concurred in. Senator Ellington moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 757—
BY SENATOR JONES

AN ACT

To enact R.S. 33:2862.1, relative to adjudicated property in the city of Monroe; to provide with respect to the procedure for taking possession of adjudicated property; 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. 767—
BY SENATOR HAINKEL

AN ACT

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

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

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

AMENDMENT NO. 1

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

AMENDMENT NO. 2

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

AMENDMENT NO. 3

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

Senator Hainkel moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS		
Mr. President	Dupre	Jones

Adley	Ellington	Kostelka
Amedee	Fields	Lentini
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot
Boissiere	Hainkel	Nevers
Cain	Heitmeier	Schedler
Cheek	Holden	Smith
Cravins	Hollis	Theunissen
Dardenne	Irons	Ullo
Duplessis	Jackson	
Total—35		

NAYS

Total—0

ABSENT

Chaisson	Mount
Malone	Romero
Total—4	

The Chair declared the amendments proposed by the House were concurred in. Senator Hainkel moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 772—
BY SENATORS MALONE AND JACKSON
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.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative M. Powell to Reengrossed Senate Bill No. 772 by Senators Malone and Jackson

AMENDMENT NO. 1

On page 1, line 2, after "naming" change "an auditorium;" to "school auditoriums;"

AMENDMENT NO. 2

On page 1, line 3, after "to name" change "an auditorium" to "school auditoriums"

AMENDMENT NO. 3

On page 1, at the end of line 3, delete "a former educator and" and at the beginning of line 4, delete "principal;" and insert "former principals;"

AMENDMENT NO. 4

On page 1, line 7, after "naming of" change "an auditorium" to "school auditoriums"

AMENDMENT NO. 5

On page 1, delete lines 12 through 17 and on page 2 delete lines 1 through 5 and insert in lieu thereof: "name school auditoriums in the parish in honor of any former principals."

AMENDMENT NO. 6

On page 2, below line 10, add:

Section 3. The provisions of this Act shall be effective until December 31, 2004, and shall be null and void thereafter."

Senator Malone moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Amedee	Marionneaux
Bajoie	Romero
Total—4	

The Chair declared the amendments proposed by the House were concurred in. Senator Malone moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 806 (Substitute for Senate Bill No. 158 by Senator Dupre)—

BY SENATORS DUPRE, MCPHERSON AND ULLO
A JOINT RESOLUTION

Proposing to amend Section 20(A) of Article VII of the Constitution of Louisiana, relative to the homestead exemption from ad valorem property taxes; to provide persons eligible for the homestead exemption and for the valuation of land which is the homestead; to provide for the homestead exemption for homesteads owned in indivision and for fields in which there is timber; to provide for the application of the exemption to the surviving spouse, testamentary or irrevocable trusts, usufructuaries, and to property occupied by a buyer under a bond for deed contract under certain conditions; to prohibit more than one exemption for any person; and to specify an election

for submission of the proposition to electors and provide a ballot proposition.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 806 by Senator Dupre

AMENDMENT NO. 1

On page 2, line 2, after "land" and before "with" insert "even if the land is classified and assessed at use value pursuant to Article VII, Section 18(C) of this constitution."

AMENDMENT NO. 2

On page 2, line 8, after "valuation." delete the remainder of the line and lines 9 through 15 in their entirety and insert "The same homestead"

AMENDMENT NO. 3

On page 3, line 9, change "been eligible" to "qualified"

AMENDMENT NO. 4

On page 3, line 13, after "homestead" delete the comma " ,"

AMENDMENT NO. 5

On page 3, line 14, after "usufructuary" delete the remainder of the line and insert a period " ."

AMENDMENT NO. 6

On page 3, delete lines 15 and 16 and insert "The provisions of this Subparagraph shall"

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 806 by Senator Dupre

AMENDMENT NO. 1

On page 3, line 5, change "immediately" to "immediate"

AMENDMENT NO. 2

On page 3, line 13, change "immediately" to "immediate"

AMENDMENT NO. 3

On page 4, line 20, after "spouses;" delete the remainder of the line and insert "to provide for land classified and assessed at use value;"

AMENDMENT NO. 4

On page 4, delete lines 21 and 22 in their entirety and on line 23, delete "based on such value prior to that date;"

AMENDMENT NO. 5

On page 5, line 6, after "and" and before "were" delete "they"

AMENDMENT NO. 6

On page 5, line 7, change "immediately" to "immediate"

AMENDMENT NO. 7

On page 5, line 9, after "Property" and before "no" delete "occupied by" and insert "where the usufruct has been granted to"

AMENDMENT NO. 8

On page 5, delete lines 10 and 11 in their entirety and insert the following: "who occupy the homestead and who were the immediate prior owners of the homestead."

AMENDMENT NO. 9

On page 5, line 15, after "owned" and before the comma "," delete "in indivision"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Doerge to Reengrossed Senate Bill No. 806 by Senator Dupre

AMENDMENT NO. 1

In Amendment No. 1 proposed by the House Committee on Ways and Means and adopted by the House of Representatives of May 26, 2004, at the end of line 3, change the period "." to a comma ","

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Bowler, Alario, Arnold, Gallot, Montgomery, Murray, Scalise, Townsend, and Walker to Reengrossed Senate Bill No. 806 by Senator Dupre

AMENDMENT NO. 1

On page 2, line 5, after "indivision" insert a comma "," and delete the remainder of the line

AMENDMENT NO. 2

On page 2, line 6, delete "relatives, related by adoption, or are spouses,"

AMENDMENT NO. 3

On page 2, line 18, after "indivision" insert a comma "," and delete the remainder of the line

AMENDMENT NO. 4

On page 2, line 19, delete "related by adoption, or are spouses,"

AMENDMENT NO. 5

On page 2, line 27, after "usufructuary" and before the comma "," delete "for life"

AMENDMENT NO. 6

On page 3, line 12, after "granted", delete "for the lifetime of" and insert "to"

AMENDMENT NO. 7

On page 3, line 18, after "such" delete "lifetime"

AMENDMENT NO. 8

On page 4, line 19, after "occupied by" delete the remainder of the line and insert "the owners;"

AMENDMENT NO. 9

On page 4, at the beginning of line 20, delete "spouses;"

AMENDMENT NO. 10

On page 5, line 2, after "usufructuary" and before the comma "," delete "for life"

AMENDMENT NO. 11

On page 5, line 9, delete "lifetime"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bruneau to Reengrossed Senate Bill No. 806 by Senator Dupre

AMENDMENT NO. 1

On page 2, line 24, after "spouse" insert " or a former spouse"

AMENDMENT NO. 2

On page 2, line 25, after "spouse" insert "or a former spouse"

AMENDMENT NO. 3

On page 2, line 26, after "interest" insert "or either or both of the former spouses"

AMENDMENT NO. 4

On page 5, line 4, change the period "." to a comma "," and insert "or to the former spouse when the homestead is occupied by the former spouse and title to it is in the name of either or both of the former spouses."

Motion

Senator Dupre moved that the Senate concur in the amendments returned from the House.

Senator Cain moved as a substitute motion that the Senate reject the amendments proposed by the House.

Senator Dupre objected.

ROLL CALL

The roll was called on the substitute motion with the following result:

YEAS

Bajoie	Duplessis	Marionneaux
Barham	Irons	Michot
Cain	Malone	
Total—8		

NAYS

Mr. President	Fields	Lentini
Adley	Fontenot	McPherson
Amedee	Gautreaux, B	Mount
Boasso	Gautreaux, N	Nevers
Boissiere	Hainkel	Schedler
Chaisson	Holden	Smith
Cravins	Hollis	Theunissen
Dardenne	Jackson	Ullo
Dupre	Jones	
Ellington	Kostelka	

Total—28

ABSENT

Cheek	Heitmeier	Romero
Total—3		

The Chair declared the Senate refused to reject the amendments proposed by the House.

ROLL CALL

The roll was called on the original motion to concur in the amendments proposed by the House with the following result:

YEAS

Mr. President	Fields	Kostelka
Adley	Fontenot	Lentini
Amedee	Gautreaux, B	Malone
Boasso	Gautreaux, N	Marionneaux
Boissiere	Hainkel	McPherson
Chaisson	Heitmeier	Mount
Cheek	Holden	Nevers
Cravins	Hollis	Schedler
Dardenne	Irons	Smith
Dupre	Jackson	Theunissen
Ellington	Jones	Ullo
Total—33		

NAYS

Bajoie	Cain	Michot
Barham	Duplessis	
Total—5		

ABSENT

Romero
Total—1

The Chair declared the amendments proposed by the House were concurred in. Senator Dupre moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

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

To enact R.S. 36:259(II) and 919.7 and Chapter 46-A of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2616 through 2618, relative to diabetes; to create the Louisiana Diabetes Initiatives Council in the Department of Health and Hospitals; to provide for the membership, powers, and duties of the board; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Engrossed Senate Bill No. 821 by Senator Bajoie

AMENDMENT NO. 1

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

AMENDMENT NO. 2

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

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

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

AMENDMENT NO. 3

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Dorsey to Engrossed Senate Bill No. 821 by Senator Bajoie

AMENDMENT NO. 1

On page 2, delete lines 13 through 16 in their entirety and insert the following: "Hospitals. The operations of the council shall be funded conditional upon the receipt of federal, public or private funds awarded for the purpose of diabetes research. In addition, the council may accept and expend grant and private donations from any source including but not limited to federal, state, public, and private entities to assist in carrying out its functions."

Senator Bajoie moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Hainkel	Kostelka	Romero
Total—3		

The Chair declared the amendments proposed by the House were concurred in. Senator Bajoie moved to reconsider the vote by

which the amendments were concurred in and laid the motion on the table.

Senator McPherson in the Chair

SENATE BILL NO. 831— BY SENATOR ELLINGTON

AN ACT

To authorize and provide for the sale and transfer of certain state property from the Department of Transportation and Development and from the Department of Health and Hospitals; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Engrossed Senate Bill No. 831 by Senator Ellington

AMENDMENT NO. 1

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

AMENDMENT NO. 2

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

AMENDMENT NO. 3

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

AMENDMENT NO. 4

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

AMENDMENT NO. 5

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

AMENDMENT NO. 6

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Quezairé to Engrossed Senate Bill No. 831 by Senator Ellington

AMENDMENT NO. 1

On page 4, between lines 14 and 15, insert the following: "Section 6. Notwithstanding any other law to the contrary, the secretary of the Department of Transportation and Development is hereby authorized and empowered to convey, transfer, assign, and deliver any interest, excluding mineral rights, the state may have to the following described property to Southern University:

That portion of Louisiana Highway 408 also known as Harding Boulevard lying within the Parish of East Baton Rouge and forming the entrance to Southern University from a point beginning at Control Section 255-01, Log Mile 0.000, located approximately 1.0 mile west of the intersection of Louisiana Highway 408 and U.S. Highway 61 and ending at Control Section 255-01, Log Mile 0.670 at the west end of the L&A and ICG Railroad Overpass."

AMENDMENT NO. 2

On page 4, at the beginning of line 15, change "Section 6" to "Section 7"

Senator Ellington moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Amedee, Ellington, etc.

NAYS

Total—0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists names like Hainkel, Kostelka, Romero.

The Chair declared the amendments proposed by the House were rejected. Senator Ellington moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

SENATE BILL NO. 843— BY SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 46:285(A)(2) and to enact R.S. 46:285(A)(6), relative to child protection and foster care workers; to provide that such workers shall be trained in specific legal provision; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Engrossed Senate Bill No. 843 by Senator Amedee

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 46:285(A)(6)" and before the comma, insert "and (7)"

AMENDMENT NO. 2

On page 1, line 6, after "R.S. 46:285(A)(6)" add "and (7)" and at the beginning of line 7, change "is" to "are"

AMENDMENT NO. 3

On page 2, line 5, after "R.S. 46:285(A)(6)" delete "is" and add "and (7) are"

AMENDMENT NO. 4

On page 2, between lines 11 and 12, insert the following:
 "(7) All representatives or employees of the Department of Social Services shall, at the initial time of contact with the individual subject to a child abuse and neglect investigation, advise the individual of the specific complaints or allegations made against the individual in a manner that is consistent with laws protecting the rights of the informant."

Senator Amedee moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

	YEAS	
Mr. President	Duplessis	Jones
Adley	Dupre	Lentini
Amedee	Ellington	Malone
Bajoie	Fields	Marionneaux
Barham	Fontenot	McPherson
Boasso	Gautreaux, B	Michot
Boissiere	Gautreaux, N	Mount
Cain	Heitmeier	Nevers
Chaisson	Holden	Schedler
Cheek	Hollis	Smith
Cravins	Irons	Theunissen
Dardenne	Jackson	Ullo
Total—36		
	NAYS	
Total—0		
	ABSENT	
Hainkel	Kostelka	Romero
Total—3		

The Chair declared the amendments proposed by the House were concurred in. Senator Amedee moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 873 (Substitute for Senate Bill No. 782 by Senator Lentini)—

BY SENATOR LENTINI

AN ACT

To enact 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 1299.36.7, and R.S. 37:1285(A)(32), all relative to human cloning; to provide for definitions; to prohibit the expenditure of state funds for the purpose of human cloning; to provide for penalties; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Conforming Amendments proposed by Representative Beard to Reengrossed Senate Bill No. 873 by Senator Lentini (Duplicate of H.B. No. 803)

AMENDMENT NO. 1

On page 1, line 3, change "1299.36.7," to "1299.36.8,"

AMENDMENT NO. 2

On page 1, line 4, after "definitions;" insert "to provide for exceptions;"

AMENDMENT NO. 3

On page 1, line 9, change "1299.36.7" to "1299.36.8,"

AMENDMENT NO. 4

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

"§1299.36.1. Legislative intent; findings

R.S. 40:1299.36.1 is all proposed new law.

A. In order to protect the health and welfare of the citizens of this state, it is the intent of the legislature to promote adult stem cell research that offers real cures and not illusory promises, and to ban the cloning of human embryos for the purpose of producing children as well as cloning for research, which always results in the destruction of human embryos when their stem cells are harvested.

B. The legislature finds that:

(1) The state has a compelling interest in promoting research that offers real cures and not illusory promises.

(2) The state also has a compelling interest in ensuring that human beings, at whatever stage of life, are not created for use as raw materials. Cloning for any purpose will compromise women's health, turn their eggs and wombs into commodities and factories and will lead to production of experimental human beings.

(3) Researchers in at least one country have announced the cloning of a human being at the embryonic stage of life by the process known as somatic cell nuclear transfer.

(4) A cloned human embryo, if implanted in the uterus of a female of reproductive age, can theoretically grow into a newborn baby. The outcome or purpose of cloning in this circumstance is cloning for reproduction. Conversely, a cloned human embryo may be allowed to develop only to the blastocyst stage and then harvested for its stem cells, resulting in the destruction of the cloned human embryo. The outcome or purpose of cloning in this circumstance is cloning for research.

(5) There is no scientific difference between cloning for reproduction and cloning for research. The only difference is the stated purpose for which the cloned human embryo is created. Thus, there are not two distinct scientific processes. There is only one process, human cloning, with two possible outcomes or purposes. Those outcomes or purposes are reproduction or destructive research.

(6) Cloning for research has not produced a single cure or treatment in animal models for any disease, nor has it produced any cures or treatments in human beings.

(7) Adult islet cells have already helped hundreds of patients with juvenile diabetes; this and other avenues that pose no moral problem hold enormous promise for the future.

(8) Promoting research using adult stem cells that have shown real benefits can be achieved by prohibiting cloning of human beings at the embryonic stage of life for both reproduction and destructive research. This safeguards the State's interest in protecting human life and promotes legitimate cure producing research."

AMENDMENT NO. 5

On page 1, line 17, change "§1299.36.1." to "§1299.36.2."

AMENDMENT NO. 6

On page 2, line 21, change "§1299.36.2." to "§1299.36.3."

AMENDMENT NO. 7

On page 3, line 8, change "§1299.36.3." to "§1299.36.4."

AMENDMENT NO. 8

On page 3, line 16, change "§1299.36.4." to "§1299.36.5."

AMENDMENT NO. 9

On page 3, line 18, change "R.S. 40:1299.36.2," to "R.S. 40:1299.36.3,"

AMENDMENT NO. 10

On page 3, line 22, after "entity" delete "other than an individual"

AMENDMENT NO. 11

On page 4, line 1, change "40:1299.36.2," to "40:1299.36.3,"

AMENDMENT NO. 12

On page 4, line 3, change "§1299.36.5." to "§1299.36.6."

AMENDMENT NO. 13

On page 4, line 17, change "§1299.36.6." to "§1299.36.7."

AMENDMENT NO. 14

On page 4, line 23, change "R.S. 40:1299.36.3." to "R.S. 40:1299.36.4."

AMENDMENT NO. 15

On page 4, line 26, change "§1299.36.7." to "§1299.36.8."

AMENDMENT NO. 16

On page 5, line 4, change "R.S. 40:1299.36.3." to "R.S. 40:1299.36.4."

AMENDMENT NO. 17

On page 5, at the end of line 16, change "1299.36.7." to "1299.36.8."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Beard to Reengrossed Senate Bill No. 873 by Senator Lentini

AMENDMENT NO. 1

On page 2, line 8, after "(3)" delete the remainder of the line and insert "Somatic cell"

AMENDMENT NO. 2

In House Floor Amendment No. 4 proposed by Representative Beard and adopted by the House of Representatives on June 3, 2004, on page 2, after line 17, insert the following:

"(9) In order to support therapeutic research for the treatment of diabetes, Parkinson's disease, Alzheimer's disease, heart disease, and all diseases and disorders, nothing in this Part shall restrict areas of scientific research not specifically prohibited by this statute, including invitro fertilization, the administration of fertility enhancing drugs, research in the use of nuclear transfer or other cloning techniques to produce molecules, DNA, tissues, organs, plants, or animals other than humans, or cells other than human embryos."

AMENDMENT NO. 3

On page 3, at the beginning of line 11, delete "Nothing" and insert "In order to clarify the state's interest in continuing existing research and promoting additional research to develop treatments and therapies for all diseases and disorders, including but not limited to diabetes, Parkinson's disease, Alzheimer's disease, and heart disease, nothing"

AMENDMENT NO. 4

On page 3, line 11, change "statute" to "Part"

AMENDMENT NO. 5

On page 3, line 12, change "statute" to "Part"

AMENDMENT NO. 6

On page 4, delete lines 11 through 16 in their entirety

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Beard to Reengrossed Senate Bill No. 873 by Senator Lentini

AMENDMENT NO. 1

On page 3, at the beginning of line 11, insert "A."

AMENDMENT NO. 2

On page 3, line 11, after "this" and before "shall" delete "statute" and insert "Part"

AMENDMENT NO. 3

On page 3, between lines 15 and 16, insert the following:

"B. Nothing in this Part shall restrict any person from obtaining any medical procedure, treatment, or therapy outside the state of Louisiana, nor restrict the ingress or egress of any person who has received or participated in any way in any such procedure, treatment, or therapy including those using, derived from, or in any way related to animal or human somatic cell nuclear transfer.

C. Nothing in this Part shall prohibit the importation of any medication, drug, device, or cells other than a cloned human embryo or fetus, or cells or tissues derived from a cloned human embryo or fetus."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Montgomery to Reengrossed Senate Bill No. 873 by Senator Lentini

AMENDMENT NO. 1

On page 2, delete lines 27 through 29 in their entirety

AMENDMENT NO. 2

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

AMENDMENT NO. 3

On page 4, line 22, after "Part" add a period "." and delete the remainder of the line and delete line 23 in its entirety

AMENDMENT NO. 4

On page 5, line 3, change "a cell-based therapy" to "cell-based therapies"

AMENDMENT NO. 5

On page 5, line 4, after "Part" add a period "." and delete the remainder of the line

AMENDMENT NO. 6

On page 5, between lines 16 and 17, insert the following:
 "Section 3(A). R.S. 40:1299.36.3(A)(2), (3), and (4) enacted by Act ____, which originated as House Bill 803 of the 2004 Regular Session, are hereby repealed in their entirety.

(B). The provisions of this Section shall become effective if and when any provision of the Act that originated as House Bill 803 of the 2004 Regular Session becomes law and shall supersede any conflicting provision of said Act, even if said Act was enacted last."

AMENDMENT NO. 7

On page 5, line 17, change "Section 3." to "Section 4."

Senator Lentini moved to concur in the amendments proposed by the House.

Senator Hines moved as a substitute motion that the Senate reject the amendments proposed by the House.

Senator Lentini objected.

ROLL CALL

The roll was called on the substitute motion with the following result:

YEAS

Mr. President	Dardenne	Irons
Adley	Duplessis	Jackson
Bajoie	Dupre	Jones
Barham	Ellington	Kostelka
Boasso	Fields	Marionneaux
Boissiere	Heitmeier	McPherson
Cheek	Holden	Smith
Total—21		

NAYS

Amedee	Gautreaux, N	Nevers
Cain	Hollis	Schedler
Cravins	Lentini	Theunissen
Fontenot	Malone	Ullo
Gautreaux, B	Michot	
Total—14		

ABSENT

Chaisson	Mount
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Hainkel

Romero

Total—4

The Chair declared the amendments proposed by the House were rejected. Senator Hines moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

Personal Privilege

Senator Mount asked for and obtained the floor of the Senate on a point of personal privilege, and stated she appeared as absent on the motion by Senator Hines to reject the amendments proposed by the House to Senate Bill No. 873. She had intended to vote nay on the motion. She asked that the Official Journal so state.

Senate Bills and Joint Resolutions Returned from the House of Representatives with Amendments, Subject to Call

The following Senate Bills and Joint Resolutions returned from the House of Representatives with amendments, subject to call were taken up and acted upon as follows:

Called from the Calendar

Senator Ullo asked that Senate Bill No. 51 be called from the Calendar at this time.

SENATE BILL NO. 51—

BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 17:47(C)(1)(a) and (b), relative to certification of injury or disability for certain leave for employees in the statespecial schools; to provide for sick leave for up to ninety days in certain cases; to authorize the extension of such leave beyond ninety days; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Reengrossed Senate Bill No. 51 by Senator Ullo

AMENDMENT NO. 1

On page 1, line 2, after " (a) and" delete the remainder of the line and delete lines 3 and 4 and at the beginning of line 5 delete "leave beyond ninety days;" and insert in lieu thereof the following:

"(b) and 1201(C)(1)(b), relative to sick leave for certain employees of public schools; to specify the time period required to be provided to such employees who are injured or disabled under specified circumstances; to provide relative to the extension of such time period; to provide relative to physician certification of such injury or disability; to provide an effective date;"

AMENDMENT NO. 2

On page 1, line 7, after "(b)" and before "are" insert "and 1201(C)(1)(b)"

AMENDMENT NO. 3

On page 1, at the beginning of line 11, change "C.(1)(a)" to "C.(1)(a)(i)"

AMENDMENT NO. 4

On page 1, line 14, after "to" and before "without" change "ninety days" to "one calendar year"

AMENDMENT NO. 5

On page 2, line 1, after "physician" and before "certifying" insert "selected by the employee"

AMENDMENT NO. 6

On page 2, line 2, after "the" and before "from" change "board" to "governing authority of the special school"

AMENDMENT NO. 7

On page 2, at the beginning of line 3, change "ninety days." to "one calendar year."

AMENDMENT NO. 8

On page 2, between lines 3 and 4, insert the following:

"(ii) If the governing authority of the special school questions the validity or accuracy of the physician certification provided for in Item (i) of this Subparagraph, the governing authority may require the employee to be examined by a physician selected by the governing authority. In such a case, the governing authority shall pay all costs of the examination and any tests determined to be necessary. If the physician selected by the governing authority certifies the injury or disability, the leave shall be granted. If the physician selected by the governing authority disagrees with the certificate of the physician selected by the employee, then the governing authority may require the employee to be examined by a third physician whose name appears next in the rotation of physicians on a list established by the local medical society for such purpose and maintained by the governing authority. All costs of an examination and any tests required by a third physician shall be paid by the governing authority. The opinion of the third physician shall be determinative of the issue.

(iii) The opinion of each physician consulted as provided in this Subparagraph shall be submitted to the governing authority in the form of a sworn statement which shall be subject to the provisions of R.S. 14:125."

AMENDMENT NO. 9

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

AMENDMENT NO. 10

On page 2, line 8, after "to" and before "without" change "ninety days" to "one calendar year"

AMENDMENT NO. 11

On page 2, line 12, after "physician" and before "certifying" insert "selected by the employee"

AMENDMENT NO. 12

On page 2, line 13, after "the" and before "from" change "board" to "governing authority of the special school"

AMENDMENT NO. 13

On page 2, line 14, after "beyond" change "ninety days." to "one calendar year."

AMENDMENT NO. 14

On page 2, between line 14 and 15, insert the following:

"(ii) If the governing authority of the special school questions the validity or accuracy of the physician certification provided for in Item (i) of this Subparagraph, the governing authority may require the employee to be examined by a physician selected by the governing authority. In such a case, the governing authority shall pay all costs of the examination and any tests determined to be necessary. If the physician selected by the governing authority certifies the injury or disability, the leave shall be granted. If the physician selected by the governing authority disagrees with the certificate of the physician selected by the employee, then the governing authority may require the employee to be examined by a third physician whose name appears next in the rotation of physicians on a list established by the local medical society for such purpose and maintained by the governing authority. All costs of an examination and any tests required by a third physician shall be paid by the governing authority. The opinion of the third physician shall be determinative of the issue.

(iii) The opinion of each physician consulted as provided in this Subparagraph shall be submitted to the governing authority in the form of a sworn statement which shall be subject to the provisions of R.S. 14:125."

AMENDMENT NO. 15

On page 2, after line 15, insert the following:

"§1201. Amount of sick leave; reimbursement; injury on the job
* * *
C.(1) * * *

(b)(i) Any member of the teaching staff of the public schools who while acting in his official capacity is injured or disabled as a result of physical contact with a student while providing physical assistance to a student to prevent danger or risk of injury to the student shall receive sick leave for a period up to ~~ninety days~~ one calendar year without reduction in pay and without reduction in accrued sick leave days while injured or disabled as a result of rendering such assistance. Such member of the teaching staff shall be required to present a certificate from a physician selected by the teaching staff member certifying such injury or disability. Nothing in this Subsection shall prohibit a city, ~~or~~ parish, or other local public school board from extending this period beyond ~~ninety days~~ one calendar year.

(ii) If the school board questions the validity or accuracy of the physician certification provided for in Item (i) of this Subparagraph, the board may require the teaching staff member to be examined by a physician selected by the board. In such a case, the board shall pay all costs of the examination and any tests determined to be necessary. If the physician selected by the board certifies the injury or disability, the leave shall be granted. If the physician selected by the school board disagrees with the certificate of the physician selected by the teaching staff member, then the board may require the staff member to be examined by a third physician whose name appears next in the rotation of physicians on a list established by the local medical society for such purpose and maintained by the board. All costs of an examination and any tests required by a third physician shall be paid by the board. The opinion of the third physician shall be determinative of the issue.

(iii) The opinion of each physician consulted as provided in this Subparagraph shall be submitted to the board in the form of a sworn statement which shall be subject to the provisions of R.S. 14:125.

* * *

Section 2. This Act shall become effective on July 1, 2004; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 2004, or on the day following such approval by the legislature, whichever is later."

Senator Ullo moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Table with 2 columns: Chaisson, Total—2; Romero.

The Chair declared the amendments proposed by the House were concurred in. Senator Ullo moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

Called from the Calendar

Senator Dardenne asked that Senate Bill No. 219 be called from the Calendar at this time.

SENATE BILL NO. 219— BY SENATORS DARDENNE AND BAJOIE AN ACT

To enact R.S. 46:977 and 1906(C), relative to the immunization of certain juveniles; to provide with respect to the Hepatitis B vaccine for juveniles in state custody; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Engrossed Senate Bill No. 219 by Senator Dardenne

AMENDMENT NO. 1

On page 2, line 1, change "juvenile correction centers" to "local juvenile detention facility"

AMENDMENT NO. 2

On page 2, line 8, change "juvenile correction center" to "local juvenile detention facility"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 219 by Senator Dardenne

AMENDMENT NO. 1

In House Committee Amendment No. 2 proposed by the House Committee on Health and Welfare, on line 4, change "facility" to "facilities"

Senator Dardenne moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Boissiere, Cain, Cheek, Cravins, Dardenne, Duplessis, Total—36; Dupre, Ellington, Fields, Fontenot, Gautreaux, B, Gautreaux, N, Heitmeier, Holden, Hollis, Irons, Jackson, Jones; Kostelka, Lentini, Malone, Marionneaux, McPherson, Michot, Mount, Nevers, Schedler, Smith, Theunissen, Ullo.

NAYS

Total—0

ABSENT

Table with 3 columns: Chaisson, Total—3; Hainkel, Romero.

The Chair declared the amendments proposed by the House were concurred in. Senator Dardenne moved to reconsider the vote

June 16, 2004

by which the amendments were concurred in and laid the motion on the table.

Called from the Calendar

Senator Jones asked that Senate Bill No. 432 be called from the Calendar at this time.

SENATE BILL NO. 432— BY SENATOR JONES

AN ACT

To amend and reenact R.S. 23:1141(B) and 1143(B)(1), relative to workers' compensation; to provide with respect to attorney fees in workers' compensation matters; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Labor and Industrial Relations to Engrossed Senate Bill No. 432 by Senator Jones

AMENDMENT NO. 1

On page 1, delete lines 10 through 13 and insert the following: "B. In no case shall the fees of an attorney who renders service for an employee coming under this Chapter exceed twenty percent of the first twenty thirty thousand dollars and ten percent of the part of any award in excess of twenty thirty thousand dollars."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Murray to Engrossed Senate Bill No. 432 by Senator C D Jones

AMENDMENT NO. 1

Delete the set of amendments proposed by the House Committee on Labor and Industrial Relations and adopted by the House on May 25, 2004.

Senator Jones moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Duplessis, Jones, Adley, Dupre, Kostelka, Amedee, Ellington, Lentini, Bajoié, Fields, Malone, Barham, Fontenot, Marionneau, Boasso, Gautreaux, B, McPherson, Boissiere, Gautreaux, N, Michot, Cain, Heitmeier, Mount, Chaisson, Holden, Nevers, Cheek, Hollis, Schedler, Cravins, Irons, Theunissen

Dardenne Jackson Ullo
Total—36

NAYS

Smith
Total—1

ABSENT

Hainkel
Total—2

Romero

The Chair declared the amendments proposed by the House were concurred in. Senator Jones moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

Called from the Calendar

Senator Jones asked that Senate Bill No. 579 be called from the Calendar at this time.

SENATE BILL NO. 579— BY SENATOR JONES

AN ACT

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

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Conforming Amendments proposed by Representative Lancaster to Engrossed Senate Bill No. 579 by Senator Jones (Duplicate of H.B. No. 744)

AMENDMENT NO. 1

On page 1, line 6, after "notice;" delete "to delete certain" and delete line 7 in its entirety and insert "and"

AMENDMENT NO. 2

On page 2, line 1, after "writing" delete the remainder of the line, delete line 2 in its entirety, and on line 3, delete "maintenance of such confidentiality,"

AMENDMENT NO. 3

On page 2, line 5, delete "Each determination by the secretary shall" and on line 6, delete "include his reasons for such determination."

AMENDMENT NO. 4

On page 2, line 9, delete "Such notice shall include the date" and on line 10, delete "of the secretary's determination."

AMENDMENT NO. 5

On page 2, line 12, after "redact" insert "any"

AMENDMENT NO. 6

On page 2, line 12, delete "identify or lead to the identification of" and on line 13 delete "the person with whom the department is negotiating" and insert "be detrimental to the negotiation"

AMENDMENT NO. 7

On page 2, line 17, delete "No" and insert "Under no circumstances shall"

AMENDMENT NO. 8

On page 2, line 18, after "Section" delete "shall"

AMENDMENT NO. 9

On page 2, line 19, delete the semicolon ";" after "confidentiality" and delete "however, if" and insert "unless"

AMENDMENT NO. 10

On page 2, line 22, after "Section" delete the comma "," and delete the remainder of the line and delete lines 23 through 26 in their entirety and insert a period "."

AMENDMENT NO. 11

On page 2, delete lines 27 through 29 in their entirety

AMENDMENT NO. 12

On page 3, delete lines 1 through 9 in their entirety

AMENDMENT NO. 13

On page 3, at the beginning of line 10, change "D." to "C."

AMENDMENT NO. 14

On page 3, line 11, after "permit" delete the remainder of the line and delete lines 12 and 13 in their entirety and insert a period "."

AMENDMENT NO. 15

On page 3, delete lines 14 through 21 in their entirety

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lancaster to Engrossed Senate Bill No. 579 by Senator Jones

AMENDMENT NO. 1

Delete Amendments Nos. 2 through 15 in the set of Conforming Amendments proposed by Representative Lancaster and adopted by the House of Representatives on June 8, 2004.

Senator Jones moved to concur in the amendments proposed by the House.

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	Schedler
Chaisson	Hollis	Smith
Cheek	Irons	Theunissen
Cravins	Jackson	Ullo
Dardenne	Jones	
Duplessis	Kostelka	
Total—37		

NAYS

Total—0

ABSENT

Hainkel
Total—2

Romero

The Chair declared the amendments proposed by the House were concurred in. Senator Jones moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

Senator Heitmeier in the Chair

Called from the Calendar

Senator Jones asked that Senate Bill No. 757 be called from the Calendar at this time.

SENATE BILL NO. 757—
BY SENATOR JONES

AN ACT

To enact R.S. 33:2862.1, relative to adjudicated property in the city of Monroe; to provide with respect to the procedure for taking possession of adjudicated property; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hunter to Engrossed Senate Bill No. 757 by Senator Jones

AMENDMENT NO. 1

On page 1, line 2, after "enact" and before "R.S. 33:2862.1," insert "Part III-H of Title 19 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 19:137 through 137.12 and"

AMENDMENT NO. 2

On page 1, line 2, after "property" and before "in the" insert "and expropriation of blighted or abandoned property"

AMENDMENT NO. 3

On page 1, line 2, after "Monroe;" and before "to provide" insert the following: "to provide for the applicability of 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;"

AMENDMENT NO. 4

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

"Section 1. Part III-H of Title 19 of the Louisiana Revised Statutes of 1950 comprised of R.S. 19:137 through 137.12, is hereby enacted to read as follows:

PART III-H. EXPROPRIATION OF PROPERTY BY A DECLARATION OF TAKING BY THE CITY OF MONROE

§137. Purpose

In an effort to control the rising number of abandoned or blighted properties throughout the state and to slow urban blight, the legislature finds it necessary to implement a mechanism by which the city of Monroe is empowered to more readily obtain abandoned or blighted properties. The provisions of this Part are intended to provide a means by which governing authorities may revitalize economically depressed areas by placing abandoned or blighted properties back into the economic stream of commerce through the rehabilitation of the abandoned or blighted property. The procedure created by this Part shall be in addition to any other procedure authorized by law.

§137.1. Definitions

For the purposes of this Part, unless the context clearly otherwise requires or unless otherwise defined in specific portions of this Part, the following words or phrases shall have the respective meanings:

(1) "Abandoned property" means property that is vacant or not lawfully occupied. The term "vacant or not lawfully occupied" shall include but shall not be limited to any premises which are not actually occupied by its owner, lessee, or other invitee or if occupied, without utilities, and has been left unsecured or inadequately secured from unauthorized entry to the extent that the premises could be entered and utilized by vagrants or other uninvited persons as a place of harborage or any premises which by reason of dilapidation, deterioration, state of disrepair, or other such status is otherwise detrimental to or endangers the public safety, health, or welfare.

(2) "Blighted property" means any commercial or residential premises, including a vacant lot, which has been declared vacant, uninhabitable, or hazardous by an administrative hearing officer acting pursuant to R.S. 13:2575 and 2576, or any other applicable law.

(3) "Governing authority" means the city of Monroe or any assignee thereof which is authorized by the municipality to carry out the purpose of this Part.

(4) "Notice" means the sending of written communication to a person entitled to receive notice pursuant to this Part by any of the following methods:

(a) By means of registered or certified mail, return receipt requested, to an owner at the address of the owner listed in the assessor's office for the parish in which the abandoned or blighted property is located.

(b) In the same manner as service of citation or other process as provided for in the Louisiana Code of Civil Procedure and R.S. 13:3201 et seq., whether made by a sheriff, deputy sheriff, or constable or as otherwise provided by law in any civil matters.

(c) By a duly authorized building inspector or other representative of the political subdivision, as provided by ordinance.

(d) In the event that the owners are absent or unable to be notified in accordance with Subparagraphs (4)(a) through (c) of this Section, notice may be made by publication once a week for two consecutive weeks in an official journal of the political subdivision in which the property is located.

(e) The appointment of a curator according to the Louisiana Code of Civil Procedure upon whom the notice may be mailed or served as provided for in this Paragraph.

(5) "Owner" means any person having an ownership interest in the property as shown in the conveyance records of the parish in which the property is located, including but not limited to ownership or leasehold interest.

(6) "Property" means any portion of immovable property, including servitudes, leases, rights-of-way, and other rights in or to immovable property.

§137.2. Authority to expropriate; acquisition of abandoned or blighted property prior to judgment

A. When the governing authority cannot amicably acquire property needed by the governing authority for the rehabilitation of abandoned or blighted property in order to return it to commerce, it may acquire the same by expropriation and may acquire the abandoned or blighted property prior to judgment in the trial court fixing the amount of compensation due to the owner of the abandoned or blighted property.

B. At least fifteen days prior to filing a petition for expropriation, the governing authority shall send notice to the owner of its intention to expropriate the property pursuant to this Part. The letter of notification shall also inform the owner that he shall waive all defenses to the taking except claims for compensation or damages if, within fifteen days after being served with the citation and pleading:

(1) He does not object to the taking on the grounds that it is not for a public purpose; or

(2) He fails to show that the abandoned or blighted conditions of the property have been rehabilitated and that all taxes and public liens have been paid.

C. Except for the provisions of R.S. 48:453(E), 456(A)(3) and (B), and as otherwise provided in this Part, such expropriation by the governing authority shall be conducted in the manner that the Department of Transportation and Development may expropriate property for highway purposes, as set forth in R.S. 48:441 through 460.

§137.3. Contents of petition for expropriation; place of filing

The right of expropriation granted by this Part shall be exercised in the following manner:

(1) A petition shall be filed by the governing authority in the district court of the parish in which the property to be expropriated is located.

(2) The petition shall contain a statement of the purpose for which the property is to be expropriated, a legal description of the property being expropriated, and the name of the record owner or owners.

(3) The petition shall have annexed to it the following:

(a) A certified copy of a resolution adopted by the governing authority generally authorizing the taking of abandoned or blighted property and declaring that it is necessary or useful for the purposes of this Part.

(b) An itemized statement of the amount of money estimated to be the full extent of the owner's loss for the actual taking, use, damage, or destruction, as the case may be. It shall be signed by a

qualified and licensed real estate appraiser who made the estimate and shall include the date on which the appraisal was made.

(c) A copy of the letter of notification of intention to expropriate the property, as required by R.S. 19:137.2(B), and an affidavit setting forth the efforts to notify the owner.

§137.4. Prayer of petition; ex parte order for deposit; value determination

The petition shall conclude with a prayer that the abandoned or blighted property be declared taken for the purpose of rehabilitating economically depressed property by placing it back into the economic stream of commerce. Upon presentation of the petition, the court shall issue an order directing that the amount of the appraisal be deposited in the registry of the court. Upon the deposit of the amount of the appraisal in the registry of the court, for the use and benefit of the persons entitled thereto, the clerk shall issue a receipt showing the amount deposited, the date it was deposited, the style and number of the cause, and the description of the property as contained in the petition.

§137.5. Vesting of title

Upon presentation of the receipt issued by the clerk of court, the court shall render an immediate ex parte order transferring and vesting full and complete right, title, and ownership in and to the property unto the governing authority, free and clear of all rights of all interested owners, and all such rights and interests shall be transferred to and attach to the funds on deposit. The rights and interests of all creditors shall be transferred and attach to the funds on deposit. Upon vesting of title, the governing authority may enter upon and take possession of the property.

§137.6. Notice to defendant

Upon receipt of the deposit and the ex parte order, the clerk of court shall comply with all laws governing citation as to each named defendant.

§137.7. Contesting validity of proposed taking; waiver of defenses

A. Any defendant desiring to contest and oppose the validity of the taking on the grounds that:

(1) the property taken was not expropriated for a public purpose; or

(2) the abandoned or blighted conditions of the property have been substantially rehabilitated, and all taxes and governmental liens have been paid shall file a verified response to the petition setting forth the facts forming the basis for such opposition within fifteen days after the date on which the citation was served on him or a court-appointed curator on his behalf. The pleadings setting forth the defendant's opposition shall be served pursuant to Code of Civil Procedure Article 1314. The opposition shall be tried contradictorily as a summary proceeding with preference over all other matters to the judge alone and shall be decided prior to fixing the case for trial on the compensation or damages due to the defendant.

B. The ex parte order vesting title in the governing authority shall become final upon the failure of the defendant to timely file the opposition provided in Subsection A of this Section. If the defendant files an opposition, the ex parte order becomes final upon the rendering of a judgment in favor of the governing authority on the trial of the opposition or as otherwise provided in the Code of Civil Procedure.

§137.8. Defendant's answer; requirements; delay for filing

When property is expropriated pursuant to this Part, any defendant may apply for a trial to the district court for the parish in which the property is located to determine the measure of compensation to which he is entitled, if:

(1) The defendant or owner applies for a trial within fifteen days from the date of service upon him or a curator ad hoc appointed for him, or within an extended period of time granted by the court for good cause not to exceed sixty days, otherwise it shall be conclusively presumed that the amount deposited by the governing authority is correct and the defendant or owner shall thereafter be barred from disputing the deposited amount.

(2) His answer sets forth the amount he claims, including the value of each parcel expropriated.

(3) His answer has a certificate thereon showing that a copy thereof has been served personally or by mail on all parties to the suit who have not joined in the answer.

§137.9. Encumbrances and taxes

A. Subsequent to the rendition of the ex parte order of expropriation, the governing authority shall notify all parties having any mortgage, lien, or encumbrance on the property of the pendency of the proceedings. Such notices shall be sent to all such parties as may be reasonably ascertained. Notices may be sent as provided for in R.S. 19:137.1(4). The rights and interest of all creditors shall be transferred and attached to the funds on deposit. The court shall have summary jurisdiction to rank the creditors according to law and their respective priority and order distribution of the funds.

B. The expropriated property shall be vested in the governing authority free and clear of all mortgages, liens, privileges, and encumbrances. All inscriptions for taxes, tax liens, and governmental charges shall be canceled according to law upon payment of same to the extent that the funds are available from the amount deposited into the registry of the court. When the ex parte order vesting title in the governmental authority becomes final, as provided in R.S. 19:137.7(B), the court shall order, upon ex parte motion, the Recorder of Mortgages to cancel and erase all liens, mortgages, and encumbrances affecting the expropriated property and shall also order the taxing authority to cancel and erase all taxes, tax liens, and governmental charges against the property.

§137.10. Minimum qualifications for application

No blighted property may be expropriated under the provisions of this Part unless the governing authority determines that the blighted property being expropriated is located in a federally designated census tract, as determined by the United States Bureau of the Census, in which ten percent or more of the property is blighted, as defined in this Part.

§137.11. Acquisition by third persons

The governing authority shall provide an equal opportunity for all natural or juridical persons, including but not limited to sole proprietorships, partnerships, corporations, or limited liability companies, whether for profit or nonprofit, to acquire property expropriated pursuant to the provisions of this Part when the governing authority decides to sell, convey, or otherwise dispose of any property expropriated pursuant to the provisions of this Part. Notwithstanding the foregoing provisions, the governing authority may establish a preference for the allocation of these properties to low-income families, directly or through for profit or nonprofit organizations which will have rehabilitated or constructed housing on the property.

§137.12. Sale of expropriated property

Notwithstanding any other provision of law to the contrary, the municipality may sell property acquired pursuant to this Part at public or private sale. Before any such sale may be made, the governing authority shall enact an ordinance generally approving said sales. Said ordinance shall state whether such sales shall be by public or private sale. If the ordinance states that such sales shall or may be

June 16, 2004

by private sale, the ordinance shall establish a fair and equitable policy which shall have uniform application for determining the sale price. For purposes of this Section, the sale of property acquired pursuant to this Part shall not be considered the sale of surplus property or of property owned by the municipality."

AMENDMENT NO. 5

On page 1, line 7, change "Section 1." to "Section 2."

AMENDMENT NO. 6

On page 1, line 17, change "Section 2." to "Section 3."

Senator Jones moved to reject the amendments proposed by the House.

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	Schedler
Chaisson	Hollis	Smith
Cheek	Irons	Theunissen
Cravins	Jackson	Ullo
Dardenne	Jones	
Duplessis	Kostelka	
Total—37		
	NAYS	
Total—0		
	ABSENT	
Hankel	Romero	
Total—2		

The Chair declared the amendments proposed by the House were rejected. Senator Jones moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

Called from the Calendar

Senator Bajoie asked that Senate Bill No. 411 be called from the Calendar at this time.

SENATE BILL NO. 411—
BY SENATOR BAJOIE

AN ACT

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

agency"; to provide for retroactive application; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Townsend to Engrossed Senate Bill No. 411 by Senator Bajoie

AMENDMENT NO. 1

On page 1, line 2, after "1403(A)(2)" delete "and" and insert a comma "," and after "1404" insert ", 1452 and 1453(3)"

AMENDMENT NO. 2

On page 1, line 6, after "date;" and before "and" insert "to provide for transitional youth residences;"

AMENDMENT NO. 3

On page 1, line 8, after "1403(A)(2)" delete "and" and insert a comma "," and after "1404" insert ", 1452 and 1453(3)"

AMENDMENT NO. 4

On page 2, between lines 6 and 7, insert:

* * *

§1452. Legislative intent; declaration of purpose and policy
It is the intent of the legislature to provide for the care and to protect the health, safety, and well-being of ~~transitional~~ youths in the ~~custody or formerly in the custody of the state of Louisiana who are nearing the age of majority and who, by reason of age, are unlikely to be placed with foster families for adoption.~~ The legislature recognizes that such ~~transitional~~ youth are likely to remain in need of supervision and services, even after reaching the age of majority, to assist them in making the transition from childhood foster care to independent adulthood. To that end, it is the purpose of this Chapter to establish a system of licensed facilities to care for such persons up to the age of twenty-two, to establish statewide minimum standards for the safety and well-being of the residents of such facilities, to ensure the maintenance of those standards, and to regulate conditions in these facilities through a program of licensing and inspection.

§1453. Definitions

As used in this Chapter, the following definitions shall apply unless the context clearly indicates otherwise:

* * *

(3) "Transitional youth" means a person; not less than sixteen nor older than twenty-one years of age, ~~who is either in the department's custody or was in the department's custody at the time of reaching the age of majority.~~ Nothing in this Chapter shall be construed to give the department authority or control over any person, not interdicted, who has reached the age of majority and who no longer wishes to remain in a transitional youth residence.

* * *

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jefferson to Engrossed Senate Bill No. 411 by Senator Bajoie

AMENDMENT NO. 1

On page 1, line 5, after "agency";" delete the remainder of the line and at the beginning of line 6, delete "date;"

AMENDMENT NO. 2

On page 2, delete lines 7 through 13

Senator Bajoie moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

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

The Chair declared the amendments proposed by the House were rejected. Senator Bajoie moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

Called from the Calendar

Senator Dardenne asked that Senate Bill No. 564 be called from the Calendar at this time.

SENATE BILL NO. 564—

BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 9:315.9(A)(6), 315.18(C), and 374(C) and to enact R.S. 9:315.9(A)(7), relative to child support; to provide for discretion in awarding a dependency exemption; to provide for the pro rata sharing of uncovered medical expenses in a shared custody arrangement; to provide relative to rental or mortgage note reimbursement when sole use of the home is made; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 564 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 2, immediately after "9:315.9(A)(6)" delete the comma "," and before "and" delete "315.18(C),"

AMENDMENT NO. 2

On page 1, line 3, delete "to provide for discretion in awarding a"

AMENDMENT NO. 3

On page 1, line 4, delete "dependency deduction;"

AMENDMENT NO. 4

On page 1, line 9, immediately after "9:315.9(A)(6)" delete the comma "," and before "and" delete "315.18(C),"

AMENDMENT NO. 5

On page 1, line 15, change "one hundred" to "two hundred fifty"

AMENDMENT NO. 6

On page 2, delete lines 4 through 14 in their entirety

AMENDMENT NO. 7

On page 2, line 26, after the period "." change "The" to "If the parties agreed at the time of the award of use and occupancy to defer the rental issue, the"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bowler to Engrossed Senate Bill No. 564 by Senator Dardenne

AMENDMENT NO. 1

Delete House Committee Amendment Nos. 1, 2, 3, 4 and 6 proposed by the House Committee on Civil Law and Procedure and adopted by the House of Representatives on May 26, 2004.

AMENDMENT NO. 2

On page 1, line 2, change "315.18(C)" to "315.18(B)(1)(introductory paragraph) and (C)"

AMENDMENT NO. 3

On page 1, line 3, after "9:315.9(A)(7)" and before the comma "," insert "and to repeal R.S. 9:315.18(D)"

AMENDMENT NO. 4

On page 1, line 3, delete "discretion in"

AMENDMENT NO. 5

On page 1, line 9, change "315.18(C)" to "315.18(B)(1)(introductory paragraph) and (C)"

AMENDMENT NO. 6

On page 2, delete lines 6 through 13 and insert the following:

"B.(1) The non-domiciliary party whose child support obligation ~~is equal to or greater than equals or exceeds~~ fifty percent ~~and equal to or less than seventy percent~~ of the total child support obligation shall be entitled to claim the federal and state tax dependency deductions if, after a contradictory motion, the judge finds both of the following:

* * *

~~C.~~ The non-domiciliary party whose child support obligation exceeds seventy percent of the total child support obligation shall be entitled to claim the federal and state tax dependency deductions every year if no arrearages are owed by the obligor.

~~D.~~ C. The party who receives the benefit of the exemption for such tax year shall not be considered as having received payment of a thing not due if the dependency deduction allocation is not maintained by the taxing authorities."

AMENDMENT NO. 7

On page 2, after line 28, insert the following:

"Section 2. R.S. 9:315.18(D) is hereby repealed in its entirety.

Section 3. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

Senator Dardenne moved to concur in the amendments proposed by the House.

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	Schedler
Chaisson	Holden	Smith
Cheek	Hollis	Theunissen
Cravins	Irons	Ullo
Dardenne	Jones	
Total—35		

NAYS

Total—0

ABSENT

Hainkel	Kostelka
Jackson	Romero
Total—4	

The Chair declared the amendments proposed by the House were concurred in. Senator Dardenne moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

**Senate Concurrent Resolutions
on Second Reading
Reported by Committees**

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

SENATE CONCURRENT RESOLUTION NO. 153—
BY SENATOR ROMERO

A CONCURRENT RESOLUTION

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

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Original Senate Concurrent Resolution No. 153 by Senator Romero

AMENDMENT NO. 1

On page 1, line 7, change "grounds" to "ground"

AMENDMENT NO. 2

On page 1, line 8, change "this" to "his"

AMENDMENT NO. 3

On page 1, line 12, after "provides" delete the remainder of the line, and insert ", in part, that when the owner of"

AMENDMENT NO. 4

On page 2, line 19, after "Article 493" delete the remainder of the line, and delete lines 20 and 21, and insert ", (Unwanted Constructions, Section 116.5, Louisiana Practice: Civil Law of Property); and"

AMENDMENT NO. 5

On page 3, line 30, delete "for the" and insert "set forth"

On motion of Senator Malone, the committee amendment was adopted.

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

**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 Fields asked that Senate Bill No. 739 be called from the Calendar at this time.

SENATE BILL NO. 739—
BY SENATOR FIELDS

AN ACT

To amend and reenact R.S. 27:93(A)(1) and R.S. 46:4, and to enact R.S. 27:93(A)(9), relative to the Louisiana Riverboat Economic Development and Gaming Control Act; to provide with respect to admission fees for riverboats in East Baton Rouge Parish; to provide for allocation of funds derived from additional riverboat boarding fees; and to provide for related matters.

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

Senator Bajoie in the Chair
House Concurrent Resolutions
on Second Reading
Reported by Committees

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

HOUSE CONCURRENT RESOLUTION NO. 218—
BY REPRESENTATIVES RICHMOND AND DORSEY
A CONCURRENT RESOLUTION

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

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Concurrent Resolution No. 218 by Representative Richmond

AMENDMENT NO. 1

On page 3, between lines 3 and 4, insert the following:
"(15) A member of the Crime Victims Reparations Board, appointed by the board's chairman."

AMENDMENT NO. 2

On page 3, delete lines 14 and 15

AMENDMENT NO. 3

On page 3, line 16, change "(3)" to "(2)" and on line 18, change "(4)" to "(3)" and on line 20, change "(5)" to "(4)"

AMENDMENT NO. 4

On page 3, delete lines 22 through 24 and insert the following:
"(5) Request that the POST Council develop in-service domestic violence training that would be provided to current law enforcement officers within the Fiscal Year 2005-2006. The financial cost of

offering such training shall be subject to the appropriation of funds for such purpose in the appropriations for Fiscal Year 2005-2006."

On motion of Senator Marionneaux, the committee amendment was adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Romero
Total—1

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

HOUSE CONCURRENT RESOLUTION NO. 263—
BY REPRESENTATIVE DOWNS
A CONCURRENT RESOLUTION

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

Reported favorably by the Committee on Education.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Lentini	Romero	Schedler
Total—3		

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

**HOUSE CONCURRENT RESOLUTION NO. 273—
BY REPRESENTATIVE DORSEY**

A CONCURRENT RESOLUTION

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

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Engrossed House Concurrent Resolution No. 273 by Representative Dorsey

AMENDMENT NO. 1

On page 1, line 4, after "punishment" insert "when immunity is provided for any crimes confessed"

AMENDMENT NO. 2

On page 1, line 21, after "penalty" insert ", provided that any person who is medicated shall be immune from prosecution for any crimes to which he confesses as a result of the use of such medication other than those for which he has already been convicted,"

AMENDMENT NO. 3

On page 1, line 22, after "confessions" insert "under such circumstances"

AMENDMENT NO. 4

On page 2, between lines 2 and 3, insert the following:

"BE IT FURTHER RESOLVED that any opinion issued by the attorney general shall be transmitted to the members of the Senate Committee on Judiciary B and the House Committee on the Administration of Criminal Justice when the opinion is transmitted to the department."

On motion of Senator Marionneaux, the committee amendment was adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Boasso	Lentini	Romero
Total—3		

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

**HOUSE CONCURRENT RESOLUTION NO. 295—
BY REPRESENTATIVE TRICHE**

A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections, public safety services, to enforce all provisions of R.S. 14:102.19 (the crime of hog and canine fighting as enacted in Act 111 of the 2004 Regular Session) and to also investigate whether illegal gambling is taking place at hog dog rodeo events and to urge and request that the attorney general, pursuant to the powers and duties conferred in the constitution of this state, in

the interest of the state, ensure that the provisions of Act 111 are enforced and that violators are prosecuted.

Reported favorably by the Committee on Judiciary C.

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

HOUSE CONCURRENT RESOLUTION NO. 296—
BY REPRESENTATIVE WRIGHT

A CONCURRENT RESOLUTION

To urge and request the Board of Regents, in collaboration with the postsecondary education management boards, to study issues relative to the admission of students into the clinical portion of nurse training programs offered at public postsecondary education institutions and to submit a written report of its findings and recommendations to the House Committee on Education and the Senate Committee on Education prior to the beginning of the 2005 Regular Session.

Reported favorably by the Committee on Education.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Cravins	Lentini	Romero
Total—3		

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

HOUSE CONCURRENT RESOLUTION NO. 298—
BY REPRESENTATIVE CRANE

A CONCURRENT RESOLUTION

To urge and request the public postsecondary education management boards to use the authority granted each of them by R.S. 17:3351(A)(5)(b)(i) and establish, by not later than the Fall semester of the 2005-2006 academic year, tuition and mandatory

attendance fee amounts applicable to nonresident students at institutions under their respective supervision and management that at least equal the average amount of annual tuition and mandatory attendance fees for the ensuing fiscal year applicable to nonresident students at institutions in states comprising the Southern Regional Education Board, excluding Louisiana, which are in the same category as established by the Southern Regional Education Board.

Reported favorably by the Committee on Education.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Cravins	Hainkel	Romero
Total—3		

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

HOUSE CONCURRENT RESOLUTION NO. 307—
BY REPRESENTATIVE CROWE

A CONCURRENT RESOLUTION

To urge and request the Federal Court to reconsider its decision in the *Henderson v. Stalder* case regarding issuance of special prestige license plates and to lift the court-ordered injunction prohibiting the office of motor vehicles from issuing special prestige license plates to new applicants.

Reported favorably by the Committee on Transportation, Highways, and Public Works.

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

ROLL CALL

The roll was called with the following result:

	YEAS	
Mr. President	Duplessis	Kostelka
Adley	Dupre	Malone
Amedee	Ellington	Marionneaux
Bajoie	Fields	McPherson
Barham	Fontenot	Michot
Boasso	Gautreaux, B	Mount
Boissiere	Gautreaux, N	Nevers
Cain	Hainkel	Schedler
Chaisson	Hollis	Smith
Cheek	Irons	Theunissen
Cravins	Jackson	Ullo
Dardenne	Jones	
Total—35		
	NAYS	
Holden		
Total—1		
	ABSENT	
Heitmeier	Lentini	Romero
Total—3		

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

House Bills and Joint Resolutions on Third Reading and Final Passage

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

**HOUSE BILL NO. 1260—
BY REPRESENTATIVE CAZAYOUX
AN ACT**

To enact R.S. 32:200 and 300.2, relative to motor vehicles; to prohibit the operation of certain motor scooters on sidewalks; to provide for certain exceptions; to provide relative to electric personal assistive mobility devices; to provide relative to the operation of such devices; and to provide for related matters.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Reengrossed House Bill No. 1260 by Representative Cazayoux

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Transportation, Highways and Public Works and adopted by the Senate on June 11, 2004, on page 1, line 6, after "circumstances;" insert the following:

"to require the use of helmets during the operation of motor scooters for certain operators;"

AMENDMENT NO. 2

On page 1, at the beginning of line 10, add "A."

AMENDMENT NO. 3

On page 1, between lines 12 and 13, insert the following:

"B. With regard to any motor scooter used pursuant to Subsection A of this Section, no parent, guardian, or person with legal responsibility for the safety and welfare of a child shall knowingly allow such child under the age of eighteen to operate or ride as a passenger on a motor scooter without wearing an approved helmet of good fit fastened securely upon the head with the straps of the helmet.

C. Notice shall be provided in accordance with the following provisions:

(1) A person regularly engaged in the business of selling or renting motor scooters shall post a sign stating the following: "Louisiana law requires a motor scooter operator or passenger under the age of eighteen years to wear a helmet when riding a motor scooter."

(2) The sign must be at least twenty-four inches in length and twelve inches in width. The lettering on the sign must be at least one inch in height. The sign must be posted conspicuously so that it is clearly visible to all persons buying or renting motor scooters.

D. The issuance of a citation for a violation of this Section shall not be prima facie evidence of negligence. The comparative negligence statutes of Louisiana shall apply in these cases as in all other cases of negligence."

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments Sent Up

Senator Dupre sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dupre to Reengrossed House Bill No. 1260 by Representative Cazayoux

AMENDMENT NO. 1

On page 1, line 8, after "sidewalks" delete the remainder of the line and insert "or residential streets"

AMENDMENT NO. 2

On page 1, line 12, after "sidewalk" delete the remainder of the line and insert "or residential street within its jurisdiction. The provisions of this Section with respect to the operation of a motor scooter on a residential street shall only apply to a residential street with a speed limit of twenty-five miles per hour or less."

Senator Dupre moved adoption of the amendments.

Senator Marionneaux objected.

ROLL CALL

The roll was called with the following result:

YEAS

Boasso	Duplessis	Holden
Boissiere	Dupre	Jones
Chaisson	Gautreaux, B	Kostelka
Total—9		

NAYS

Adley	Fontenot	Michot
Amedee	Gautreaux, N	Mount
Bajoie	Hainkel	Nevers
Barham	Heitmeier	Schedler
Cheek	Hollis	Smith
Dardenne	Lentini	Theunissen
Ellington	Malone	Ullo
Fields	Marionneaux	
Total—23		

ABSENT

Mr. President	Irons	Romero
Cain	Jackson	
Cravins	McPherson	
Total—7		

The Chair declared the amendments were rejected.

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

NAYS

Total—0

ABSENT

Cain	Cravins	Romero
Total—3		

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.

HOUSE BILL NO. 1297—

BY REPRESENTATIVES TOWNSEND AND CAZAYOUX
AN ACT

To amend and reenact R.S. 1:13 and R.S. 13:3712(A) and to enact R.S. 24:177, all relative to interpretation of laws; to specifically provide that certain elements of a bill are not law; to provide with respect to audio and video recordings of legislative proceedings; to provide with respect to legislative intent; to define the extent to which certain elements of a bill are considered to determine legislative intent; and to provide for related matters.

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

HOUSE BILL NO. 1580—

BY REPRESENTATIVE BAYLOR
AN ACT

To enact R.S. 32:143.2, relative to highways; to prohibit the blocking of private driveways, highways, and public rights-of-way under certain circumstances; to provide relative to penalties; and to provide for related matters.

Floor Amendments Sent Up

Senator Fields sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fields to Reengrossed House Bill No. 1580 by Representative Baylor

AMENDMENT NO. 1

On page 1, after line 16 insert the following:

“C. The provisions of this Section shall be null and void and cease to have effect as of July 1, 2005.”

On motion of Senator Fields, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Ellington	Lentini
Amedee	Fontenot	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Hainkel	Michot
Chaisson	Heitmeier	Nevers
Cravins	Holden	Schedler
Dupre	Hollis	Smith
Total—21		

	NAYS	
Bajoie	Gautreaux, N	Mount
Cain	Irons	Theunissen
Dardenne	Jackson	Ullo
Duplessis	Kostelka	
Fields	Malone	
Total—13		
	ABSENT	
Mr. President	Cheek	Romero
Boissiere	Jones	
Total—5		

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

HOUSE BILL NO. 1657—
BY REPRESENTATIVE DARTEZ
AN ACT

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

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

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

AMENDMENT NO. 1

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

On motion of Senator Marionneaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

	YEAS	
Adley	Dupre	Lentini
Amedee	Ellington	Malone

Bajoie	Fontenot	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot
Cain	Hainkel	Mount
Chaisson	Holden	Nevers
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Kostelka	Ullo
Total—33		

NAYS

Fields	Jones
Total—2	

ABSENT

Mr. President	Heitmeier
Boissiere	Romero
Total—4	

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

Mr. President in the Chair

HOUSE BILL NO. 377—
BY REPRESENTATIVE DAMICO
AN ACT

To amend and reenact R.S. 30:2054(B)(8) and R.S. 32:1306(C)(3), relative to motor vehicle emissions inspections; to provide for the powers and duties of the secretary of the Department of Environmental Quality; to provide for fees for vehicle inspections; to provide for disposition of funds; and to provide for related matters.

Floor Amendments Sent Up

Senator Fontenot sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fontenot to Reengrossed House Bill No. 377 by Representative Damico

AMENDMENT NO. 1

Delete Senate Committee Amendment Nos. 2 and 3 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 14, 2004.

AMENDMENT NO. 2

On page 2, delete lines 12 through 29, and on page 3, delete lines 1 through 6, and insert:

"(3)(a) In order to provide funds for motor vehicle inspections in parishes and municipalities that have been placed on the nonattainment list for ozone standards and classified as "serious" or worse by the United States Environmental Protection Agency ~~as of June 30, 1999, the following additional charges shall be added to inspections and distributed as follows, as follows:~~

(I) An additional three dollars shall be charged for each inspection ~~between July 1, 1999 and December 31, 1999~~ in parishes

and municipalities that have been placed on such nonattainment list. Between July 1, 1999 and December 31, 1999, The motor vehicle inspection station shall retain the entire three two dollars of such charge for implementation and performance of the automobile inspection and maintenance program (I/M) established pursuant to the provisions of R.S. 30:2054(B)(8). In the affected parishes, the motor vehicle inspection stations that perform inspection and maintenance requirements shall begin collecting the additional three dollar fee on July 1, 1999, to cover the costs of purchasing new equipment and additional labor required by the I/M program.

(b) After December 31, 1999, the department may by rule reduce the fee provided for in this Paragraph to an amount less than three dollars for each inspection and provide that up to One dollar of the such additional dollars charged may charge shall be transferred to the Louisiana Department of Environmental Quality to implement the inspection and maintenance program established pursuant to R.S. 30:2054(B)(8). The rules may further provide that up to two dollars of the additional dollars may be retained by the operator of the motor vehicle inspection station in the affected parishes that perform I/M requirements to cover the cost of the additional equipment and labor.

(ii) Another additional charge of eighty cents shall be charged for all inspections in the state until July 1, 2005, including inspections within the parishes and municipalities on such nonattainment list.

(aa) Eighty percent of such additional charge shall be appropriated for the motor vehicle inspection stations in parishes and municipalities that have been placed on such nonattainment list to be distributed on a proportional basis as determined by the department.

(bb) Twenty percent of such additional charge shall be transferred to the Louisiana Department of Environmental Quality to implement the inspection and maintenance program."

Senator Fontenot moved adoption of the amendments.

Senator Malone objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Jones
Amedee	Fontenot	Marionneaux
Chaisson	Gautreaux, N	Mount
Dardenne	Heitmeier	Nevers
Duplessis	Holden	Theunissen
Dupre	Hollis	
Total—17		

NAYS

Adley	Gautreaux, B	Michot
Barham	Hainkel	Schedler
Boasso	Kostelka	Smith
Cain	Lentini	Ullo
Fields	Malone	
Total—14		

ABSENT

Bajoie	Cravins	McPherson
Boissiere	Irons	Romero
Cheek	Jackson	

Total—8

The Chair declared the amendments were adopted.

Floor Amendments Sent Up

Senator Barham sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Barham to Reengrossed House Bill No. 377 by Representative Damico

AMENDMENT NO. 1

Delete all Senate Floor Amendments proposed by Senator Fontenot and adopted by the Senate on June 16, 2004.

AMENDMENT NO. 2

Delete all Senate Committee Amendments proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 14, 2004.

Senator Barham moved adoption of the amendments.

Senator Amedee objected.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Ellington	McPherson
Barham	Gautreaux, B	Michot
Boasso	Hainkel	Mount
Boissiere	Heitmeier	Nevers
Cain	Hollis	Schedler
Cheek	Irons	Smith
Cravins	Jackson	Theunissen
Dardenne	Jones	Ullo
Duplessis	Kostelka	
Dupre	Malone	
Total—28		

NAYS

Mr. President	Fields	Holden
Amedee	Fontenot	Marionneaux
Chaisson	Gautreaux, N	
Total—8		

ABSENT

Bajoie	Lentini	Romero
Total—3		

The Chair declared 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	Dupre	Malone
Adley	Ellington	McPherson
Bajoie	Fontenot	Michot
Barham	Gautreaux, B	Mount
Boasso	Heitmeier	Nevers
Chaisson	Holden	Schedler
Cheek	Hollis	Smith
Dardenne	Irons	Theunissen
Duplessis	Jackson	
Total—26		

NAYS

Amedee	Gautreaux, N	Ullo
Cain	Kostelka	

Fields	Marionneaux	
Total—7		

ABSENT

Boissiere	Hainkel	Lentini
Cravins	Jones	Romero
Total—6		

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.

HOUSE BILL NO. 777—

BY REPRESENTATIVES HAMMETT, HILL, KENNEY, MONTGOMERY, TOWNSEND, FRITH, AND FUTRELL
A JOINT RESOLUTION

Proposing to amend Article VII, Section 4(C) of the Constitution of Louisiana, to prohibit the taxation of motor fuel, gasoline, or certain diesel fuel by a political subdivision of the state; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

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

Senator Ellington in the Chair

HOUSE BILL NO. 1062—

BY REPRESENTATIVES SALTER, ALEXANDER, BADON, CRANE, DOWNS, FANNIN, HONEY, KENNEY, M. POWELL, T. POWELL, RITCHIE, JANE SMITH, AND TRAHAN
AN ACT

To enact R.S. 17:3351.11, to authorize the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to impose specific tuition and attendance fee amounts for students attending the Louisiana State University Health Sciences Centers; to provide for fee amounts; to provide for waivers for certain students; and to provide for related matters.

Floor Amendments Sent Up

Senator Hines sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hines to Engrossed House Bill No. 1062 by Representative Salter

AMENDMENT NO. 1

On page 1, line 2, after "enact R.S. 17:" insert "3351(A)(5)(d),"

AMENDMENT NO. 2

On page 1, line 6, after "students;" insert the following: "to authorize the public postsecondary education management boards to impose an operational fee for students attending institutions under the management and supervision of each board; to provide relative to waivers for certain students; to provide for the disposition of certain excess fees;"

AMENDMENT NO. 3

On page 1, line 8, after "Section 1. R.S. 17:" insert "3351(A)(5)(d),"

AMENDMENT NO. 4

On page 1, between lines 8 and 9, insert the following:

"§3351. General powers, duties, and functions of college and university boards

A. Subject only to the powers of the Board of Regents specifically enumerated in Article VIII, Section 5 of the Constitution of Louisiana, and as otherwise provided by law, each postsecondary system management board as a body corporate shall have authority to exercise power necessary to supervise and manage the institutions of postsecondary education under its control, including but not limited to the following:

- * * *
- (5) * * *

(d)(i) In accordance with Article VII, Section 2.1 of the Constitution of Louisiana, each management board may provide for the assessment of an operational fee at each institution under its management and supervision in an amount not to exceed four percent of the total mandatory tuition and fee amount in effect for each institution on August 15, 2004.

(ii) The authority granted each management board by this Subparagraph to impose an operational fee shall include the authority to establish proportional amounts applicable to part-time students and to students enrolled for summer and intersession terms.

(iii) The fee shall not be a cost that is payable by the state on behalf of any student who is a recipient of an award under the Tuition Opportunity Program for Students.

(iv) The fee shall be in addition to any other tuition or attendance fees and charges established by the board, and the fee shall be paid by all students. However, the boards shall establish criteria for waiving the fee in cases of financial hardship as determined by each board. Information relative to such waivers and the criteria and procedures for obtaining a waiver shall be made available to all prospective students in a timely manner such that each student is informed of the availability of a waiver prior to the student making a final decision concerning attendance at any institution under the management and supervision of the board.

(v) At any postsecondary institution, any excess of revenue resulting from the imposition of an operational fee as authorized in

this Subparagraph over mandated costs applicable to the institution in any fiscal year shall be used by the institution solely for the enhancement of any instructional programs and may not be used to pay the salary of any university or university system administrator as is provided for the use of the academic excellence fee.

* * *

Senator Hines moved adoption of the amendments.

Senator Hainkel objected.

ROLL CALL

The roll was called with the following result:

YEAS		
Mr. President	Dardenne	Irons
Adley	Duplessis	Kostelka
Amedee	Dupre	McPherson
Bajoie	Ellington	Michot
Barham	Gautreaux, B	Mount
Boasso	Gautreaux, N	Nevers
Boissiere	Heitmeier	Smith
Chaisson	Holden	Theunissen
Cheek	Hollis	
Total—26		
NAYS		
Cain	Hainkel	Malone
Fields	Jackson	Schedler
Total—6		
ABSENT		
Cravins	Lentini	Ullo
Fontenot	Marionneau	
Jones	Romero	
Total—7		

The Chair declared the amendments were adopted.

Personal Privilege

Senator Irons asked for and obtained the floor of the Senate on a point of personal privilege, and stated she had voted in error on the amendment by Senator Hines to House Bill No. 1062. She voted yea on the amendment and had intended to vote nay. She asked that the Official Journal so state.

Floor Amendments Sent Up

Senator Ullo sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ullo to Engrossed House Bill No. 1062 by Representative Salter

AMENDMENT NO. 1

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Education and adopted by the Senate on June 11,

2004, on line 23 thereof, before the period "." insert "or the University of New Orleans"

On motion of Senator Ullo, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS		
Mr. President	Dupre	Jones
Adley	Ellington	Kostelka
Bajoie	Fontenot	McPherson
Barham	Gautreaux, B	Michot
Boasso	Gautreaux, N	Mount
Chaisson	Heitmeier	Nevers
Cheek	Holden	Smith
Dardenne	Hollis	Theunissen
Duplessis	Irons	Ullo
Total—27		
NAYS		
Cain	Hainkel	Malone
Fields	Jackson	Schedler
Total—6		
ABSENT		
Amedee	Cravins	Marionneau
Boissiere	Lentini	Romero
Total—6		

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

HOUSE BILL NO. 1108—

BY REPRESENTATIVE ERDEY

AN ACT

To amend and reenact R.S. 47:1907(A)(1), relative to annual compensation of tax assessors; to provide for alternative population data for establishing the maximum compensation rate; to provide for the compensation in parishes with a population of four hundred thousand or more; and to provide for related matters.

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	Dupre	Kostelka
Adley	Ellington	Malone
Amedee	Fields	McPherson

June 16, 2004

Bajoie	Fontenot	Michot
Barham	Gautreaux, N	Mount
Boasso	Heitmeier	Nevers
Boissiere	Holden	Smith
Cain	Hollis	Theunissen
Chaisson	Irons	Ullo
Cheek	Jackson	
Duplessis	Jones	
Total—31		

NAYS

Hainkel
Total—1

ABSENT

Cravins	Lentini	Schedler
Dardenne	Marionneau	
Gautreaux, B	Romero	
Total—7		

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.

Personal Privilege

Senator B. Gautreaux asked for and obtained the floor of the Senate on a point of personal privilege, and stated he appeared as absent on the vote on House Bill No. 1108. He had intended to vote yea on the bill. He asked that the Official Journal so state.

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

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Malone
Adley	Fields	Marionneau
Amedee	Fontenot	McPherson
Bajoie	Gautreaux, B	Michot
Barham	Gautreaux, N	Mount
Boasso	Hainkel	Nevers
Cain	Heitmeier	Schedler
Chaisson	Holden	Smith
Cheek	Hollis	Theunissen
Dardenne	Jackson	Ullo

Duplessis	Jones
Dupre	Kostelka
Total—34	
	NAYS
Total—0	
	ABSENT

Boissiere	Irons	Romero
Cravins	Lentini	
Total—5		

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

Rules Suspended

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

**Privilege Report of the
Legislative Bureau**

June 16, 2004

To the President and Members of the Senate:

I am directed by your Legislative Bureau to submit the following report:

The following bills are approved as to construction and duplication.

HOUSE BILL NO. 488—
BY REPRESENTATIVE LAFLEUR
AN ACT

To amend and reenact R.S. 44:20(B) and to enact R.S. 44:20(C), relative to the recordation of discharge records from the armed forces; to provide for exemption of certain military discharge records from the public records law; to provide for release of certain military discharge records to the veteran and certain other persons; to provide for the limited release of other military discharge records; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 507—
BY REPRESENTATIVES MARCHAND AND MURRAY
AN ACT

To amend and reenact R.S. 13:2500(C) and to enact R.S. 33:4881, relative to Orleans Parish; to provide with respect to the powers of judges of the Municipal Court of New Orleans; to increase the monetary penalty which may be imposed for the violation of a municipal ordinance; to provide with respect to maximum penalties that can be imposed by ordinance in Orleans Parish; to authorize the governing authority for the parish of Orleans to provide for a fine and a sentence of imprisonment for violation of any ordinance prohibiting the dumping of trash and other substances; to provide with respect to such substances; to

specify those places where dumping may be so penalized; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 510—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To enact R.S. 18:1505.2(Q), relative to campaign contribution limits; to provide for certain limitations on contributions to candidates and political committees participating in the election of the commissioner of insurance from certain legal persons under the jurisdiction of the Department of Insurance; to provide for certain limitations on contributions to candidates and political committees participating in the election of a public service commissioner from certain legal persons under the jurisdiction of the Public Service Commission; to prohibit such persons from compelling or coercing contributions from others; to provide for penalties for persons who violate these provisions; and to prohibit candidates and political committees participating in the election of a public service commissioner or the commissioner of insurance from accepting contributions in violation of these provisions; to prohibit such candidates and political committees from compelling or coercing contributions from others; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 554—
BY REPRESENTATIVE PINAC
AN ACT

To enact R.S. 9:3527(C)(2), relative to consumer credit delinquency charges; to provide for determination of delinquency; to prohibit the collection of delinquency charges in certain instances; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1030—
BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 45:844.11, 844.13(A), and 844.14(A)(2) and (4) and (C) and to enact R.S. 45:844.12(6) and (7) and 844.16, relative to Telephonic Solicitation Relief Act; to provide for use of the Federal Do Not Call Registry in combination with the state "do not call" listing; to provide for definitions; to provide regarding registration, application, and bonding; to provide for fees; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1215—
BY REPRESENTATIVES LAFLEUR AND CAZAYOUX
AN ACT

To amend and reenact R.S. 42:1157(A)(4) and to enact R.S. 42:1114.2, relative to ethics; to require the disclosure of certain expenditures of certain persons having or seeking certain relationships with a state or statewide public retirement system; to provide for enforcement; to provide for penalties; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1327—
BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 17:2354(F), relative to anatomical gifts; to provide for the manner in which a gift may be made; to correct a statutory reference; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1331—
BY REPRESENTATIVE PINAC
AN ACT

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

Reported without amendments.

HOUSE BILL NO. 1489—
BY REPRESENTATIVE JOHNS
AN ACT

To enact R.S. 6:966.1, relative to default remedies; to provide for a notice of repossession; to provide for contents of the notice; to provide for fees; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1627—
BY REPRESENTATIVE MARCHAND
AN ACT

To enact R.S. 40:1299.25, relative to lead poisoning prevention and control; to provide for the identification of high-risk areas by the Department of Health and Hospitals; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1725 (Substitute for House Bill No. 323 by Representative Pinac)—

BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 6:969.37, relative to the Louisiana Motor Vehicle Sales Finance Act; to provide relative to licensing for consumer loans and consumer credit sales; to provide for hearings; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
ARTHUR J. "ART" LENTINI
Chairman

Adoption of Legislative Bureau Report

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

Messages from the House

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

Message from the House

HOUSE CONFEREES APPOINTED

June 16, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 849 by Representative Farrar:

Representatives Farrar, Pierre and Townsend.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 16, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 1560 by Representative Crowe:

Representatives Crowe, Pierre and Beard.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 16, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 616 by Senator Chaisson:

Representatives Martiny, Wooton and Murray.

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 16, 2004

To the Honorable President and Members of the Senate:

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

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

Message from the House

**PASSED SENATE BILLS AND
JOINT RESOLUTIONS**

June 16, 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 the following Senate Bills and Joint Resolutions:

SENATE BILL NO. 594—
BY SENATOR BAJOE
AN ACT

To enact Part IX of Chapter 4 of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:571.61, relative to post-release facilities; to provide for a pilot program in the Department of Public Safety and Corrections; to provide for the duties of the department; to provide for reports; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 603—
BY SENATOR MCPHERSON
AN ACT

To amend and reenact R.S. 46:2136.2(F), relative to Domestic Abuse Assistance, to provide for the Louisiana Protective Order Registry; to provide for release of information from the Protective Order Registry to the Department of Health and Hospitals, bureau of protective services, the Governor's Office of Elderly Affairs, elderly protective services, and the office of the attorney general; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 662—

BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 40:964(Schedule III)(D)(3) and (4), relative to classification of controlled dangerous substances; to substitute hydrocodone for dihydrocodeinone as a Schedule III controlled dangerous substance; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 10—

BY SENATOR DUPRE

AN ACT

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

Reported without amendments.

SENATE BILL NO. 57—

BY SENATOR HOLDEN

AN ACT

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

Reported without amendments.

SENATE BILL NO. 70—

BY SENATOR THEUNISSEN

AN ACT

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

Reported without amendments.

SENATE BILL NO. 744—

BY SENATOR FIELDS

AN ACT

To amend and reenact R.S. 16:11(A)(2), relative to the annual salary of assistant district attorneys payable by the state; to authorize certain district attorneys to reallocate the total amount fixed for the annual salary of their assistant district attorneys; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 778—

BY SENATORS BARHAM AND DARDENNE

AN ACT

To amend and reenact R.S. 11:515(3), 826, 1165, 1168, and 1303, relative to certain public retirement systems; to require approval of the annual operating budgets of certain public retirement systems by the Joint Legislative Committee on the Budget; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 770—

BY SENATOR FIELDS

AN ACT

To enact R.S. 17:1519.2(B)(1)(i), relative to University Medical Center in Baton Rouge; to provide for the establishment of such an entity; and to provide for related matters.

Reported without amendments.

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(A)(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.

Reported without 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 without amendments.

SENATE BILL NO. 157—

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

AN ACT

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

Reported with amendments.

SENATE BILL NO. 408—

BY SENATOR BAJOIE

AN ACT

To enact R.S. 36: 259(II) and 919.7 and Part LXI of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.231 through 1300.233, relative to women's health; to create the Women's Health Commission; to provide for the membership, filling of vacancies, meetings,

compensation, domicile, election of officers, powers and duties, and termination; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 477—
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 40:962.1.1(A), relative to possession of ephedrine, pseudoephedrine, or phenylpropanolamine or their salts, optical isomers and salts of optical isomers; to redefine the crime relative to the amount of such substances; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 415—
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 33:2493(C)(1), and to repeal R.S. 33:2493(C)(2), relative to civil service; to provide with respect to fire and police civil service for municipalities between 13,000 and 250,000; to remove the requirement that any applicant admitted to a civil service test for a position above entry level be a qualified elector of the state of Louisiana; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 702—
BY SENATOR HAINKEL

AN ACT

To enact R.S. 43:19.1, relative to official records; to permit certain records to be made accessible on the official Internet web site or portal of the Louisiana State Legislature; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 427—
BY SENATOR JONES

AN ACT

To enact R.S. 49:149.18, relative to public buildings; to provide for naming of state buildings; to require that all names for state public buildings be confirmed by the Senate; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 657—
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 functions; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 653—
BY SENATOR JONES

AN ACT

To amend and reenact R.S. 44:4.1(B)(31), and to enact R.S. 47:1508(B)(20) and R.S. 51:936(C) and (D), relative to the Department of Economic Development; to provide for cooperation between the Department of Economic Development and other state agencies; to authorize the department to obtain certain information in the possession of any state agency; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 177—
BY SENATOR HAINKEL

AN ACT

To amend and reenact Chapters 8 and 9 of Title II of Book III of the Civil Code, to be comprised of Articles 1734 through 1743, and 1744 through 1751, relative to donations; to provide relative to donation made inter vivos in contemplation of marriage by third persons; to provide relative to interspousal donation; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 829—
BY SENATORS THEUNISSEN AND MOUNT

AN ACT

To enact R.S. 11:413(15)(a), (b), and (c), relative to the Louisiana State Employees' Retirement System; to provide with respect to membership in the Louisiana State Employees' Retirement System for any political subdivision whose creation is authorized pursuant to R.S. 33:4710.2(A)(1) with a parish wide jurisdiction in a parish with a population of not less than one hundred eighty thousand or more than one hundred eighty-five thousand according to the latest federal decennial census; to provide that employees of any political subdivision created by state law with a parish wide jurisdiction in a parish with a population of not less than one hundred eighty thousand or more than one hundred eighty-five thousand according to the latest federal decennial census shall not be eligible to become members of the Louisiana State Employees' Retirement System; to provide with respect to employee and employer contributions; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 23—
BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 4:144(A), relative to the Louisiana State Racing Commission; to increase the at-large membership of the commission; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 366—
BY SENATOR HINES

AN ACT

To amend and reenact R.S. 40:1484.4(C)(4)(a), (b), (c) and (e), and 1484.9(A)(intro para), relative to air-supported structures; to

increase and to impose new fines for violations; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 668—
BY SENATOR HOLLIS

AN ACT

To enact R.S. 6:418.1, relative to financial institutions; to provide that only chartered financial institutions may accept, pay, or hold deposits; to provide for criminal penalties and fines; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 586—
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 32:1254(N)(3)(f)(i), (iii), and (v) and to enact R.S. 32:1254.2, relative to motor vehicles; to authorize the Motor Vehicle Commission to render advisory opinions relative to the distribution and sale of motor vehicles; to provide a procedure for applying to the commission for an advisory opinion and for declaratory orders; to provide relative to sales conditioned on financing; to provide certain requirements for suppliers of mechanical repairs and services for motor vehicles; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 680—
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 13:5102(B), relative to suits against the state; to provide for definitions; to limit liability for entities which manage certain public transit authorities; to provide relative to the employees of such entities; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 641—
BY SENATORS MALONE, NEVERS AND CHEEK

AN ACT

To enact R.S. 17:1682(H) and 1682.2, relative to scholarships for disabled firefighters and their spouses; to provide for definitions; to provide for scholarship requirements; and to provide for related matters.

Reported with amendments.

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

**Appointment of Conference Committee
on Senate Bill No. 873**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 873: Senators Lentini, Hines and Ellington.

**Appointment of Conference Committee
on Senate Bill No. 495**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 495: Senators Schedler, McPherson and Nevers.

**Appointment of Conference Committee
on Senate Bill No. 14**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 14: Senators Dupre, Chaisson and Lentini.

**Introduction of Resolutions,
Senate and Concurrent**

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

SENATE RESOLUTION NO. 154—

BY SENATORS ADLEY, BARHAM, BOASSO, ELLINGTON, FONTENOT, HAINKEL, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, NEVERS, SCHEDLER AND SMITH

A RESOLUTION

To direct the Department of Natural Resources and the division of administration to declare a moratorium on, and to forego any action in, awarding any further performance-based energy efficiency contracts for services and equipment and to direct the division of administration to stay any further action to adopt or implement any rules applicable to such contracts, until the Senate Select Committee on Consumer Affairs and Technology has reviewed all such contracts entered into by any state agency, board, or commission and rules applicable to such contracts and reported to the Senate.

On motion of Senator Adley, the resolution was read by title and referred to the Committee on Revenue and Fiscal Affairs.

SENATE CONCURRENT RESOLUTION NO. 163—

BY SENATOR N. GAUTREAUX

A CONCURRENT RESOLUTION

To urge and request the Board of Regents to study the feasibility of creating two separate systems out of the Louisiana Community and Technical College System.

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	Duplessis	Jackson
Adley	Dupre	Kostelka

June 16, 2004

Amedee	Ellington	Malone
Bajoie	Fields	Marionneaux
Barham	Fontenot	McPherson
Boasso	Gautreaux, B	Michot
Boissiere	Gautreaux, N	Mount
Cain	Hainkel	Nevers
Chaisson	Heitmeier	Schedler
Cheek	Holden	Smith
Dardenne	Irons	Theunissen
Total—33		

NAYS

Total—0

ABSENT

Cravins	Jones	Romero
Hollis	Lentini	Ullo
Total—6		

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

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

June 16, 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. 58—
BY REPRESENTATIVES PINAC, LANCASTER, AND SCALISE AND SENATORS HOLLIS AND JONES
A CONCURRENT RESOLUTION

To urge and request the Joint Legislative Committee on the Budget to form a Subcommittee on Science and Technology to study science and technology issues; to seek ways to increase research and development and the availability of seed capital; to develop incentives to encourage investment; and to facilitate interactions among interested persons.

HOUSE CONCURRENT RESOLUTION NO. 306—
BY REPRESENTATIVE DANIEL
A CONCURRENT RESOLUTION

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

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. 58—
BY REPRESENTATIVES PINAC, LANCASTER, AND SCALISE AND SENATORS HOLLIS AND JONES
A CONCURRENT RESOLUTION

To urge and request the Joint Legislative Committee on the Budget to form a Subcommittee on Science and Technology to study science and technology issues; to seek ways to increase research and development and the availability of seed capital; to develop incentives to encourage investment; and to facilitate interactions among interested persons.

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

HOUSE CONCURRENT RESOLUTION NO. 306—
BY REPRESENTATIVE DANIEL
A CONCURRENT RESOLUTION

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

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

Rules Suspended

Senator Heitmeier asked for and obtained a suspension of the rules for the purpose of recalling House Bill No. 1194 from the Committee on Finance.

HOUSE BILL NO. 1194—
BY REPRESENTATIVE MONTGOMERY
AN ACT

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

Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

Rules Suspended

Senator Heitmeier asked for and obtained a suspension of the rules for the purpose of recalling House Bill No. 1724 from the Committee on Finance.

HOUSE BILL NO. 1724 (Substitute for House Bill No. 1214 by Representative Schneider)—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 11:502 and 502.2(A) and (B)(1), relative to the Louisiana State Employees' Retirement System; to provide for eligibility to participate in the optional retirement plan; to provide for transfer from the optional retirement plan to the defined benefit plan; to provide for an effective date; and to provide for related matters.

Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

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:

June 16, 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 Bills have been properly enrolled:

SENATE BILL NO. 8—

BY SENATORS B. GAUTREAUX AND ROMERO
AN ACT

To enact R.S. 49:170.12, relative to state symbols; to designate St. Mary Parish as the Gateway to the Atchafalaya Basin; and to provide for related matters.

SENATE BILL NO. 55—

BY SENATOR JONES
AN ACT

To amend and reenact R.S. 18:464(A) and 1280.22(A), relative to elections; to provide for payment of qualifying fee by means of a certified or cashier's check or a money order issued by a credit union; and to provide for related matters.

SENATE BILL NO. 98—

BY SENATORS FIELDS, DARDENNE, HOLDEN AND MARIONNEAUX
AN ACT

To amend and reenact R.S. 13:992.1(C) and (D), relative to judicial expense funds of district courts; to provide relative to the building fund of the Nineteenth Judicial District; to provide relative to the construction of a new facility in such district; to extend the time limit for accepting bids for such facility; and to provide for related matters.

SENATE BILL NO. 126—

BY SENATOR ULLO
AN ACT

To enact R.S. 24:511(E), relative to the legislative auditor; to authorize the legislative auditor to appoint a first assistant; to provide that the legislative auditor shall establish the salary, duties and authority of the first assistant legislative auditor; to provide for the first assistant legislative auditor to serve as acting legislative auditor in absence of the legislative auditor or vacancy in the office of the legislative auditor; and to provide for related matters.

SENATE BILL NO. 142—

BY SENATOR BOISSIERE
AN ACT

To amend and reenact R.S. 33:4094.1(C), relative to the city of New Orleans; to extend the authorization for a voter-approved drainage tax within the city; and to provide for related matters.

SENATE BILL NO. 238—

BY SENATOR DARDENNE
AN ACT

To amend and reenact R.S. 17:2005(A) and (C), relative to an annual report issued by the Board of Supervisors of Community and Technical Colleges; to make certain changes to the content of the report and the time period for reporting; and to provide for related matters.

SENATE BILL NO. 330—

BY SENATOR MOUNT
AN ACT

To amend and reenact R.S. 13:964.1(A)(2)(a) and (D) and to enact R.S. 13:964.1(E), relative to courts; to provide relative to the Fourteenth Judicial District Court; to provide relative to the indigent transcript fund for such court; to provide relative to tasks for which court reporters shall be compensated from such fund; to provide with regard to the nature of the compensation paid to court reporters from such fund; and to provide for related matters.

SENATE BILL NO. 345—

BY SENATOR CHAISSON
AN ACT

To amend and reenact R.S. 27:306(A)(4)(c)(ii) and (C)(2)(a) and (3), relative to the Video Draw Poker Devices Control Law; to provide for requirements for qualified truck stop facilities; to provide for necessary restaurant criteria; to provide for the locations of truck stops; and to provide for related matters.

SENATE BILL NO. 367—

BY SENATORS HINES, CHEEK, AMEDEE, BOISSIERE, CRAVINS, DUPRE, FIELDS, FONTENOT, HOLDEN, HOLLIS, JONES, LENTINI, MARIONNEAUX, MCPHERSON AND MICHOT AND REPRESENTATIVES ARNOLD, BADON, BAUDOIN, CAZAYOUX, DARTEZ, DORSEY, DOVE, DURAND, ERDEY, FRITH, GALLOT, GLOVER, HEBERT, HONEY, HUNTER, JACKSON, MARCHAND, ODINET, QUEZAIRE, RICHMOND, ROMERO, SHEPHERD, ST. GERMAIN, TOWNSEND, TRAHAN, WADDELL, WALSWORTH AND WHITE
AN ACT

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

SENATE BILL NO. 387—

BY SENATOR MCPHERSON

AN ACT

To enact R.S. 37:935, relative to the practice of registered nursing; to provide authority for registered nurses to administer analgesic doses of anesthetic agents; and to provide for related matters.

SENATE BILL NO. 388—

BY SENATOR MCPHERSON AND REPRESENTATIVE SCALISE

AN ACT

To enact R.S. 36:4(B)(17) and R.S. 49:210.2, relative to the office of the governor; to create the office of the coordinator of faith-based programs within the office of the governor; to provide for the duties and responsibilities of the coordinator; and to provide for related matters.

SENATE BILL NO. 438—

BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 14:67.10(B)(2), relative to theft of goods; to increase the threshold value of misappropriated goods for the purpose of meeting felony status; and to provide for related matters.

SENATE BILL NO. 439—

BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 14:78.1(C), relative to aggravated incest; to provide that consent is not a defense to aggravated incest; and to provide for related matters.

SENATE BILL NO. 441—

BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 14:30(A)(7), relative to first degree murder; to provide for intent to inflict great bodily harm while engaged in ritualistic acts; and to provide for related matters.

SENATE BILL NO. 443—

BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 14:32.6, relative to first degree feticide; to provide for assault by drive-by shooting and second degree kidnapping in the crime of first degree feticide; and to provide for related matters.

SENATE BILL NO. 444—

BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 14:2(13)(kk) and 64.4, relative to robbery; to rename the offense of aggravated robbery to second degree robbery; and to provide for related matters.

SENATE BILL NO. 445—

BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 9:315.40(2), relative to child support; to provide relative to the administrative suspension of certain licenses; to provide for definitions; to provide for compliance with an order of support; and to provide for related matters.

SENATE BILL NO. 446—

BY SENATORS JACKSON AND SCHEDLER AND REPRESENTATIVE DURAND

AN ACT

To amend and reenact R.S. 46:153.3(D)(5), relative to the Medicaid Drug Program; to provide for duties and responsibilities of the Medicaid Pharmaceutical and Therapeutics Committee; and to provide for related matters.

SENATE BILL NO. 539—

BY SENATOR IRONS AND REPRESENTATIVE RICHMOND

AN ACT

To amend and reenact R.S. 46:460.21(A)(3), (4) and (5), (B)(1), the introductory paragraph of (C), (C)(1)(g), and (F), and to enact R.S. 46:460.21(A)(6), (C)(1)(h), and (C)(4), relative to public welfare and assistance; to provide with respect to fees in child protection cases; to provide for an annual reserve for out-of-pocket expenses; to provide a time limit for the submission of payment request forms; to require specific attorney certifications; to provide authorization for suspension of payments not meeting necessary requirements; to require rule-making relative to recommendations of the Task Force on Legal Representation in Child Protection Cases; and to provide for related matters.

SENATE BILL NO. 556 (Duplicate of House Bill No. 1156)—

BY SENATORS DUPRE AND REPRESENTATIVE FUTRELL AND COAUTHORED BY SENATORS DARDENNE AND MARIONNEAUX AND REPRESENTATIVES BALDONE, BEARD, BURNS, DANIEL, DOVE, DOWNS, FANNIN, M. GUILLORY, KATZ, LAMBERT M. POWELL, SMILEY, AND TUCKER

AN ACT

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

SENATE BILL NO. 659—

BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 14:2(13)(m), the introductory paragraph of R.S. 14:43.2(A) and (C), 78.1(B)(1), 107.2(A), R.S. 46:1844(W)(2), Code of Criminal Procedure Arts. 571.1 and 893.3(E)(1)(b), Code of Evidence Art. 412.1, relative to sexual battery; to rename the offense of aggravated sexual battery to second degree sexual battery; and to provide for related matters.

SENATE BILL NO. 689—

BY SENATOR JACKSON AND REPRESENTATIVE DURAND

AN ACT

To amend and reenact R.S. 46:153.3(B)(2)(a)(introductory paragraph) and (b) and to enact R.S. 46:153.3(B)(2)(e), relative to the medical assistance drug program; to provide for the utilization of a prior approval process and criteria related thereto; to provide for rulemaking; to provide for an annual report to the legislature and governor; and to provide for related matters.

SENATE BILL NO. 716—

BY SENATORS HANKEL AND MARIONNEAUX AND REPRESENTATIVES ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BAUDOIN, BEARD, BOWLER, BROOME, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CRANE, CROWE, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FLAVIN, FRITH, FUTRELL, GEYMANN, GLOVER, GRAY, M. GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, LABRUZZO, LAFLEUR, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, MURRAY, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, RITCHIE, ROMERO, SALTER, SCALISE, SCHNEIDER, SHEPHERD, SMILEY, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, WOOTON AND WRIGHT

AN ACT

To enact R.S. 1:58.3, relative to state holidays; to establish Ronald Reagan Day as an annual observance; and to provide for related matters.

SENATE BILL NO. 758—

BY SENATOR JONES AND REPRESENTATIVE GLOVER
AN ACT

To enact R.S. 33:2711.20, relative to municipal sales and use taxes; to authorize the governing authority of the city of Monroe to levy and collect an additional sales and use tax; to provide for voter approval; to provide for a termination date of such authority; and to provide for related matters.

SENATE BILL NO. 761—

BY SENATOR SCHEDLER
AN ACT

To amend and reenact Subsection M(1) of Section 2.1 of Act No. 180 of the 1984 Regular Session of the Legislature, as amended by Act 562 of the 2003 Regular Session of the Legislature, relative to the St. Tammany Parish Hospital Service Districts No. 1 and 2; to require the board of commissioners of St. Tammany Parish Hospital Service District No. 2 to appoint an advisory committee; and to provide for related matters.

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.

SENATE BILL NO. 808—

BY SENATOR HINES
AN ACT

To enact R.S. 40:1300.143(3)(d), relative to the rural hospital preservation act; to require certification by the Rural Hospital Coalition, Inc., as a prerequisite to being designated as a rural hospital; and to provide for related matters.

SENATE BILL NO. 826—

BY SENATOR JACKSON
AN ACT

To enact R.S. 40:5.12, relative to public health; to provide for the creation of an advisory board to establish a standard school health form; to provide for members of the advisory board; to

provide for duties of the advisory board; and to provide for related matters.

SENATE BILL NO. 835—

BY SENATOR BOISSIERE AND REPRESENTATIVES RICHMOND AND SCHNEIDER
AN ACT

To enact R.S. 11:269, relative to state and statewide public retirement or pension systems, funds and plans; to require consultants and money managers to disclose relationships; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 840—

BY SENATOR JACKSON
AN ACT

To enact R.S. 40:1300.163(F), relative to hepatitis C education; to encourage educational initiatives regarding veterans; and to provide for related matters.

Respectfully submitted,
CHARLES D. JONES
Chairman

The foregoing Senate Bills were signed by the President of the Senate.

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:

June 16, 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. 155—

BY SENATORS SMITH, ELLINGTON, BARHAM, B. GAUTREAUX, NEVERS, AND THEUNISSEN
A CONCURRENT RESOLUTION

To urge and request the Senate and House committees on agriculture, forestry, aquaculture, and rural development to meet and function as a joint committee to study and make recommendations for the creation of a state office of rural affairs, including but not limited to its structure, powers, duties, functions, responsibilities, and funding, and in coordinating such study, obtain assistance, information, and recommendations it deems necessary.

Respectfully submitted,
CHARLES D. JONES
Chairman

June 16, 2004

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

Message to the Governor

SIGNED SENATE BILLS

June 16, 2004

To the Honorable Governor of the State of Louisiana:

The President of the Senate and the Speaker of the House of Representatives have signed the following Senate Bills:

SENATE BILL NO. 46— BY SENATORS THEUNISSEN, CHEEK AND MARIONNEAUX AND REPRESENTATIVE RICHMOND AN ACT

To enact Subpart G-1 of Part IV of Chapter 1 of Title 32 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 32:200, relative to the use of electric mobility aids; to provide for the operation of such aids by those individuals with mobility impairments; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 52— BY SENATOR ULLO AND REPRESENTATIVE RICHMOND 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.

SENATE BILL NO. 160— BY SENATOR HAINKEL AN ACT

To amend and reenact R.S. 56:1855(K), relative to natural and scenic rivers; to provide relative to the exception authorizing certain commercial or suburban agricultural zoning exemptions for tracts of land located along the Tchefuncte River between Louisiana Highway No. 22 and Lake Pontchartrain; and to provide for related matters.

SENATE BILL NO. 190— BY SENATOR LENTINI AN ACT

To amend and reenact R.S. 9:203(E), relative to marriage officiants, judges and justices of the peace; to extend the authority for certain federal judges to preside over a marriage ceremony until December, 2004; and to provide for related matters.

SENATE BILL NO. 226— BY SENATOR DARDENNE AN ACT

To amend and reenact R.S. 35:12(A), (B), and (D) and 511(3), relative to notaries public; to provide relative to names required on notarial acts; to authorize the use of initials; to provide that such names need not necessarily be Christian names; to authorize the use of stamps for the application of such names;

to provide relative to signatures on forms of acknowledgments; and to provide for related matters.

SENATE BILL NO. 289— BY SENATORS BOISSIERE, LENTINI AND ULLO, AND REPRESENTATIVES ANSARDI, DAMICO, LANCASTER AND RICHMOND AN ACT

To amend and reenact R.S. 38:2212(C)(2)(a), relative to public work; to require public entities to transmit addendum to bids for contracts for such work exceeding the contract limit by certain means; and to provide for related matters.

SENATE BILL NO. 555— BY SENATOR DUPRE AND REPRESENTATIVE BALDONE AN ACT

To amend and reenact R.S. 32:361.2, relative to motor vehicle safety; to provide for medical exemptions to restrictions on tint on motor vehicle windows; to provide for the review of such exemptions; and to provide for related matters.

SENATE BILL NO. 765 (Duplicate of House Bill No. 322)— BY SENATOR ADLEY AND REPRESENTATIVE QUEZAIRE AND COAUTHORED BY SENATORS CAIN AND REPRESENTATIVES BEARD, BURNS, DOVE, DOWNS, ERDEY, FANNIN, FUTRELL, M. GUILLORY, PITRE, SMILEY, AND TUCKER AN ACT

To enact R.S. 32:73.1, relative to traffic violations; to define and prohibit a "rollingroadblock" on certain multiple-lane highways; to provide for penalties; to require the installation of certain signage; and to provide for related matters.

SENATE BILL NO. 805— BY SENATOR ADLEY AN ACT

To amend and reenact R.S. 13:3881(A)(introductory paragraph) and to enact R.S. 13:3881(A)(6), relative to general exemptions from seizure; to provide that federal earned income tax credit of a debtor shall be exempt from seizure; to provide for exceptions; and to provide for related matters.

SENATE BILL NO. 825— BY SENATOR MOUNT AN ACT

To amend and reenact R.S. 47:337.2(C)(1)(b) and (5) and to enact Part H of Chapter 2-D of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be composed of R.S. 47:337.91 through 337.100, relative to the sales and use tax of political subdivisions; to create the Uniform Local Sales Tax Procedure Act; to provide a procedure for the adoption of certain regulations of local tax authorities; and to provide for related matters.

SENATE BILL NO. 249— BY SENATOR BAJOIE AN ACT

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

SENATE BILL NO. 274—
 BY SENATORS LENTINI AND HOLDEN AND REPRESENTATIVE RICHMOND

AN ACT

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

SENATE BILL NO. 308—
 BY SENATOR DUPRE AND REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R.S. 49:214.27(B)(2), 214.30(C)(2)(b) and (7), and 214.41(E), relative to coastal conservation, restoration, and management; to provide certain procedures and requirements; to provide relative to guidelines; to provide relative to certain delegations of power by the secretary; to provide relative to options for mitigation of coastal wetlands losses by the owner of the land on which a permitted activity is to occur; and to provide for related matters.

SENATE BILL NO. 494—
 BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 56:302(A)(3) and 320(A)(1) and (C)(1), relative to methods of taking saltwater fish; to authorize the use of multi-pronged barbed gigs for taking flounder in salt water; and to provide for related matters.

SENATE BILL NO. 542—
 BY SENATOR ULLO AND REPRESENTATIVE CRANE

AN ACT

To amend and reenact R.S. 17:7.1 (A)(4)(a), relative to teacher certification; to provide that applicants for teacher certification complete a prescribed number of semester hours in the teaching of reading as established by the State Board of Elementary and Secondary Education; and to provide for related matters.

SENATE BILL NO. 581—
 BY SENATOR SCHEDLER

AN ACT

To enact Civil Code Art. 2713(C), relative to obligations of the lessee; to provide relative to eviction; to provide relative to failure to comply with an order of eviction; to require lessee to pay court costs in such instances; and to provide for related matters.

SENATE BILL NO. 592—
 BY SENATORS CHAISSON, AMEDEE AND DARDENNE

AN ACT

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

SENATE BILL NO. 732—
 BY SENATORS CAIN AND HAINKEL

AN ACT

To amend and reenact R.S. 22:627(A)(2), 1257, 1258, 1259, 1262.1(B)(1) and (E), the introductory paragraph of R.S. 22:1263, and R.S. 22:1267(A), relative to surplus lines insurance; to require that the premium and premium tax on a

surplus lines policy be separately stated on the policy declaration page; to provide for printing of an endorsement on the insurance contract and for the display of such endorsement; to remove requirements that certain insurers file affidavits as to passage of Insurance Regulatory Information Systems tests; to remove the commissioner's authority to remove an insurer from the list of approved unauthorized insurers if the insurer is designated a first, second, or third priority company by failing to pass certain prescribed tests of the Insurance Regulatory Information Systems; to remove the requirement that a surplus line broker keep an office in this state and remove the authority of the commissioner to revoke such insurer's license for failure to maintain such office in the state; to remove the commissioner's authority to revoke a surplus lines broker's license for failure to maintain the required bond or other security requirements; and to provide for related matters.

SENATE BILL NO. 837—
 BY SENATORS CAIN, SCHEDLER AND MCPHERSON AND REPRESENTATIVES ALARIO, ALEXANDER, ARNOLD, BALDONE, BAUDOIN, BOWLER, BRUCE, CAZAYOUX, CRANE, DANIEL, DEWITT, DOVE, DURAND, FANNIN, FARRAR, FAUCHEUX, FLAVIN, FRITH, FUTRELL, E. GUILLORY, M. GUILLORY, HEBERT, HILL, JOHNS, KATZ, KENNARD, KENNEY, LABRUZZO, LAMBERT, LANCASTER, MARTINY, MCDONALD, MCVEA, MORRELL, ODINET, PIERRE, PITRE, M. POWELL, T. POWELL, RITCHIE, SALTER, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, STRAIN, THOMPSON, TOWNSEND, TRAHAN, WADDELL, WHITE, WOOTON AND WRIGHT

AN ACT

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

SENATE BILL NO. 513—
 BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 47:1856(D)(3), (E), and (F), 1857(B)(1)(c) and (2), 2110(A)(2) and (3), (C), (E), and (F), to amend and reenact R.S. 47:1856(D)(3), (E), and (F), 1857(B)(1)(c) and (2), 1998(A)(1)(b)(ii), and 2110(A)(2) and (3), (C), and (E), and Section 2 of Act No. 1149 of the 2001 Regular Session, as amended, and to repeal R.S. 47:2110(F), relative to ad valorem property tax payment under protest procedure; to provide for the effectiveness of certain procedures; to provide for the use of protested amounts; to provide for an effective date; and to provide for related matters.

and they are hereby presented for executive approval.

Respectfully submitted,
 GLENN A. KOEPP
 Secretary of the Senate

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

June 16, 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. 148—
BY REPRESENTATIVES BURRELL, JEFFERSON, AND MARCHAND
A CONCURRENT RESOLUTION

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

HOUSE CONCURRENT RESOLUTION NO. 323—
BY REPRESENTATIVE JEFFERSON
A CONCURRENT RESOLUTION

To request the House Committee on House and Governmental Affairs and the Senate Committee on Senate and Governmental Affairs to meet and function as a joint committee to study voter registration and all of the issues surrounding voter registration and to report the findings of the joint committee to the legislature prior to the convening of the 2005 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 324—
BY REPRESENTATIVE DURAND
A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to seek the opinion of the Centers for Medicare and Medicaid Services on the feasibility of enacting a law authorizing a health care provider to collect from third-party tortfeasors in instances when an injured party is a Medicaid beneficiary.

HOUSE CONCURRENT RESOLUTION NO. 325—
BY REPRESENTATIVES BRUCE AND SALTER AND SENATOR CHEEK
A CONCURRENT RESOLUTION

To commend the individuals involved in the renovation of the DeSoto Parish Courthouse upon the celebrated and memorable occasion of the dedication ceremony on June 22, 2004.

HOUSE CONCURRENT RESOLUTION NO. 326—
BY REPRESENTATIVE JOHNS AND SENATOR CAIN
A CONCURRENT RESOLUTION

To commend Chance Fenetz upon his selection as a representative of south Louisiana at the Hugh O'Brian World Leadership Congress in July in Washington, D.C.

HOUSE CONCURRENT RESOLUTION NO. 327—
BY REPRESENTATIVE HUTTER
A CONCURRENT RESOLUTION

To urge and request the Board of Regents, in consultation with its advisory committee on articulation and each of the public postsecondary education management boards, to take certain actions relative to the articulation of course credit among Louisiana public colleges and universities and to provide that the Board of Regents shall report in writing on all actions taken when the board reports to the House Committee on Education and to the Senate Committee on Education on articulation matters as required by law.

HOUSE CONCURRENT RESOLUTION NO. 328—
BY REPRESENTATIVE SMILEY
A CONCURRENT RESOLUTION

To commend Mount Zion Baptist Church in Prairieville upon the occasion of its one hundred fiftieth anniversary.

HOUSE CONCURRENT RESOLUTION NO. 329—
BY REPRESENTATIVE WRIGHT
A CONCURRENT RESOLUTION

To urge and request the Board of Regents, in collaboration with the postsecondary education management boards, to study and consider adopting policies requiring that at least seventy percent of the students admitted to each professional degree program offered at each public postsecondary education institution shall be residents of Louisiana and to submit a written report of its findings and recommendations to the House Committee on Education and the Senate Committee on Education prior to the 2005 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 330—
BY REPRESENTATIVE WRIGHT
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study and consider adopting a policy to provide for the issuance of alternate diplomas to public high school students who choose to pursue and successfully complete a curriculum approved by the State Board of Elementary and Secondary Education other than the curriculum required for receipt of a standard diploma and to submit a written report of its findings and recommendations to the House Committee on Education and the Senate Committee on Education prior to the beginning of the 2005 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 331—
BY REPRESENTATIVE BROOME
A CONCURRENT RESOLUTION

To urge and request the Louisiana State University Health Sciences Center-New Orleans and Louisiana State University Health Sciences Center-Shreveport and the state's federally qualified health centers to create local coordination of health care service delivery and to work in collaboration to assess and meet the unmet health and medical needs of the uninsured and medically indigent population of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 333—
BY REPRESENTATIVES BURNS, K. CARTER, CROWE, KATZ, SCALISE, STRAIN, TOOMY, TUCKER, WALSWORTH, AND WINSTON AND SENATOR SCHEDLER
A CONCURRENT RESOLUTION

To urge and request the state Department of Revenue to reexamine its interpretation of state tax provisions which result in the taxation of one hundred percent of income from interest, dividends, and profits and losses from sales and exchanges of certain capital assets received by certain corporations commercially domiciled in Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 334—
BY REPRESENTATIVE QUEZAIRE
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to place greater priority value on highway projects that impact parishes with high population growth rates.

HOUSE CONCURRENT RESOLUTION NO. 335—
 BY REPRESENTATIVES THOMPSON AND MCDONALD AND
 SENATOR BARHAM

A CONCURRENT RESOLUTION

To commend and congratulate Sheriff Gary K. Bennett on his retirement after twenty-three years of service as the sheriff of West Carroll Parish.

HOUSE CONCURRENT RESOLUTION NO. 215—
 BY REPRESENTATIVE MURRAY

A CONCURRENT RESOLUTION

To request the House and Senate Committees on Labor and Industrial Relations to meet and function as a joint committee to study the hiring and procurement practices of the gaming industry and submit a report of its findings to the Legislature of Louisiana on or before thirty days prior to the 2005 Regular Session.

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.

Message from the House

**SIGNED HOUSE BILLS AND
 JOINT RESOLUTIONS**

June 16, 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 Bills and Joint Resolutions:

HOUSE BILL NO. 15—
 BY REPRESENTATIVE TOWNSEND
 AN ACT

To amend and reenact R.S. 13:2111 and to enact R.S. 13:2080.1(C), relative to city courts; to provide relative to the City Court of Natchitoches; to provide relative to certain other city courts; to authorize the transfer of surplus funds or unclaimed fees from the court's civil fee account to the court's judicial expense account; and to provide for related matters.

HOUSE BILL NO. 448—
 BY REPRESENTATIVE HEBERT
 AN ACT

To enact R.S. 22:230.6, relative to health insurance; to provide for continuity of health care services under limited circumstances; and to provide for related matters.

HOUSE BILL NO. 691—
 BY REPRESENTATIVE JOHNS
 AN ACT

To amend and reenact R.S. 23:215(A), (B), and (D) and to enact R.S. 23:215(E) and (F), relative to the employment of minors; to provide work hours for minors; to provide for written parental

consent; to define "school day"; to provide for minors with equivalency diplomas; and to provide for related matters.

HOUSE BILL NO. 1378—
 BY REPRESENTATIVE PINAC
 AN ACT

To amend and reenact R.S. 32:771(22)(a)(i), 772(A)(1), 774(D)(1), and 780(B) and R.S. 36:4.1(D)(14) and to enact R.S. 32:771(22)(b)(vi) and 774.1, relative to used motor vehicle dealers; to provide for auctioning of used cars; to rename the Louisiana Used Motor Vehicle and Parts Commission to the Recreational and Used Motor Vehicle Commission; to provide relative to certain license fees; to create the rent with option to purchase program; to provide relative to certain penalties; and to provide for related matters.

HOUSE BILL NO. 1354—
 BY REPRESENTATIVE PINAC
 AN ACT

To amend and reenact R.S. 32:771(2)(b) and (4), 773.1(A)(2)(c) and (o), 773.2(A)(1), (B), (F)(1) and (5)(introductory paragraph), and 775(A)(7)(introductory paragraph), (8), and (9) and (B) and to enact R.S. 32:773.1(C), 773.2(G) and (H), and 775(A)(10), relative to used motor vehicle dealers and marine dealers; to provide relative to certain area of responsibility provisions; to provide for certain penalties for marine dealers; to provide for the commencement period for certain penalties; to provide relative to licensing procedures; to provide for definitions; to provide for unlawful acts; to provide for marine dealer/manufacturer/distributor agreements; to provide for voluntary termination of a marine dealer's business; to provide for procedures regarding disputes between marine dealers and marine manufacturers and distributors; and to provide for related matters.

HOUSE BILL NO. 32—
 BY REPRESENTATIVES MARTINY, BALDONE, AND BRUNEAU
 AND SENATORS DARDENNE, MOUNT, NEVERS, AND
 THEUNISSEN
 AN ACT

To amend and reenact R.S. 17:3048.1(A)(1)(e)(xii) and to enact R.S. 17:3048.1(A)(1)(e)(xiii), to provide relative to Tuition Opportunity Program for Students high school core curriculum requirements for certain awards; to provide for applicability; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 61 (Duplicate of Senate Bill No. 166)—
 BY REPRESENTATIVE SCALISE AND SENATOR HAINKEL AND
 COAUTHORED BY REPRESENTATIVES ALEXANDER, BADON,
 BAUDOIN, BEARD, BROOME, BRUCE, BURNS, R. CARTER,
 CRANE, CROWE, DARTEZ, DOERGE, DOVE, DOWNS, ERDEY,
 FANNIN, FARRAR, FAUCHEUX, FLAVIN, FRITH, FUTRELL,
 GEYMANN, E. GUILLORY, M. GUILLORY, HEBERT, HILL,
 HOPKINS, HUNTER, JOHNS, KATZ, KENNEY, LABRUZZO,
 LAMBERT, LANCASTER, MARTINY, MCDONALD, MCVEA,
 MORRISH, M. POWELL, T. POWELL, RITCHIE, ROMERO,
 SCHNEIDER, SHEPHERD, SMILEY, JACK SMITH, JANE SMITH,
 JOHN SMITH, STRAIN, THOMPSON, TRAHAN, WADDELL,
 WALKER, WHITE, WINSTON, AND WOOTON AND SENATORS
 ADLEY, BARHAM, ELLINGTON, KOSTELKA, MICHOT, NEVERS,
 SCHEDLER, SMITH, AMEDEE, CAIN, DUPLESSIS, FONTENOT,
 LENTINI, MALONE, MOUNT, THEUNISSEN, AND ULLO
 A JOINT RESOLUTION

Proposing an amendment to the Constitution of Louisiana, to enact Article XII, Section 15, relative to marriage; to require that marriage in the state shall consist only of the union of one man and one woman; to provide that the legal incidents of marriage

June 16, 2004

shall be conferred only upon such union; to prohibit the validation or recognition of the legal status of any union of unmarried individuals; to prohibit the recognition of a marriage contracted in another jurisdiction which is not the union of one man and one woman; to provide for submission of the proposed amendment to the electors and provide a ballot proposition; and to provide for related matters.

HOUSE BILL NO. 77—
BY REPRESENTATIVE HUTTER
AN ACT

To amend and reenact R.S. 15:255(A)(1) and (D)(1) and to enact R.S. 15:255(A)(4), relative to fees paid to off-duty law enforcement officers who are witnesses in criminal cases; to provide requirements with respect to the payment of such fees; and to provide for related matters.

HOUSE BILL NO. 104—
BY REPRESENTATIVES TOOMY AND FRITH
AN ACT

To amend and reenact R.S. 1:55(E)(1)(b), relative to state holidays for the offices of clerks of court; to provide that the offices of district, parish, and city clerks of court shall be closed on any day that the governor proclaims a state holiday; and to provide for related matters.

HOUSE BILL NO. 126—
BY REPRESENTATIVES ANSARDI AND LANCASTER
AN ACT

To amend and reenact R.S. 13:3727 and 3733.1(A)(4) and (G)(1)(d), relative to the admissibility of evidence; to provide for the presumption of originality; to provide for the period of time for which an instrument is required to be recorded; to provide relative to the definition of reproduction; to provide relative to the admissibility of a substitute check; and to provide for related matters.

HOUSE BILL NO. 160—
BY REPRESENTATIVE FRITH
AN ACT

To amend and reenact R.S. 56:435.1(A), (C), (F), and (G), to enact R.S. 56:435.1.1, and to repeal R.S. 56:435.1(H), relative to oyster harvesting; to authorize the use of certain dredges in Calcasieu Lake; and to provide for related matters.

HOUSE BILL NO. 177—
BY REPRESENTATIVES MONTGOMERY AND JANE SMITH
AN ACT

To enact R.S. 17:2138(C) and (D), to provide for the applicability of certain requirements for admission to Louisiana public colleges and universities, including minimum scores on specified tests; to provide for effectiveness; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 184—
BY REPRESENTATIVE GRAY
AN ACT

To amend and reenact Children's Code Articles 116(10), 897.1, and 901(E) and R.S. 15:906(B) and 908(A), to enact Children's Code Article 116(24.1) and (24.2), and to repeal Children's Code Article 728(3.1), relative to the confinement of children adjudicated delinquent; to provide for a list of offenses which require confinement; to provide for definitions; to provide for

age limitations with respect to the confinement of children; to provide for the furlough of children adjudicated delinquent of certain crimes; to provide for the preparation of a transitional plan; and to provide for related matters.

HOUSE BILL NO. 252—
BY REPRESENTATIVES BROOME, BOWLER, ALEXANDER, ANSARDI, JOHNS, WALKER, AND SCALISE AND SENATORS HAINKEL AND SCHEDLER
AN ACT

To enact Part II of Chapter 2 of Code Title IV of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:293 through 298, and R.S. 9:307(C) and (D), relative to covenant marriage; to provide for applicable law; to provide for incidents of marriage; to provide for obligations; to provide for rights and duties; to provide for counseling; and to provide for related matters.

HOUSE BILL NO. 334—
BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:9(A)(1)(introductory paragraph), (b), (c),(m), (q), and (gg), to enact R.S. 22:9(A)(1)(hh) through (mm), and to repeal R.S. 22:9(A)(1)(i), relative to the Louisiana Health Care Commission; to provide with respect to the functions and membership of the commission; and to provide for related matters.

HOUSE BILL NO. 417—
BY REPRESENTATIVE RICHMOND
AN ACT

To amend and reenact R.S. 33:9076 and to enact R.S. 33:9078, relative to improvement districts in parishes with a population in excess of four hundred seventy-five thousand persons; to create and provide with respect to the Kenilworth Improvement District, including provisions for the district and its board of commissioners and their powers, duties, functions, and responsibilities; to provide for imposition and collection of a parcel fee and for the use thereof; to provide relative to the renewal of parcel fees in improvement districts in parishes with a population in excess of four hundred seventy-five thousand persons; 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. 487—
BY REPRESENTATIVES T. POWELL, SCALISE, AND SCHNEIDER AND SENATOR NEVERS
AN ACT

To enact R.S. 17:3048.1(X), to establish an additional means for certain students to qualify for Tuition Opportunity Program for Students Opportunity, Performance, and Honors awards; to provide relative to award eligibility, applicability, limitations, effectiveness, and payment amounts; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 490—

BY REPRESENTATIVE RITCHIE
AN ACT

To enact R.S. 24:513(I)(4), relative to the entities subject to audit and review by the legislative auditor; to provide with regard to audit requirements for certain organizations; and to provide for related matters.

HOUSE BILL NO. 580—

BY REPRESENTATIVES DORSEY AND SCALISE
AN ACT

To amend and reenact R.S. 46:2525(D)(introductory paragraph) and (13) and to enact R.S. 46:2525.1, relative to violence against women; to create the Louisiana Task Force on Violent Crime Against Women; to provide for the membership and the duties of that task force; to provide for the membership of the Louisiana Women's Policy and Research Commission; and to provide for related matters.

HOUSE BILL NO. 613—

BY REPRESENTATIVE HEBERT (BY REQUEST)
AN ACT

To enact R.S. 9:346 and 347, relative to visitation rights; to provide relative to intentional violations of court orders; to provide relative to parenting interference; and to provide for related matters.

HOUSE BILL NO. 622—

BY REPRESENTATIVE HEBERT
AN ACT

To enact R.S. 13:4611(1)(e)(iv) and (f) and Children's Code Article 1509(E)(4) and (F), relative to penalties for contempt of court; to authorize the court to award attorney fees; to provide for the modification of an order; and to provide for related matters.

HOUSE BILL NO. 789—

BY REPRESENTATIVE FUTRELL
AN ACT

To amend and reenact R.S. 32:387(J)(1), relative to special permits; to provide relative to special container permits issued by the Department of Transportation and Development; to provide relative to certain requirements for issuance of such permits; and to provide for related matters.

HOUSE BILL NO. 899—

BY REPRESENTATIVE GALLOT
AN ACT

To amend and reenact R.S. 17:3390(B)(introductory paragraph), (2), and (3) and (D), relative to nonprofit corporations which support public higher education institutions; to provide that the definition of a nonprofit corporation that is not public or quasi public includes certain nonprofit corporations whose primary purpose is to finance the design, construction, renovation, or equipping of facilities; to provide relative to auditing of such nonprofit corporations; to provide certain authority to the legislative auditor with regard to certain of such corporations; and to provide for related matters.

HOUSE BILL NO. 907—

BY REPRESENTATIVE HUNTER
AN ACT

To amend and reenact R.S. 23:1034.2(C), relative to workers' compensation medical reimbursement schedule; to allow the director to collect charge information; to provide for guidelines; to provide for confidentiality; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 991—

BY REPRESENTATIVE FUTRELL
AN ACT

To enact R.S. 32:414.2(A)(9), relative to commercial driver's licenses; to provide relative to operating records of commercial drivers; to require certain violations and judgments be included on a commercial motor vehicle driver's operating record; to provide relative to the definition of "conviction"; to provide relative to certain notice requirements; and to provide for related matters.

HOUSE BILL NO. 1112—

BY REPRESENTATIVE PINAC
AN ACT

To enact Part XIII-A of Chapter 32 of Title 13 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 13:5071 through 5077, relative to the Master Settlement Agreement; to provide for complementary procedures; to provide for definitions; to require certification; to provide for a directory of tobacco product manufacturers; to provide for an agent for service of process; to require reporting; to provide for the disclosure of information; to provide for escrow funds; to provide for penalties; to authorize the promulgation of rules; and to provide for related matters.

HOUSE BILL NO. 1284—

BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 32:1253(A)(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. 1292—

BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 32:771(1) and (15) and to enact R.S. 32:300.2, relative to motorcycles and all-terrain vehicles; to revise the definition of all-terrain vehicle; to provide that the term "motorcycle" shall not include electric-powered scooters; to provide relative to electric personal assistive mobility devices; to provide relative to the operation of such devices; and to provide for related matters.

HOUSE BILL NO. 1356—

BY REPRESENTATIVE SHEPHERD
AN ACT

To enact R.S. 23:1205(C), relative to workers' compensation; to require health care benefits providers to pay medical expenses under certain circumstances; to provide for penalties and attorney fees; to provide for the recovery of paid medical expenses; and to provide for related matters.

June 16, 2004

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 seventy and older; and to provide for related matters.

HOUSE BILL NO. 1467—
BY REPRESENTATIVE PIERRE
AN ACT

To amend and reenact R.S. 56:25 and to repeal R.S. 56:26, 644, and 645, relative to fish and wildlife restoration and management projects; to specify that the department will adhere to the provisions of federal law which govern the use of federal funds for fish and wildlife habitat restoration projects; and to provide for related matters.

HOUSE BILL NO. 1531—
BY REPRESENTATIVE M. GUILLORY
AN ACT

To amend and reenact R.S. 32:381(A), relative to the height of vehicles; to increase the maximum allowable height of vehicles on interstate highways; and to provide for related matters.

HOUSE BILL NO. 1555—
BY REPRESENTATIVE WALSWORTH
AN ACT

To authorize and provide for the transfer of certain property of the Louisiana State University and Agricultural and Mechanical College in Ouachita Parish to the Veteran's Affairs Office of the State of Louisiana; and to provide for related matters.

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 Bills and Joint Resolutions contained herein were signed by the President of the Senate.

Leaves of Absence

The following leaves of absence were asked for and granted:

Romero ½ Day

Adjournment

Senator Bajoie moved that the Senate adjourn until Thursday, June 17, 2004, at 11:00 o'clock A.M.

The President of the Senate declared the Senate adjourned until 11:00 o'clock A.M. on Thursday, June 17, 2004.

GLENN A. KOEPP
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk