

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

FORTY-FIFTH DAY'S PROCEEDINGS

**Twenty-Third Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974**

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Thursday, June 12, 1997

The Senate was called to order at 1:30 o'clock P.M., by Hon. Randy Ewing, President of the Senate.

ROLL CALL

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

PRESENT

Mr. President	Dyess	Lambert
Bagneris	Ellington	Landry
Bajoie	Fields	Lentini
Barham	Greene	Malone
Bean	Guidry	Robichaux
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Short
Casanova	Hollis	Siracusa
Cox	Irons	Smith
Cravins	Johnson	Tarver
Dardenne	Jones	Theunissen
Dean	Jordan	Ullo
Total—39		

ABSENT

Total—0

The President of the Senate announced there were 39 Senators present and a quorum.

Prayer

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

Morning Hour

**Privilege Report of the
Legislative Bureau**

June 12, 1997

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 CONCURRENT RESOLUTION NO. 131—

BY REPRESENTATIVES ALARIO AND LEBLANC
A CONCURRENT RESOLUTION

To adopt the remaining four years of the five-year capital outlay program.

Reported without amendments.

HOUSE BILL NO. 1—

BY REPRESENTATIVE LEBLANC
AN ACT

Making appropriations for the ordinary expenses of the executive branch of state government, pensions, public schools, public roads, public charities, and state institutions and providing with respect to the expenditure of said appropriations.

Reported without amendments.

HOUSE BILL NO. 133—

BY REPRESENTATIVE FONTENOT
AN ACT

To amend and reenact R.S. 47:1907(M)(2)(b), relative to the assessors' professional certification program; to provide that four years experience as a certified Louisiana deputy assessor shall meet the experience requirements for certification; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 183—

BY REPRESENTATIVE DEWITT
AN ACT

To amend and reenact R.S. 45:1162, relative to the Public Service Commission; to provide for an increase in the salaries of members; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 219—

BY REPRESENTATIVE DOERGE
AN ACT

To enact R.S. 22:1404(3)(f), relative to insurance rates; to provide for a rate reduction under certain circumstances; and to provide for related matters.

Reported without amendments.

HOUSE BILL. 253—

BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 37:3553(B), relative to licensing of massage therapists; to provide relative to exceptions to the regulations governing massage therapists; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 256—

BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 37:3556(B)(2), relative to licensing eligibility of massage therapists; to provide relative to the time during which an applicant may qualify to take the massage therapist licensing examination; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 256 by Representative Travis

AMENDMENT NO. 1

On page 1, line 2, following "37:3556(B)" and before "(2)" insert "(introductory paragraph) and"

AMENDMENT NO. 2

On page 1, line 7, following "37:3556(B)" and before "hereby" change "(2) is" to "(introductory paragraph) and (2) are"

AMENDMENT NO. 3

On page 1, line 14, following "37:" and before the comma "," change "3553(B)" to "3562(B)"

HOUSE BILL NO. 384—

BY REPRESENTATIVE JETSON

A JOINT RESOLUTION

Proposing to amend Article III, Section 2(B) of the Constitution of Louisiana, to provide with respect to extraordinary sessions of the legislature; to provide that the legislature may legislate generally or specifically with respect to any object included in the proclamation convening the session, including any additional or alternative approach to any such object; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 512—

BY REPRESENTATIVE DEWITT

AN ACT

To enact R.S. 4:165.1, relative to horse racing; to provide relative to Louisiana bred races; to provide for purses and purse supplements; to provide for bred awards; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 530—

BY REPRESENTATIVES DUPRE, DOWNER, FAUCHEUX, KENNARD, AND PERKINS

AN ACT

To amend and reenact R.S. 32:402.1(A)(introductory paragraph), 405.1, 407(A)(1), (2), and (3) and (C), 416, 416.1, 417(A), and 422, to enact R.S. 32:407(A)(4) and (5), and to repeal R.S. 32:431, relative to driver's licensing; to provide for a graduated licensing method for obtaining a driver's license; to provide for a Class "E" learner's license; to provide for a Class "E" intermediate license; to increase the age of persons who can be issued Class "E" drivers' licenses; to prohibit certain persons from driving during certain hours; to delete the requirement of school attendance as a condition to obtaining a Class "E" driver's license; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 544—

BY REPRESENTATIVE MURRAY

AN ACT

To amend and reenact R.S. 22:732.3, relative to venue for insurance insolvency matters; to provide that venue is proper for insolvency proceedings where at least twenty-five percent of the insurer's policyholders reside; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 655—

BY REPRESENTATIVE MCCAIN

AN ACT

To amend and reenact R.S. 42:1121(A), relative to the Code of Governmental Ethics; to prohibit a former board or commission member from engaging in certain activities with the board or commission following termination of public service; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 747—

BY REPRESENTATIVE LANCASTER

AN ACT

To amend and reenact R.S. 24:53(B) and to repeal R.S. 24:53(C), relative to lobbying; to remove provisions requiring certain statements from the employer or principal of a lobbyist authorizing representation by the lobbyist; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 950—

BY REPRESENTATIVE PERKINS

AN ACT

To enact Chapter 15 of Title 18 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 18:2001, relative to the authority of the governing authorities of local governmental subdivisions with respect to campaign signs; to prohibit such governing authorities from requiring a license or permit for the erection, display, or posting of campaign signs; to provide relative to certain prohibitions on such activities; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 975—

BY REPRESENTATIVE CRANE

AN ACT

To amend and reenact R.S. 17:3351(A)(5), relative to the finance of public higher education; to require that the commissioner of administration reduce under specified circumstances state general fund appropriations that are allocated for use by a public higher education institution; to provide guidelines for taking such action and for determining the amount of any such reduction; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1159—

BY REPRESENTATIVE WELCH

AN ACT

To amend and reenact R.S. 40:2116.34(A)(10), relative to minimum standards for home health agencies; to provide for qualifications of administrators of home health agencies; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1210—

BY REPRESENTATIVES LANCASTER, BRUNEAU, CRANE, DONELON, FRUGE, MARTINY, MCMAINS, POWELL, SCALISE, SHAW, WALSWORTH, WIGGINS, AND WINDHORST AND SENATORS DARDENNE, DEAN, HAINKEL, ROMERO, AND SHORT

AN ACT

To amend and reenact R.S. 18:1461(B), relative to elections; to provide with respect to election offenses; to increase the penalties for certain election offenses; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1362—

BY REPRESENTATIVE TRAVIS

AN ACT

To amend and reenact R.S. 6:242(A)(6)(a), and to enact R.S. 6:506(D), relative to the sale of insurance by banks; to permit state-chartered banks to charge fees and commissions for acting as insurance agents; to provide relative to certificates of authority for branch offices; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1418—

BY REPRESENTATIVE R. ALEXANDER
AN ACT

To amend and reenact R.S. 46:450.2, relative to nonemergency, non-ambulance transportation for Medicaid recipients; to delete the requirement that the Department of Health and Hospitals collect an annual licensure fee from providers of nonemergency, non-ambulance transportation for Medicaid recipients; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1425—

BY REPRESENTATIVES QUEZAIRES, GUILLORY, ILES, AND MITCHELL
AN ACT

To enact R.S. 46:56.1, relative to the Department of Health and Hospitals; to require the Department of Health and Hospitals to release to health care facilities licensed by the department the name and a photograph of any person convicted of a crime involving elderly abuse, or who has pled guilty or nolo contendere to such a crime, who has been investigated by the department, the Office of Elderly Affairs, the office of the attorney general, or a local law enforcement agency following a report of abuse; to provide that the release of such information constitutes an authorized disclosure; to require the department in consultation with the Office of Elderly Affairs to adopt and promulgate rules; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1539—

BY REPRESENTATIVES HAMMETT, BARTON, DURAND, FLAVIN, GAUTREAUX, HILL, MICHOT, MURRAY, POWELL, SCHNEIDER, AND WESTON
AN ACT

To amend and reenact R.S. 51:1787(B)(6), relative to the Louisiana Enterprise Zone Act; to provide for the requirement of the creation of a minimum number of net new jobs to be eligible for incentives; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1545—

BY REPRESENTATIVE MORRISH
AN ACT

To amend and reenact R.S. 22:1072(C), relative to penalties on delinquent tax payments by insurers; to provide that the amount of the penalty shall not exceed twenty-five percent of the tax which is due nor be less than twenty-five dollars; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1588—

BY REPRESENTATIVES MICHOT AND BRUNEAU
AN ACT

To amend and reenact R.S. 24:772(A), relative to reports to the legislature; to provide for distribution of reports required to be submitted to the legislature; to provide that copies of such reports be sent to individual legislators only upon request of such legislator; to require each agency to annually submit a list of reports and publications to the members of the legislature; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1590—

BY REPRESENTATIVES PERKINS AND MURRAY
AN ACT

To amend and reenact R.S. 22:2002(7) and to enact R.S. 22:213.6 and 1214(22) and R.S. 40:2207, relative to health insurance; to prohibit the use of prenatal test results by health insurers under certain circumstances; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1605—

BY REPRESENTATIVE FORSTER
AN ACT

To amend and reenact R.S. 40:2144(H), relative to the Hospital Records and Retention Act; to authorize the Department of Health and Hospitals to promulgate rules to regulate the use of orders for the care and treatment of hospital patients transmitted electronically; to authorize such rules to include when and under what circumstances the ordering health care provider must sign or countersign the order; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1673—

BY REPRESENTATIVE DONELON
AN ACT

To amend and reenact R.S. 22:224(A)(2), (B)(2), and (F)(3)(introductory paragraph), and (H) and to repeal R.S. 22:224(F)(3)(c) and (d), relative to Medicare supplemental insurance; to provide for minimum standards; to provide for notice requirements; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1686—

BY REPRESENTATIVES R. ALEXANDER AND DEWITT AND SENATOR HINES
AN ACT

To enact R.S. 40:2006, relative to the Department of Health and Hospitals; to prohibit the department from licensing or completing surveys upon health care providers not located within the state boundaries; to provide exclusions and exceptions; to provide for definitions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1693—

BY REPRESENTATIVES DIMOS AND R. ALEXANDER
AN ACT

To enact R.S. 46:1425, relative to adoption services; to prohibit any person other than a Class A or Class B child-placing agency or a Louisiana-based crisis pregnancy center from advertising through print or electronic media relative to adoption services; to provide for injunctive relief for violations; to provide for exceptions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1812—

BY REPRESENTATIVE DONELON
AN ACT

To amend and reenact R.S. 22:1395.5(C)(1), relative to the Louisiana Life and Health Insurance Guaranty Association; to provide that the association is not a state department, unit, agency, instrumentality, commission, or board for any purpose, unless specifically provided by provision of law; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1920—

BY REPRESENTATIVE DEWITT AND SENATOR HINES
AN ACT

To enact R.S. 40:2006, relative to the regulation of health care providers by the Department of Health and Hospitals; to require any health care provider to be physically separated from other health care providers; to require any health care provider to be clearly identifiable and distinguishable from other health care providers; to require all health care providers on one premises to comply with local or statewide codes; to provide for exceptions from

requirements; to provide for rulemaking; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1941—
BY REPRESENTATIVES CLARKSON AND LONG
AN ACT

To amend and reenact R.S. 42:1121(A), relative to ethics; to prohibit certain former public servants from entering into certain contracts for a limited period of time; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1964—
BY REPRESENTATIVE DURAND
AN ACT

To enact R.S. 37:22, relative to the identification of health care providers; to provide for legislative intent; to authorize a licensed health care provider to identify himself or herself by use of professional licensure terms or terminology as provided for within the laws, rules, or regulations which govern the licensure of such health care provider; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2022—
BY REPRESENTATIVE FRITH
AN ACT

To amend and reenact R.S. 32:863.2(A)(1) and (2), relative to compulsory automobile insurance; to provide for notification of issuance and cancellation of insurance; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2023—
BY REPRESENTATIVE WRIGHT
AN ACT

To enact Subpart T of Part I of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, comprised of R.S. 47:120.57, relative to the state individual income tax checkoffs; to provide for a method for individuals to donate a portion of any refund due to Ducks Unlimited; to provide that the secretary of the Department of Revenue and Taxation shall maintain a registry of such donations; to provide for the remission of any amount so donated; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2027—
BY REPRESENTATIVE DONELON
AN ACT

To amend and reenact R.S. 22:637(B) and to enact R.S. 22:636.8, relative to return of unearned premiums; to provide for overpayments, surplus premium, and endorsement credits; to provide for payment of unearned premiums and commissions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2127—
BY REPRESENTATIVES THORNHILL AND FAUCHEUX
AN ACT

To enact R.S. 24:59, relative to lobbying; to provide that any person who receives or expends funds in excess of ten thousand dollars in any calendar year for certain purposes related to legislation shall be required to file certain reports; to provide for the filing of reports; to provide for penalties; to provide for definitions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2229—
BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 28:22.7(B), R.S. 36:259(C)(23), and R.S. 40:2002.4 and 2142, relative to state institutions; to change the name of Villa Feliciana Chronic Disease Hospital and Rehabilitation Center to Villa Feliciana Medical Complex; to provide that all laws and documents which refer to Villa Feliciana Chronic Disease Hospital and Rehabilitation Center shall be deemed to refer to Villa Feliciana Medical Complex; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2276—
BY REPRESENTATIVE DONELON
AN ACT

To amend and reenact R.S. 22:895 and 904(A) and to repeal R.S. 22:896, 897, 898, and 899, relative to insurers; to provide for loss reserve requirements for insurers; to provide for actuarial certification of loss reserves; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2280—
BY REPRESENTATIVES ALARIO AND DEWITT
AN ACT

To enact the Omnibus Bond Authorization Act of 1997, 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. 2321—
BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 18:1483(14), relative to campaign finance; to change the definition of "political committee"; to include certain persons and corporations which support or oppose a candidate or proposition and which accept direct payments for certain personal services related to a campaign; and to provide related matters.

Reported without amendments.

HOUSE BILL NO. 2326—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 22:844(A)(12) and (H), 855(11) and (13), and 856(1) and to repeal R.S. 22:844.2, relative to investments of domestic insurers; to repeal the use of investments in certain open-end or closed-end management type investment companies; to remove the limitations of certain percentages; to repeal the use of investments in data processing equipment by certain insurers; to permit the use of goodwill by an insurer under certain conditions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2329—
BY REPRESENTATIVE PRATT
AN ACT

To enact R.S. 18:1907, relative to census data; to create the Advisory Commission for Census 2000; to provide for the members, powers, and duties of such commission; to provide for the termination of the commission; and to provide for related matters.

Reported without amendments.

June 12, 1995

HOUSE BILL NO. 2339—BY REPRESENTATIVES DANIEL AND HOLDEN
AN ACT

To enact R.S. 17:1602, to enable the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to assess a student technology fee; to authorize the board to provide for the assessment of such fee at institutions under the board's supervision and management; to provide conditions for the assessment of such fee; to provide limitations; to provide for the use of the proceeds thereof; to provide for reports; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2354—BY REPRESENTATIVE WINSTON
AN ACT

To authorize and provide for the lease of or other cooperative endeavor involving certain state property by the Northlake Nature Center from the Department of Health and Hospitals; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2360—BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 22:1404.1, relative to the Department of Insurance; to permit the review of the financial condition of insurers by the department; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2368—BY REPRESENTATIVE GREEN
AN ACT

To enact R.S. 47:2420(D), relative to inheritance tax; to provide for exemption from penalty and interest for certain delinquent inheritance taxes; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2377—BY REPRESENTATIVE WILKERSON
AN ACT

To enact R.S. 47:322.1 and 322.25, relative to the state sales and use tax; to dedicate a portion of the state tax on hotel occupancy in Lincoln Parish; to create the Lincoln Parish Municipalities Fund in the state treasury; to provide for deposit of monies into the fund; to provide for use of monies in the fund; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2416—BY REPRESENTATIVE RIDDLE
AN ACT

To amend and reenact R.S. 47:120.40(B), relative to the state individual income tax checkoffs; to provide for a method for individuals to donate a portion of any refund due to Louisiana Operation Game Thief, Incorporated; to provide that the secretary of the Department of Revenue and Taxation shall maintain a registry of such donations; to provide for the remission of any amount so donated; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2419—BY REPRESENTATIVE WIGGINS
AN ACT

To authorize and provide for the lease of certain state property by the Department of Health and Hospitals to the Family Counseling Agency, Incorporated; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2424—BY REPRESENTATIVES CRANE, BRUN, R. ALEXANDER, BARTON, BAUDOIN, BOWLER, BRUCE, BRUNEAU, DEVILLE, DIEZ, DIMOS, DONELON, DUPRE, FLAVIN, FONTENOT, FORSTER, FRITH, FRUGE, GAUTREAU, HAMMETT, HEBERT, HILL, HOPKINS, JOHNS, KENNARD, KENNEY, LANCASTER, MARTINY, MCCALLUM, MCDONALD, MCMAINS, MORRISH, PINAC, ROUSSELLE, SALTER, SCALISE, SHAW, STELLY, THORNHILL, TRICHE, VITTER, WALSWORTH, WIGGINS, AND WRIGHT
AN ACT

To amend and reenact R.S. 17:3351(A)(5), relative to tuition and attendance fees at public colleges and universities; to provide for the powers, duties, and responsibilities of public higher education management boards; to grant authority to the management boards to establish in accordance with certain guidelines tuition and attendance fees applicable to nonresident students; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 2424 by Representative Crane

AMENDMENT NO. 1

On page 2, line 1, following "Constitution" and before "of Louisiana" delete "of the state" and following "Constitution" delete "of 1974"

HOUSE BILL NO. 2459—BY REPRESENTATIVES MONTGOMERY, BAUDOIN, BRUCE, CARTER, DOERGE, FRITH, FRUGE, GAUTREAU, HILL, HUDSON, ILES, KENNEY, MORRISH, STRAIN, ALARIO, BARTON, BAYLOR, CRANE, DAMICO, DANIEL, DEVILLE, DEWITT, DIEZ, FAUCHEUX, FLAVIN, FONTENOT, GREEN, GUILLORY, HAMMETT, HEATON, HOLDEN, HOPKINS, HUNTER, JOHNS, LANDRIEU, LEBLANC, MARIONNEAU, MCCALLUM, MCDONALD, MICHOT, MITCHELL, MURRAY, ODINET, PIERRE, PINAC, POWELL, QUESAIRE, RIDDLE, ROMERO, ROUSSELLE, SALTER, SHAW, JACK SMITH, JOHN SMITH, THOMPSON, TRAVIS, TRICHE, WALSWORTH, WESTON, WIGGINS, WILKERSON, AND WILLARD-LEWIS
AN ACT

To enact Part VIII of Chapter 28 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:4410 through 4416, relative to forestry; to provide for declaration of policy and cooperative agreements; to create and provide for the disposition of funds concerning the Forestry Productivity Fund; to provide for assistance through cooperative agreements; to provide for the administration of the program and powers and duties of the commissioner; to provide for exclusions and limitations; to provide for requirements of participation; to provide for competitive research and cooperative extension grants; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2477—BY REPRESENTATIVES WRIGHT AND WESTON
AN ACT

To amend and reenact R.S. 37:78(C)(2), relative to eligibility for examination for certification as a certified public accountant; to provide for educational requirements for such eligibility; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2494—BY REPRESENTATIVE DONELON
AN ACT

To amend and reenact R.S. 22:229.1, relative to health insurance policies; to permit rate increases for individual accident and health insurance policies under certain circumstances; and to provide for related matters.

Reported without amendments.

June 12, 1995

HOUSE BILL NO. 2509 (Substitute for House Bill No. 2183 by Representative Donelon)—
BY REPRESENTATIVE DONELON

AN ACT

To amend and reenact R.S. 22:1113(G) and (H) and to enact Chapter 6 of Title 22 of the Louisiana Revised Statutes of 1950, comprised of R.S. 22:3051 through 3065, relative to insurance sales by financial institutions; to provide with respect to financial institution insurance sales, including licensure requirements, sales, referrals, anti-tying, disclosures, solicitations, discrimination, customer privacy, and maintenance of insurance records by certain companies, agencies, and institutions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2515 (Substitute for House Bill No. 2079 by Representatives Jetson and DeWitt)—
BY REPRESENTATIVES JETSON AND DEWITT

AN ACT

To amend and reenact R.S. 37:3372, 3373(B), 3374(14), 3375, 3376(A), (C)(1) through (5) and (8)(a), (b), and (c), and (D), 3376.1, 3378(A), 3379(A)(introductory paragraph), (5), (7), and (11), 3381(C), 3382, and 3384 (introductory paragraph), (2), and (4), to enact R.S. 37:3374(15) and (16) and 3376(C)(9), (F), (G), and (H), and to repeal R.S. 37:3376(C)(6), (7), and (8)(d) and (e), relative to the Louisiana State Board of Certification for Substance Abuse Counselors; to provide for the regulation and certification of counselors who offer services and counseling to persons affected by compulsive, addictive, and obsessive behavior and to those at risk; to provide for compulsive gambling and prevention counselor certification; to define terms; to provide for the registration of counselors in training; to provide for standards for certification; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 2515 by Representative Jetson

AMENDMENT NO. 1

On page 1, line 3, and on page 2, line 1, following "(C)" and before "(1)" insert "(introductory paragraph) and"

Respectfully submitted,
DENNIS BAGNERIS
Chairman

Adoption of Legislative Bureau Report

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

**Introduction of Resolutions,
Senate and Concurrent**

Senator Bagneris 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. 55—
BY SENATOR DYESS

A RESOLUTION

To express the condolences and the sincere regrets of the Louisiana Senate upon the death of Mr. Howard McCormick.

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

SENATE RESOLUTION NO. 56—
BY SENATOR COX

A RESOLUTION

To commend the members of the Louisiana Health Care Authority for their devoted service to providing affordable health care to the entire population of the state of Louisiana.

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

SENATE CONCURRENT RESOLUTION NO. 147—
BY SENATOR DARLENNE

A CONCURRENT RESOLUTION

To create and provide with respect to a committee to study and make recommendations with respect to the feasibility of establishing an advisory council on mental health services for the deaf and hearing impaired and to further study the composition of the governing board for the Louisiana School of the Deaf.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Lambert
Barham	Ellington	Landry
Bean	Fields	Lentini
Branch	Guidry	Robichaux
Cain	Heitmeier	Romero
Campbell	Hines	Short
Casanova	Hollis	Siracusa
Cox	Irons	Smith
Cravins	Johnson	Theunissen
Dardenne	Jordan	Ullo
Total—30		

NAYS

Total—0

ABSENT

Bagneris	Greene	Malone
Bajoie	Hainkel	Schedler
Dean	Jones	Tarver
Total—9		

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

SENATE CONCURRENT RESOLUTION NO. 148—
BY SENATOR ROBICHAUX AND REPRESENTATIVES TRICHE AND GAUTREAU

A CONCURRENT RESOLUTION

To urge and request the Wildlife and Fisheries Commission to make an annual report to the legislature on the status of red drum and spotted sea trout.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Lambert
Barham	Ellington	Landry
Bean	Fields	Malone
Branch	Greene	Romero
Cain	Guidry	Schedler
Campbell	Heitmeier	Short
Casanova	Hines	Siracusa
Cox	Hollis	Smith
Cravins	Irons	Tarver
Dardenne	Johnson	Theunissen
Dean	Jordan	Ullo

Total—33

NAYS

Total—0

ABSENT

Bagneris	Hainkel	Lentini
Bajoie	Jones	Robichaux
Total—6		

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

Reports of Committees

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON
NATURAL RESOURCES**

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

June 12, 1997

To the President and Members of the Senate:

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

SENATE RESOLUTION NO. 52—
BY SENATOR IRONS AND REPRESENTATIVE ROUSSELLE
A RESOLUTION

To direct the Orleans Levee Board to return land taken for the Bohemia Spillway to those persons certified by the Department of Natural Resources as rightful heirs.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 47—
BY REPRESENTATIVE JOHN SMITH
A CONCURRENT RESOLUTION

To approve the Coastal Wetlands Conservation and Restoration Plan for Fiscal Year 1997-1998, prepared by the Wetlands Conservation and Restoration Authority.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 172—
BY REPRESENTATIVE HAMMETT
A CONCURRENT RESOLUTION

To create a task force to study the potential use of Department of Wildlife and Fisheries public lands by political subdivisions for the purposes of satisfying wetland mitigation requirements.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 186—

BY REPRESENTATIVE FAUCHEUX
A CONCURRENT RESOLUTION

To urge the secretary of the Department of Wildlife and Fisheries and Wildlife and Fisheries Commission to use the mean or average of the range of spawning potential ratio for flounders.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 187—

BY REPRESENTATIVE FAUCHEUX
A CONCURRENT RESOLUTION

To suspend Louisiana Administrative Code Title 76, Part VII, Chapter 3, Section 351, prohibiting certain commercial possession and sale of southern flounder, insofar as such rules prohibit possession and sale of flounder taken as a by-catch from commercial shrimp trawls.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 194—

BY REPRESENTATIVE JOHN SMITH
A CONCURRENT RESOLUTION

To memorialize the United States Congress and the appropriate federal agencies to approve the Louisiana Coastal Wetlands Conservation Plan.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 207—

BY REPRESENTATIVE GAUTREAU
A CONCURRENT RESOLUTION

To direct the Louisiana Wildlife and Fisheries Commission to make an annual report to the legislature on red drum and spotted sea trout.

Reported favorably.

HOUSE BILL NO. 152—

BY REPRESENTATIVES WIGGINS, JOHNS, DANIEL, AND WALSWORTH
AN ACT

To amend and reenact R.S. 56:699.1 and 699.2, relative to hunting with a firearm and the procurement and issuance of hunting licenses; to provide terms and conditions for such procurement and issuance; to provide relative to firearm and hunter education; to provide requirements for the completion of a firearm and hunter education course in order to procure or be issued a hunting license; to provide requirements for hunting with a firearm; to delete the exception of hunting by a person under the age of sixteen without a certificate of course completion if accompanied by and under the direct supervision of an adult; to provide relative to persons under sixteen years accompanying an adult who is lawfully hunting; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 246—

BY REPRESENTATIVE STELLY
AN ACT

To amend and reenact R.S. 56:1850(A)(7), relative to the Louisiana Natural and Scenic Rivers System; to provide relative to administration of the system, and rules and regulations that may be issued by the administrator of the system; to authorize the regulation of houseboats docked for longer than thirty consecutive days on a natural and scenic river; and to provide for related matters.

Reported favorably.

June 12, 1995

HOUSE BILL NO. 803—
BY REPRESENTATIVE ROUSSELLE
AN ACT

To enact R.S. 56:303.8 and to repeal R.S. 56:305(B)(14)(c), relative to fishing and fishing licenses; to provide relative to obtaining of a saltwater commercial rod and reel gear license; to repeal the requirement that the applicant shall not have been convicted of a fishery-related class three or greater violation; to provide relative to the effect of such violations on eligibility to hold a commercial fisherman's license; to provide certain terms, conditions, and requirements; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 805—
BY REPRESENTATIVE ROUSSELLE
AN ACT

To enact R.S. 56:432.1, relative to oyster leases; to provide relative to oyster lease relocation; to provide relief for those leases impacted by coastal restoration activities; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1721—
BY REPRESENTATIVE TRICHE
AN ACT

To amend and reenact R.S. 56:305.5(B), 325.3(C)(4), 325.4(B)(4), 333(B)(5), and 406(A)(3)(e) and to repeal R.S. 56:305(B)(4)(b), relative to fishing; to provide relative to issuance by the Department of Wildlife and Fisheries of certain fishing permits, tags, and licenses; to provide relative to fishing nets and the requirements to obtain certain net tags; to prohibit the Department of Wildlife and Fisheries from issuance of any tag for a mullet or pompano strike net to a person who does not have a social security number; to repeal the requirement for payment of a permit fee when obtaining a permit for traversing state waters to and from the federal exclusive economic zone; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1784 (Duplicate of Senate Bill No. 653)—
BY REPRESENTATIVE DEWITT AND SENATOR HAINKEL
AN ACT

To amend and reenact R.S. 30:209, relative to the State Mineral Board; to provide relative to the powers and duties of the board; to authorize certain activities; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1785—
BY REPRESENTATIVE DEWITT
AN ACT

To amend and reenact R.S. 30:209.1, relative to the State Mineral Board; to provide relative to the acquisition of geological and other information; to authorize the acquisition of certain data; to provide certain terms and conditions; to provide relative to confidentiality; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1994—
BY REPRESENTATIVE DEWITT
AN ACT

To amend and reenact R.S. 56:303.1, 304.1, and 305.1(A) and (B), all relative to fishing; to provide relative to the time of purchase of a commercial fisherman's license, vessel license, and commercial gear license; to provide that such licenses may be purchased after November fifteenth for the immediately following license year; to provide that licenses purchased for the immediately following license year shall be valid from the date of purchase through

December thirty-first of the following year; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 2405—
BY REPRESENTATIVES DIMOS AND TRICHE
AN ACT

To enact R.S. 56:109(E), relative to wildlife management areas; to provide relative to uses of wildlife management areas; to provide relative to trail rides; to provide for the establishment of certain all-terrain vehicle trails; to provide for the uses of such trails under certain terms and conditions; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 2518 (Substitute for House Bill No. 1999 by Representative DeWitt)—
BY REPRESENTATIVE DEWITT
AN ACT

To amend and reenact R.S. 56:307.6 and 307.7(A), relative to the interstate transportation of seafood; to provide for those required to have a transport license; to provide relative to information which must be retained by a person transporting seafood; and to provide for related matters.

Reported favorably.

Respectfully submitted,
CRAIG F. ROMERO
Chairman

**House Concurrent Resolutions
on Second Reading
Reported by Committees**

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

HOUSE CONCURRENT RESOLUTION NO. 187—
BY REPRESENTATIVE FAUCHEUX
A CONCURRENT RESOLUTION

To suspend Louisiana Administrative Code Title 76, Part VII, Chapter 3, Section 351, prohibiting certain commercial possession and sale of southern flounder, insofar as such rules prohibit possession and sale of flounder taken as a by-catch from commercial shrimp trawls.

Reported favorably by the Committee on Natural Resources. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the resolution was read by title and referred to the Legislative Bureau.

**House Bills and Joint Resolutions
on Second Reading
Reported by Committees**

Senator Romero 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. 152—
BY REPRESENTATIVES WIGGINS, JOHNS, DANIEL, AND WALSWORTH
AN ACT

To amend and reenact R.S. 56:699.1 and 699.2, relative to hunting with a firearm and the procurement and issuance of hunting licenses; to provide terms and conditions for such procurement and issuance; to provide relative to firearm and hunter education; to provide requirements for the completion of a firearm and hunter education course in order to procure or be issued a hunting license; to provide

requirements for hunting with a firearm; to delete the exception of hunting by a person under the age of sixteen without a certificate of course completion if accompanied by and under the direct supervision of an adult; to provide relative to persons under sixteen years accompanying an adult who is lawfully hunting; 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. 152 by Representative Wiggins

AMENDMENT NO. 1

On page 1, line 2, after "56:699.1" delete "and 699.2" and insert in lieu thereof ", 699.2 and 699.5(A)"

AMENDMENT NO. 2

On page 1, line 15, after "56:699.1" delete "and 699.2" and insert in lieu thereof ", 699.2 and 699.5(A)"

AMENDMENT NO. 3

On page 2, after line 17, insert the following:

§699.5. Firearm and hunter education requirement

A. No person ~~born on or after September 1, 1969;~~ shall hunt with a firearm unless that person has first been issued a certificate of satisfactory completion of a firearm and hunter education course taught or approved by the department, or possesses a valid hunting license issued by the department. However, a person under sixteen years of age may hunt without such certificate if he is accompanied by and is under the direct supervision of ~~a person eighteen years of age or older~~ an adult who possesses a valid hunting license or a person who is eighteen years of age or older. For the purposes of this Subsection, "direct supervision" means that the person being supervised shall be within a normal audible voice proximity, and in direct line of sight, of the supervising adult at all times while hunting.

* * *

On motion of Senator Romero, 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. 246—

BY REPRESENTATIVE STELLY

AN ACT

To amend and reenact R.S. 56:1850(A)(7), relative to the Louisiana Natural and Scenic Rivers System; to provide relative to administration of the system, and rules and regulations that may be issued by the administrator of the system; to authorize the regulation of houseboats docked for longer than thirty consecutive days on a natural and scenic river; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. 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. 803—

BY REPRESENTATIVE ROUSSELLE

AN ACT

To enact R.S. 56:303.8 and to repeal R.S. 56:305(B)(14)(c), relative to fishing and fishing licenses; to provide relative to obtaining of a saltwater commercial rod and reel gear license; to repeal the requirement that the applicant shall not have been convicted of a fishery-related class three or greater violation; to provide relative to

the effect of such violations on eligibility to hold a commercial fisherman's license; to provide certain terms, conditions, and requirements; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. 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. 805—

BY REPRESENTATIVE ROUSSELLE

AN ACT

To enact R.S. 56:432.1, relative to oyster leases; to provide relative to oyster lease relocation; to provide relief for those leases impacted by coastal restoration activities; 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 Engrossed House Bill No. 805 by Representative Rousselle

AMENDMENT NO. 1

On page 1, line 11, after "of" delete the remainder of the line and on line 12, delete "Fisheries" and insert in lieu thereof "Natural Resources"

AMENDMENT NO. 2

On page 1, line 14, after "Subpart." delete the remainder of the line and delete lines 15 through 17 in their entirety and on page 2, delete lines 1 through 3 in their entirety

AMENDMENT NO. 3

On page 2, line 9, change "department" to "Department of Wildlife and Fisheries"

AMENDMENT NO. 4

On page 2, line 9, before "leaseholder" insert "department and the"

AMENDMENT NO. 5

On page 2, line 17, after "area." delete the remainder of the line and delete lines 18 and 19 in their entirety and insert "The"

AMENDMENT NO. 6

On page 2, line 23, change "state of Louisiana." to "Department of Natural Resources."

AMENDMENT NO. 7

On page 3, line 22, change "Wildlife and Fisheries" to "Natural Resources"

AMENDMENT NO. 8

On page 4, at the end of line 2, add the following:

"All costs of exchange, relocation, or purchase as delineated in Subsection B herein shall be considered a part of the cost of the coastal restoration project and shall be funded from that source."

AMENDMENT NO. 9

On page 4, line 3, change "coastal restoration projects" to "relocation or mitigation relief for adversely impacted oyster leaseholders"

AMENDMENT NO. 10

On page 4, line 4, after "government" insert "as a part of a coastal restoration project"

AMENDMENT NO. 11

On page 4, line 6, after "address" insert "such"

AMENDMENT NO. 12

June 12, 1995

On page 4, line 14, after "state," insert the following:

"or in part by the state and in part by any public or private entities other than the federal government."

AMENDMENT NO. 13

On page 4, line 16, after "purpose," delete the remainder of the line and delete lines 17 through 22 in their entirety

AMENDMENT NO. 14

On page 5, delete lines 6 through 9 in their entirety

On motion of Senator Romero, 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. 1721—

BY REPRESENTATIVE TRICHE

AN ACT

To amend and reenact R.S. 56:305.5(B), 325.3(C)(4), 325.4(B)(4), 333(B)(5), and 406(A)(3)(e) and to repeal R.S. 56:305(B)(4)(b), relative to fishing; to provide relative to issuance by the Department of Wildlife and Fisheries of certain fishing permits, tags, and licenses; to provide relative to fishing nets and the requirements to obtain certain net tags; to prohibit the Department of Wildlife and Fisheries from issuance of any tag for a mullet or pompano strike net to a person who does not have a social security number; to repeal the requirement for payment of a permit fee when obtaining a permit for traversing state waters to and from the federal exclusive economic zone; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. 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. 1784 (Duplicate of Senate Bill No. 653)—

BY REPRESENTATIVE DEWITT AND SENATOR HAINKEL

AN ACT

To amend and reenact R.S. 30:209, relative to the State Mineral Board; to provide relative to the powers and duties of the board; to authorize certain activities; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. 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. 1785—

BY REPRESENTATIVE DEWITT

AN ACT

To amend and reenact R.S. 30:209.1, relative to the State Mineral Board; to provide relative to the acquisition of geological and other information; to authorize the acquisition of certain data; to provide certain terms and conditions; to provide relative to confidentiality; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. 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. 1994—

BY REPRESENTATIVE DEWITT

AN ACT

To amend and reenact R.S. 56:303.1, 304.1, and 305.1(A) and (B), all relative to fishing; to provide relative to the time of purchase of a commercial fisherman's license, vessel license, and commercial gear license; to provide that such licenses may be purchased after November fifteenth for the immediately following license year; to provide that licenses purchased for the immediately following license year shall be valid from the date of purchase through

December thirty-first of the following year; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. 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. 2405—

BY REPRESENTATIVES DIMOS AND TRICHE

AN ACT

To enact R.S. 56:109(E), relative to wildlife management areas; to provide relative to uses of wildlife management areas; to provide relative to trail rides; to provide for the establishment of certain all-terrain vehicle trails; to provide for the uses of such trails under certain terms and conditions; 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 Engrossed House Bill No. 2405 by Representative Dimos

AMENDMENT NO. 1

On page 1, line 19, after "rides." insert the following:

"The secretary may prohibit any organization from using the wildlife management area and the vehicle trail if any person in that organization violates the provisions of this Subsection."

On motion of Senator Romero, 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. 2518 (Substitute for House Bill No. 1999 by

Representative DeWitt)—

BY REPRESENTATIVE DEWITT

AN ACT

To amend and reenact R.S. 56:307.6 and 307.7(A), relative to the interstate transportation of seafood; to provide for those required to have a transport license; to provide relative to information which must be retained by a person transporting seafood; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. 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.

Reconsideration

On motion of Senator Hollis, pursuant to the previous notice given, the vote by which the following bill failed to pass on Wednesday, June 11, 1997 was reconsidered.

SENATE RESOLUTION NO. 43—

BY SENATORS HOLLIS, BAGNERIS, CRAVINS, AND HEITMEIER

A RESOLUTION

To approve a new casino operating contract.

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

Reconsideration

On motion of Senator Hines, pursuant to the previous notice given, the vote by which the following bill failed to pass on Wednesday, June 11, 1997 was reconsidered.

HOUSE BILL NO. 125—

BY REPRESENTATIVE DOERGE

AN ACT

To amend and reenact R.S. 56:104(A)(3), 116.1(A)(6), (B)(10), and (E), 116.3(A)(1)(a), and 116.4(A)(1), and to enact R.S. 56:103(C)(3) and 115(E) and (F), relative to licensing and other requirements for lawful hunting in this state; to authorize the use of a crossbow and provide for licensing and regulation; to provide relative to hunting by disabled hunters, including the establishment of special seasons and other matters; to provide terms, conditions, and penalties for the unauthorized or illegal use of crossbows; to provide relative to deer and wild turkey hunting by crossbow; 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.

Special Order of the Day

The following House Bill on Third Reading and Final Passage, which was made Special Order of the Day No. 1, was taken up and acted upon as follows:

HOUSE BILL NO. 1270—

BY REPRESENTATIVES TRICHE, FRITH, DOWNER, BARTON, BAUDOIN, BRUCE, BRUN, BRUNEAU, CHAISSON, CLARKSON, CRANE, DEVILLE, DOERGE, DONELON, DUPRE, DURAND, FAUCHEUX, FORSTER, FRUGE, GAUTREAU, HEBERT, HILL, ILES, KENNARD, KENNEY, LANCASTER, LANDRIEU, MARIONNEAUX, MCCAIN, MCDONALD, MICHOT, MONTGOMERY, PERKINS, PINAC, POWELL, ROUSSELLE, SCALISE, SHAW, JACK SMITH, THOMAS, THORNHILL, TRAVIS, VITTER, WARNER, WINDHORST, AND WRIGHT

AN ACT

To amend and reenact R.S. 32:863.1(C)(1)(b) and 1728(A) and (B), relative to motor vehicles; to provide for the seizure and sequestration of vehicles which are operated without proof of insurance; to provide for the redemption of those vehicles; to provide for the disposition of vehicles which are not redeemed; and to provide for related matters.

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

Special Order of the Day

The following House Bill on Third Reading and Final Passage, which was made Special Order of the Day No. 2, was taken up and acted upon as follows:

HOUSE BILL NO. 1877—

BY REPRESENTATIVES MCDONALD, DIMOS, AND DOWNER

AN ACT

To enact R.S. 47:302.31, 302.32, 302.33, 322.1, 322.2, 322.3, 322.4, 332.25, 332.26, and 332.27, relative to the proceeds of the state sales tax on hotel occupancy in certain parishes; to dedicate a portion of such tax for deposit in certain funds; and to provide for related matters.

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. 1877 by Representative McDonald, et al.

AMENDMENT NO. 1

On page 1, line 2, between "To" and "enact" insert "amend and reenact R.S. 47:302.21(A), 302.22(A), 302.28(A) and 332.1(B)(3), 332.15(A) 332.19(A), and 332.23(A)and to"

AMENDMENT NO. 2

On page 1, line 2, between "302.33," and "322.1" insert "302.34, 302.35," and between "322.4," and "332.25" insert "322.5, 322.6, 332.1(B)(4) and (5),"

AMENDMENT NO. 3

On page 1, line 10, between "Section 1." and "R.S." insert "R.S. 47:302.21, 302.22(A), 302.28(A), 332.1(B)(3), 332.15(A), 332.19(A), and 332.23(A) are hereby amended and reenacted and"

AMENDMENT NO. 4

On page 1, line 10, between "302.33," and "322.1" insert "302.34, 302.35,"

AMENDMENT NO. 5

On page 1, at the end of line 11, add "322.5, 322.6, 332.1(B)(4) and (5),"

AMENDMENT NO. 6

On page 1, between lines 11 and 12, insert the following:

"§302.21. Disposition of certain collections in Ascension Parish
A. The avails of the tax imposed by this Chapter from the sales of services as defined in R.S. 47:301(14)(a) in Ascension Parish under the provisions of R.S. 47:302(C), 321(C), and 331(C), shall be credited to the Bond Security and Redemption Fund, and after a sufficient amount is allocated from that fund to pay all obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall pay the remainder of such funds into a special fund which is hereby created in the state treasury and designated as the "Ascension Parish Visitor Enterprise Fund".
* * *

§302.22. Acadia Parish Visitor Enterprise Fund
A. The avails of the tax imposed by this Chapter for the sale of services as defined by R.S. 47:301(14)(a) in Acadia Parish under the provisions of R.S. 47:302(C), 321(C), and 331(C) shall be credited to the Bond Security and Redemption Fund, and after a sufficient amount is allocated from that fund to pay all the obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall pay the remainder of such funds into a special fund which is hereby created in the state treasury and designated as the "Acadia Parish Visitor Enterprise Fund".
* * *

§302.28. Disposition of certain collections in Pointe Coupee Parish
A. The avails of the tax imposed by this Chapter from the sales of services as defined by R.S. 47:301(14)(a) in Pointe Coupee Parish under the provisions of R.S. 47:302(C) and 321(C) shall be credited to the Bond Security and Redemption Fund, and after a sufficient amount is allocated from that fund to pay all of the obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall pay the remainder of such funds into a special fund which is hereby created in the state treasury and designated as the "Pointe Coupee Parish Visitor Enterprise Fund".
* * *

AMENDMENT NO. 7

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

"§302.34. Disposition of certain collections in Franklin Parish
A. The avails of the tax imposed on the sales of services as defined by R.S. 47:301(14)(a) in Franklin Parish under the provisions of R.S. 47:302(C), 321(C), and 331(C) shall be credited to the Bond Security and Redemption Fund, and after a sufficient amount is allocated from that fund to pay all of the obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall

pay the remainder of such funds into a special fund which is hereby created in the state treasury and designated as the "Franklin Parish Visitor Enterprise Fund".

B. The monies in the Franklin Parish Visitor Enterprise Fund shall be subject to annual appropriation by the legislature to the governing authority of Franklin Parish. The monies in the fund shall be used by the Franklin Parish Tourism Commission for tourism purposes. All unexpended and unencumbered monies in the fund shall remain in the fund. The monies in the fund shall be invested by the treasurer in the same manner as the monies in the state general fund, and all interest earned shall be deposited in the state general fund.

§302.35. Disposition of certain collections in Jackson Parish

A. The avails of the tax imposed on the sales of services as defined by R.S. 47:301(14)(a) in Jackson Parish under the provisions of R.S. 47:302(C), 321(C), and 331(C) shall be credited to the Bond Security and Redemption Fund, and after a sufficient amount is allocated from that fund to pay all of the obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall pay the remainder of such funds into a special fund which is hereby created in the state treasury and designated as the "Jackson Parish Economic Development and Tourism Fund".

B. The monies in the Jackson Parish Economic Development and Tourism Fund shall be subject to annual appropriation by the legislature to the governing authority of Jackson Parish. The monies in the fund shall be used by the Jackson Parish Tourism Commission for economic development and tourism related purposes. All unexpended and unencumbered monies in the fund shall remain in the fund. The monies in the fund shall be invested by the treasurer in the same manner as the monies in the state general fund, and all interest earned shall be deposited in the state general fund."

AMENDMENT NO. 8

On page 5, between lines 10 and 11, and insert the following:

§322.5. Disposition of certain collections in Tangipahoa Parish

A. The avails of the tax imposed from the sales of services as defined by R.S. 47:301(14)(a) in Tangipahoa Parish under the provisions of R.S. 47:321(C) shall be credited to the Bond Security and Redemption Fund, and after a sufficient amount is allocated from that fund to pay all of the obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall pay the remainder of such funds into a special fund which is hereby created in the state treasury and designated as the "Tangipahoa Parish Economic Development Fund".

B. The monies in the Tangipahoa Economic Parish Development Fund shall be subject to an annual appropriation by the legislature. The monies in the fund shall be utilized exclusively for economic development in Tangipahoa Parish. All unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund. The monies in the fund shall be invested by the treasurer in the same manner as the monies in the state general fund, and all interest earned shall be deposited in the state general fund.

§322.6. Disposition of certain collections in Washington Parish

A. The avails of the tax imposed from the sales of services as defined by R.S. 47:301(14)(a) in Washington Parish under the provisions of R.S. 47:321(C) shall be credited to the Bond Security and Redemption Fund, and after a sufficient amount is allocated from that fund to pay all of the obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall pay the remainder of such funds into a special fund which is hereby created in the state treasury and designated as the "Washington Parish Economic Development and Tourism Fund".

B. The monies in the Washington Parish Economic Development and Tourism Fund shall be subject to an annual appropriation by the legislature. The monies in the fund shall be utilized exclusively for economic development in Washington Parish. All unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund. The monies in the fund shall be invested by the treasurer in the same manner as the monies in the state general fund, and all interest earned shall be deposited in the state general fund."

AMENDMENT NO. 9

On page 5, between lines 11 and 12, insert the following:

§332.1. Disposition of certain collections in the parish of Jefferson

B. * * *
* * *

(3) The amount of proceeds in the fund collected in all areas on the west side of the Mississippi River in the parish of Jefferson exclusive of Ward 11 and the city of Gretna shall be placed in escrow and shall be available exclusively for planning, designing, purchasing or preparing for the purchase of land, and otherwise preparing for the construction, and for the construction, operation, and maintenance of a convention, assembly, or municipal center on the west side of the Mississippi River in the parish of Jefferson.

(4)(a) Beginning on July 1, 1997, the amount of proceeds in the fund collected in Ward 11 of Jefferson Parish shall be used solely as provided in this Paragraph.

(b)(i) Such proceeds shall be deposited into a special fund which is hereby created in the state treasury and designated as the "Town of Grand Isle Tourist Commission Enterprise Fund".

(ii) The monies in the "Town of Grand Isle Tourist Commission Enterprise Fund" shall be appropriated each year by the legislature to the governing authority of the town of Grand Isle in Jefferson Parish. The monies in the fund shall be utilized exclusively for tourism development purposes and for planning, development, or capital improvements of tourism sites in the town of Grand Isle. All unexpended and unencumbered monies in the fund shall remain in the fund. The monies in the fund shall be invested by the treasurer in the same manner as the monies in the state general fund, and all interest earned shall be deposited in the state general fund.

(iii) For purposes of this Paragraph, "capital improvements" shall mean expenditures for acquiring lands, buildings, equipment, or other permanent properties, or for their construction, preservation, development, or permanent improvement, or for payment of principal, interest, or premium, if any, and other obligations incident to the issuance, security, and payment of bonds or other evidences of indebtedness associated therewith.

(5)(a) Beginning on July 1, 1997, the avails of the tax imposed by this Chapter from the sales of services as defined by R.S. 47:301(14)(a) in the city of Gretna in Jefferson Parish under the provisions of R.S. 47:321(C) and 322 shall be credited to the Bond Security and Redemption Fund, and after a sufficient amount is allocated from that fund to pay all of the obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall pay the remainder of such funds into a special fund which is hereby created in the state treasury and designated as the "Gretna Tourist Commission Enterprise Fund".

(b) The monies in the Gretna Tourist Commission Enterprise Fund shall be subject to an annual appropriation by the legislature. The monies in the fund shall be utilized exclusively for tourism development purposes and for planning, development, or capital improvements of tourism sites in the city of Gretna. All unexpended and unencumbered monies remaining in the fund at the end of the fiscal year shall remain in the fund. The monies in the fund shall be invested by the treasurer in the same manner as

the monies in the state general fund, and all interest earned shall be deposited in the state general fund.

(c) For purposes of this Paragraph "capital improvements" shall mean expenditures for acquiring lands, buildings, equipment, or other permanent properties, or for their construction, preservation, development, or permanent improvement, or for payment of principal, interest, or premium, if any, and other obligations incident to the issuance, security, and payment of bonds or other evidences of indebtedness associated therewith.

* * *

§332.15. Disposition of certain collections in St. Helena Parish
 A. The avails of the tax imposed by R.S. 47:302, the avails of the tax imposed by R.S. 47:321, and the avails of the tax imposed by R.S. 47:331 from the sales of services as defined in R.S. 47:301(14)(a) in the parish of St. Helena under the provisions of R.S. 47:302(C), 321(C), 331(C), and 332, as applicable, shall be credited to the Bond Security and Redemption Fund, and after a sufficient amount is allocated from that fund to pay all the obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall pay the remainder of such funds into a special fund which is hereby created in the state treasury and designated as the "St. Helena Parish Tourist Commission Fund".

* * *

§332.19. Disposition of certain collections in West Baton Rouge Parish

A. The avails of the tax imposed by R.S. 47:302, the avails of the tax imposed by R.S. 47:321, and the avails of the tax imposed by R.S. 47:331 from the sales of services as defined in R.S. 47:301(14)(a) in the parish of West Baton Rouge under the provisions of R.S. 47:302(C), 321(C), 331(C), and 332, as applicable, shall be credited to the Bond Security and Redemption Fund, and after a sufficient amount is allocated from that fund to pay all the obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall pay the remainder of such funds into a special fund which is hereby created in the state treasury and designated as the "West Baton Rouge Parish Visitor Enterprise Fund".

* * *

§332.23. Disposition of certain collections in St. James Parish

A. The avails of the tax imposed by R.S. 47:302, the avails of the tax imposed by R.S. 47:321, and the avails of the tax imposed by R.S. 47:331 from the sales of services as defined in R.S. 47:301(14)(a) in the parish of St. James under the provisions of R.S. 47:302(C), 321(C), 331(C), and 332, as applicable, shall be credited to the Bond Security and Redemption Fund, and after a sufficient amount is allocated from that fund to pay all the obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall pay the remainder of such funds into a special fund which is hereby created in the state treasury and designated as the "St. James Parish Enterprise Fund".

On motion of Senator Barham, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Landry
Barham	Fields	Lentini
Bean	Greene	Malone
Branch	Guidry	Robichaux
Cain	Heitmeier	Romero
Campbell	Hines	Schedler
Casanova	Hollis	Short

Cox	Irons	Siracusa
Cravins	Johnson	Smith
Dardenne	Jones	Tarver
Dean	Jordan	Theunissen
Dyess	Lambert	Ullo
Total—36		

NAYS

Total—0

ABSENT

Bagneris	Bajoie	Hainkel
Total—3		

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

Rules Suspended

Senator Malone asked for and obtained a suspension of the rules for the purpose of advancing to the order of

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. 2309 (Substitute for House Bill No. 1087 by Representative Wiggins)—
 BY REPRESENTATIVES WIGGINS AND BAUDOIN
 AN ACT

To enact R.S. 30:2014.2, relative to permits; to provide for applications; to provide for ownership; to provide for qualifications; to provide for criminal and civil violations; to provide for controlling interest; to provide for rules; and to provide for related matters.

Floor Amendments Sent Up

Senator Malone sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Malone to Reengrossed House Bill No. 2309 by Representative Wiggins

AMENDMENT NO. 1

On page 2, line 18, between "individual" and "who" insert "partnership, corporation, or other entity"

On motion of Senator Malone, the amendments were adopted.

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

HOUSE BILL NO. 2327—
 BY REPRESENTATIVE FAUCHEUX
 AN ACT

To enact R.S. 30:2018, relative to public hearings by the Department of Environmental Quality; to provide for certain issues; to provide for environmental assessment statements; to provide for limitations; 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.

June 12, 1995

HOUSE BILL NO. 2453—
BY REPRESENTATIVE WINDHORST
AN ACT

To enact R.S. 30:2050.21(D), relative to environmental permits; to provide relative to reviews and appeals of certain environmental permits; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini to Reengrossed House Bill No. 2453 by Representative Windhorst

AMENDMENT NO. 1

On page 1, line 12, after "be" delete "finally" and after "preference" delete the remainder of the line and insert a period "." and at the beginning of line 13, insert "In no"

AMENDMENT NO. 2

On page 1, line 15, after "record" delete "of" and insert "for"

On motion of Senator Lentini, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Lentini
Barham	Greene	Malone
Bean	Guidry	Robichaux
Branch	Heitmeier	Romero
Cain	Hines	Schedler
Campbell	Hollis	Short
Casanova	Irons	Siracusa
Cravins	Johnson	Smith
Dardenne	Jones	Tarver
Dean	Jordan	Theunissen
Dyess	Lambert	Ullo
Ellington	Landry	
Total—35		

NAYS

Total—0

ABSENT

Bagneris	Cox
Bajoie	Hainkel
Total—4	

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

HOUSE BILL NO. 63 —
BY REPRESENTATIVE GUILLORY
AN ACT

To amend and reenact R.S. 18:564(D) and to enact R.S. 18:1461(A)(21), relative to assistance in voting; to require the registrar of voters to indicate a voter's need for assistance at the polls on the voter's original application for registration under certain circumstances; to prohibit a person assisting a voter at the polls from influencing the assisted voter to vote a certain way; to

provide for criminal penalties for violations; 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.

HOUSE BILL NO. 188—
BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact R.S. 40:1300.52 (B)(1), (C), and (D)(1)(introductory paragraph) and (2) and to enact R.S. 40:1300.51(6), relative to criminal history checks on certain health-related employees; to provide that criminal history checks may be performed by private agencies; to provide that such agencies must be authorized by the office of state police; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Malone
Barham	Greene	Robichaux
Bean	Guidry	Romero
Branch	Heitmeier	Schedler
Cain	Hines	Short
Campbell	Hollis	Siracusa
Casanova	Irons	Smith
Cravins	Johnson	Tarver
Dardenne	Jordan	Theunissen
Dean	Lambert	Ullo
Dyess	Landry	
Ellington	Lentini	
Total—34		

NAYS

Total—0

ABSENT

Bagneris	Cox	Jones
Bajoie	Hainkel	
Total—5		

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

HOUSE BILL NO. 222—
BY REPRESENTATIVE JOHN SMITH
AN ACT

To amend and reenact R.S. 32:771(7) and (8), relative to used motor vehicle dealers and marine product dealers; to redefine the terms "marine dealer" and "marine product"; to provide for exceptions to the definitions; 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.

HOUSE BILL NO. 251—
BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 32:773(A)(8), relative to used motor vehicle dealers, manufacturers, and distributors; to provide for an exception to the requirement for licensing; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Lentini
Barham	Greene	Malone
Bean	Guidry	Robichaux
Branch	Heitmeier	Romero
Cain	Hines	Schedler
Campbell	Hollis	Short
Casanova	Irons	Siracusa
Dardenne	Johnson	Smith
Dean	Jordan	Tarver
Dyess	Lambert	Theunissen
Ellington	Landry	Ullo
Total—33		

NAYS

Total—0

ABSENT

Bagneris	Cox	Hainkel
Bajoie	Cravins	Jones
Total—6		

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

HOUSE BILL NO. 367—
BY REPRESENTATIVE TRAVIS
AN ACT

To enact R.S. 32:535.1, relative to automobile repair facilities; to require repair facilities to provide a detailed invoice to consumers; and to provide for related matters.

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

HOUSE BILL NO. 368—
BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 32:772(C)(1) and (F)(8), relative to the Used Motor Vehicle and Parts Commission; to provide relative to per diem for commission members; to provide relative to duties of commission members; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Greene	Malone
Bagneris	Guidry	Robichaux
Barham	Heitmeier	Romero
Bean	Hines	Schedler
Cain	Hollis	Short
Campbell	Irons	Siracusa
Cox	Johnson	Smith
Dardenne	Jones	Tarver
Dean	Jordan	Theunissen
Dyess	Lambert	Ullo

Ellington
Fields
Total—34

Landry
Lentini

NAYS

Branch
Total—1

ABSENT

Bajoie
Casanova
Total—4

Cravins
Hainkel

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

HOUSE BILL NO. 372—
BY REPRESENTATIVE MORRELL
AN ACT

To enact R.S. 9:3520(D), relative to consumer credit sales; to prohibit a seller from charging a consumer a fee for sending him an initial billing statement; to authorize a fee for additional statements; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Landry
Bagneris	Ellington	Lentini
Barham	Fields	Malone
Bean	Greene	Robichaux
Branch	Guidry	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Short
Casanova	Hollis	Siracusa
Cox	Irons	Smith
Cravins	Johnson	Tarver
Dardenne	Jordan	Theunissen
Dean	Lambert	Ullo
Total—36		

NAYS

Total—0

ABSENT

Bajoie	Hainkel	Jones
Total—3		

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

HOUSE BILL NO. 391—
BY REPRESENTATIVE TRICHE AND SENATOR DEAN
A JOINT RESOLUTION

Proposing to add Article VI, Section 38(A)(3) and (4) of the Constitution of Louisiana, to provide that the legislature may abolish a levee district or levee and drainage district; to provide for the transfer of the powers, duties, functions, and responsibilities of the board of commissioners; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Motion

June 12, 1995

Senator Heitmeier moved to return the bill to the Involuntary Calendar.

Senator Dean objected.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing yeas for Bagneris, Bajoie, Barham, Bean, Branch, Cain, Cox, Cravins, Dardenne, Ellington, Guidry, Heitmeier, Hines, Hollis, Johnson, Jones, Jordan, Lambert, Lentini, Robichaux, Romero, Siracusa, Smith, Tarver, Theunissen, Ullo. Total—26

NAYS

Table listing nays for Casanova, Dean, Fields, Greene, Irons, Landry, Malone, Short. Total—8

ABSENT

Table listing absentees: Mr. President, Campbell, Dyess, Hainkel, Schedler. Total—5

The Chair declared the bill was returned to the Involuntary Calendar.

Rules Suspended

Senator Cain asked for a suspension of the rules for the purpose of invoking 5 minute cloture.

Senator Bajoie objected.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing yeas for Barham, Bean, Cain, Campbell, Casanova, Cox, Dardenne, Ellington, Greene, Guidry, Heitmeier, Hines, Lambert, Landry, Malone, Robichaux, Romero, Short, Siracusa, Smith, Tarver, Theunissen, Ullo. Total—23

NAYS

Table listing nays: Bajoie, Branch, Fields, Irons, Johnson, Jordan, Lentini. Total—7

ABSENT

Table listing absentees: Mr. President, Bagneris, Cravins, Dean, Dyess, Hainkel, Hollis, Jones, Schedler. Total—9

The Chair declared the rules were suspended and the speaker was granted an additional 5 minutes.

HOUSE BILL NO. 395— BY REPRESENTATIVE ANSARDI AN ACT

To amend and reenact R.S. 51:1407, 1901(6), and 1909.1(D) and to repeal R.S. 51:1909.1(A), relative to professional solicitors; to provide for venue to sue professional solicitors; to expand the definition of "professional solicitor"; to provide for violations and penalties; 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.

HOUSE BILL NO. 422— BY REPRESENTATIVE VITTER AN ACT

To repeal R.S. 17:428(C), relative to conflicts of interest, to remove provisions allowing school bus drivers in parishes with a population of sixteen thousand or less to serve on the school board.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing yeas for Mr. President, Bajoie, Barham, Bean, Campbell, Casanova, Cox, Cravins, Dardenne, Dean, Dyess, Ellington, Greene, Guidry, Heitmeier, Hines, Hollis, Irons, Johnson, Jones, Lambert, Landry, Lentini, Malone, Robichaux, Romero, Schedler, Siracusa, Smith, Tarver, Theunissen, Ullo. Total—32

NAYS

Table listing nays: Branch, Cain, Fields, Jordan. Total—4

ABSENT

Table listing absentees: Bagneris, Hainkel, Short. Total—3

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

HOUSE BILL NO. 423— BY REPRESENTATIVE VITTER AN ACT

To amend and reenact R.S. 4:254(E), relative to the Code of Governmental Ethics; to remove an exception to the Code of Governmental Ethics relative to the incorporator and members of the board of the Louisiana Horsemen Injury Compensation Fund and its nominating bodies; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Lambert
Bagneris	Ellington	Landry
Bajoie	Fields	Lentini
Barham	Greene	Malone
Bean	Guidry	Robichaux
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Siracusa
Casanova	Hollis	Smith
Cox	Irons	Tarver
Cravins	Johnson	Theunissen
Dardenne	Jones	Ullo
Dean	Jordan	
Total—38		

NAYS

Total—0

ABSENT

Short
Total—1

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

HOUSE BILL NO. 424—

BY REPRESENTATIVE VITTER

AN ACT

To repeal R.S. 42:1121(G) and 1123(11)(b), relative to the ethics code; to repeal the provision allowing a licensed psychiatrist formerly employed by the Department of Health and Hospitals to enter into transactions with that department within two years after August 15, 1993; to repeal the provision allowing certain retired registered nurses to contract with the Department of Health and Hospitals when a registered nurse is not available to perform those services; 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. 424 by Representative Vitter

AMENDMENT NO. 1

On page 1, line 2, delete "and 1123(11)(b)"

AMENDMENT NO. 2

On page 1, line 5, delete "to repeal" and delete lines 6, 7 and 8 in their entirety and insert ":and to provide for related matters."

AMENDMENT NO. 3

On page 1, line 10, delete "and 1123(11)(b)"

On motion of Senator Hines, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Lambert
Bagneris	Ellington	Landry
Bajoie	Fields	Lentini
Barham	Greene	Malone
Bean	Guidry	Robichaux
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Siracusa
Cox	Hollis	Smith
Cravins	Irons	Tarver
Dardenne	Johnson	Theunissen
Dean	Jones	Ullo
Total—36		

NAYS

Total—0

ABSENT

Casanova
Total—3
Jordan
Short

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

HOUSE BILL NO. 426—

BY REPRESENTATIVE VITTER

AN ACT

To amend and reenact R.S. 42:1119(B)(2), relative to ethics; to provide relative to the employment of certain persons by school boards; to require disclosure of the employment of certain persons by school boards; to require disclosure of the employment of certain persons by certain hospital service districts and hospital public trust authorities; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Landry
Bagneris	Fields	Lentini
Bajoie	Greene	Malone
Barham	Guidry	Robichaux
Bean	Hainkel	Romero
Branch	Heitmeier	Schedler
Cain	Hines	Short
Campbell	Hollis	Siracusa
Cox	Irons	Smith
Dardenne	Johnson	Tarver
Dean	Jones	Theunissen
Dyess	Lambert	Ullo
Total—36		

NAYS

Total—0

ABSENT

Casanova
Total—3
Cravins
Jordan

June 12, 1995

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

HOUSE BILL NO. 481—
BY REPRESENTATIVE DOERGE
AN ACT

To amend and reenact R.S. 45:822(A)(8)(introductory paragraph), relative to telephonic sales; to include solicitations for telephonic sales within Louisiana in the definition of "telephonic seller"; and to provide for related matters.

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

HOUSE BILL NO. 511—
BY REPRESENTATIVE DEWITT
AN ACT

To amend and reenact R.S. 4:203(A) and 217(B)(2)(e), relative to horse breeders; to provide relative to the payment of supplements and fees on Louisiana Champions Day; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dyess Landry
Bagneris Ellington Lentini
Bajoie Fields Malone
Barham Greene Robichaux
Bean Guidry Romero
Branch Hainkel Schedler
Cain Heitmeier Short
Campbell Hines Siracusa
Casanova Hollis Smith
Cox Irons Tarver
Cravins Johnson Theunissen
Dardenne Jones Ullo
Dean Lambert

Total—38

NAYS

Total—0

ABSENT

Jordan
Total—1

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

HOUSE BILL NO. 513—
BY REPRESENTATIVE DIMOS
AN ACT

To enact R.S. 12:224(E)(10), relative to nonpublic, nonprofit corporations; to authorize meetings and conferences by telephone or facsimile; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dyess Lentini
Bagneris Ellington Malone
Bajoie Fields Robichaux
Barham Greene Romero
Bean Guidry Schedler
Branch Heitmeier Short
Cain Hines Siracusa
Campbell Hollis Smith
Casanova Irons Tarver
Cox Johnson Theunissen
Cravins Jones Ullo
Dardenne Lambert
Dean Landry

Total—37

NAYS

Total—0

ABSENT

Hainkel Jordan
Total—2

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

HOUSE BILL NO. 566—
BY REPRESENTATIVE TRAVIS
AN ACT

To enact R.S. 49:191(11) and to repeal R.S. 49:191(8)(f), relative to the Department of Public Service, including provisions to provide for the re-creation of the Department of Public Service and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dyess Lambert
Bagneris Ellington Landry
Bajoie Fields Lentini
Barham Greene Malone
Bean Guidry Robichaux
Branch Hainkel Romero
Cain Heitmeier Schedler
Campbell Hines Short
Casanova Hollis Siracusa
Cox Irons Smith
Cravins Johnson Tarver
Dardenne Jones Theunissen
Dean Jordan Ullo

Total—39

NAYS

Total—0

ABSENT

Total—0

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

HOUSE BILL NO. 577—
BY REPRESENTATIVE WILKERSON
AN ACT

To enact R.S. 46:460.4, relative to the Temporary Assistance for Needy Families Block Grant; to permit teen parents to live outside an adult-supervised living arrangement in cases of abuse; to authorize the secretary of the Department of Social Services to temporarily exempt from the work participation requirements a female recipient when sufficient evidence of domestic violence is presented; to authorize the secretary of the Department of Social Services to apply for waivers and promulgate necessary rules and regulations; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Lambert
Bagneris	Ellington	Landry
Bajoie	Fields	Lentini
Barham	Greene	Malone
Bean	Guidry	Robichaux
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Short
Casanova	Hollis	Siracusa
Cox	Irons	Smith
Cravins	Johnson	Tarver
Dardenne	Jones	Theunissen
Dean	Jordan	Ullo

Total—39

NAYS

Total—0

ABSENT

Total—0

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

HOUSE BILL NO. 616—
BY REPRESENTATIVES ANSARDI, MARTINY, AND THORNHILL
AN ACT

To amend and reenact R.S. 22:253(B) and 1212(C), to enact R.S. 22:253(D), and to repeal R.S. 22:1220(E), relative to funeral policies and burial insurers; to provide for required benefits under a funeral policy; to provide relative to burial insurers and unfair trade practices; to provide relative to burial insurers and the requirements of good faith claims settlement practices; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Lambert
Bagneris	Ellington	Landry
Bajoie	Fields	Lentini
Barham	Greene	Malone
Bean	Guidry	Robichaux
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Siracusa
Casanova	Hollis	Smith
Cox	Irons	Tarver
Cravins	Johnson	Theunissen
Dardenne	Jones	Ullo
Dean	Jordan	

Total—38

NAYS

Total—0

ABSENT

Short
Total—1

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

HOUSE BILL NO. 676—
BY REPRESENTATIVES LANCASTER, BARTON, BOWLER, BRUN, BRUNEAU, CRANE, DONELON, FONTENOT, FRUGE, MARTINY, MCMAINS, PERKINS, POWELL, SCALISE, SHAW, STELLY, TOOMY, VITTER, WALSWORTH, WIGGINS, WINDHORST, AND WINSTON AND SENATORS BEAN, BRANCH, DARDENNE, DEAN, HAINKEL, HOLLIS, LENTINI, ROMERO AND SHORT

AN ACT

To amend and reenact R.S. 42:1116, relative to the ethics code; to prohibit a public servant from using the authority of his office or position to compel or coerce any person or other public servant to engage in political activity; to provide for definitions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Landry
Bagneris	Ellington	Lentini
Bajoie	Fields	Malone
Barham	Greene	Robichaux
Bean	Guidry	Romero
Branch	Hainkel	Schedler
Cain	Heitmeier	Short
Campbell	Hines	Siracusa
Casanova	Hollis	Smith
Cox	Irons	Tarver
Cravins	Johnson	Theunissen
Dardenne	Jordan	Ullo
Dean	Lambert	

Total—38

NAYS

Total—0

June 12, 1995

ABSENT

Jones
Total—1

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

HOUSE BILL NO. 785—
BY REPRESENTATIVES HUDSON AND MURRAY
AN ACT

To amend and reenact R.S. 22:657(A), (D), and (F)(2) and to enact R.S. 22:2027(E), relative to health maintenance organizations; to provide for payment of claims within a certain time period; to provide for prospective review; to provide for penalties; and to provide for related matters.

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

HOUSE BILL NO. 820—
BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 42:1119(B)(2)(b), relative to nepotism in certain hospital service districts and hospital public trust authorities; to permit employment of licensed physicians or registered nurses who are members of the immediate family of a member of the governing authority or of the chief executive of the district or authority by certain hospital service districts and hospital public trust authorities; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dean	Lambert
Bagneris	Ellington	Landry
Bajoie	Fields	Lentini
Barham	Greene	Malone
Bean	Guidry	Robichaux
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Short
Casanova	Hollis	Siracusa
Cox	Irons	Smith
Cravins	Johnson	Tarver
Dardenne	Jordan	Ullo
Total—36		

NAYS

Total—0

ABSENT

Dyess	Jones	Theunissen
Total—3		

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

HOUSE BILL NO. 888—
BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 40:1578.6(C), relative to rules and regulations conforming to the National Fire Protection Association's Life Safety Code; to provide for the definition of "lawfully constructed and maintained" with regard to exemptions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dean	Landry
Bagneris	Dyess	Lentini
Bajoie	Ellington	Malone
Barham	Fields	Romero
Bean	Greene	Schedler
Branch	Guidry	Short
Cain	Hainkel	Siracusa
Campbell	Heitmeier	Smith
Casanova	Hollis	Tarver
Cox	Johnson	Theunissen
Cravins	Jordan	Ullo
Dardenne	Lambert	
Total—35		

NAYS

Total—0

ABSENT

Hines	Jones
Irons	Robichaux
Total—4	

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

HOUSE BILL NO. 955—
BY REPRESENTATIVE TRICHE
AN ACT

To amend and reenact R.S. 40:1563(C)(2), relative to the state fire marshal; to provide for powers and duties of the fire marshal and fire prevention bureaus; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Lambert
Bagneris	Ellington	Landry
Bajoie	Fields	Lentini
Barham	Greene	Malone
Bean	Guidry	Romero
Branch	Hainkel	Schedler
Cain	Heitmeier	Short
Campbell	Hines	Siracusa
Casanova	Hollis	Smith
Cox	Irons	Tarver
Cravins	Johnson	Theunissen

Dardenne	Jones	Ullo
Dean	Jordan	
Total—38		
	NAYS	
Total—0		
	ABSENT	
Robichaux		
Total—1		

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

HOUSE BILL NO. 1062—
BY REPRESENTATIVE GREEN
AN ACT

To enact R.S. 32:1715.1, relative to the Louisiana Towing and Storage Act; to provide for towing fees which may be charged by a private towing company or a private tow truck in parishes with a population of four hundred thousand or more; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

	YEAS	
Mr. President	Dyess	Landry
Bagneris	Ellington	Lentini
Bajoie	Fields	Malone
Barham	Greene	Robichaux
Bean	Guidry	Romero
Branch	Hainkel	Schedler
Cain	Heitmeier	Short
Campbell	Hollis	Siracusa
Casanova	Irons	Smith
Cox	Johnson	Tarver
Cravins	Jones	Theunissen
Dardenne	Jordan	Ullo
Dean	Lambert	
Total—38		
	NAYS	
Total—0		
	ABSENT	
Hines		
Total—1		

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

HOUSE BILL NO. 1101—
BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 32:771, 772(F)(1), (2), and (5), 773.1(A)(1)(introductory paragraph), (a) and (b), (2)(a) through (d), (f) through (j), and (l)(introductory paragraph), and (B), 773.2(A) through (C), 774(A)(1), (B)(4)(a), (D)(2), (E), (G)(1), (J)(1), (3), and (4), and 775(A)(3) and (F)(2) and (3) and to repeal R.S. 32:755, relative to used motor vehicle dealers; to include buses, motor homes, recreational vehicles, travel trailers, and other motor vehicles in provisions relating to used motor vehicles; to

delete the requirement for a bond; to change the expiration date of licenses; and to provide for related matters.

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

HOUSE BILL NO. 1102—
BY REPRESENTATIVES TRAVIS, DOWNER, DEWITT, AND FRITH
AN ACT

To enact Part V of Chapter 39 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2341 through 2345, relative to economic development; to create and provide relative to a regional initiatives program; to provide for financial assistance to certain organizations; to provide for the promulgation of rules and regulations; and to provide for related matters.

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

HOUSE BILL NO. 1115—
BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 40:1574(D) through (J) and to enact R.S. 40:1573.1 and 1574(K), relative to the state fire marshal; to provide for the alteration or repair of certain structures; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

	YEAS	
Mr. President	Dyess	Lentini
Bagneris	Ellington	Malone
Bajoie	Fields	Robichaux
Barham	Greene	Romero
Bean	Guidry	Schedler
Branch	Hainkel	Short
Cain	Heitmeier	Siracusa
Campbell	Hollis	Smith
Casanova	Johnson	Tarver
Cox	Jones	Theunissen
Cravins	Jordan	Ullo
Dardenne	Lambert	
Dean	Landry	
Total—37		
	NAYS	
Total—0		
	ABSENT	
Hines		
Total—2	Irons	

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

HOUSE BILL NO. 1155—
BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 40:1574.1(A)(introductory paragraph) and (C)(1) and (3) and to enact R.S. 40:1574.1(A)(10), (11), and (12), relative to the state fire marshal; to provide for the charging of fees for the handling of plans and other documents; to provide for the furnishing of a letter listing requirements for plans that are not approved; and to provide for related matters.

June 12, 1995

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Dyess, Lambert, Bagneris, Ellington, Landry, Bajoie, Fields, Lentini, Barham, Greene, Robichaux, Bean, Guidry, Romero, Branch, Hainkel, Schedler, Cain, Heitmeier, Short, Campbell, Hines, Siracusa, Casanova, Hollis, Smith, Cox, Irons, Tarver, Cravins, Johnson, Theunissen, Dardenne, Jones, Uilo, Dean, Jordan.

Total—38

NAYS

Total—0

ABSENT

Malone
Total—1

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

HOUSE BILL NO. 1164— BY REPRESENTATIVES CLARKSON, BRUNEAU, AND WINDHORST AN ACT

To amend and reenact R.S. 18:1434, relative to elections; to provide that under certain circumstances an objection to the qualifications of a voter is not waived; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Ellington, Landry, Bajoie, Fields, Lentini, Barham, Greene, Malone, Bean, Guidry, Robichaux, Branch, Hainkel, Romero, Cain, Heitmeier, Schedler, Campbell, Hines, Short, Casanova, Hollis, Siracusa, Cox, Irons, Smith, Cravins, Johnson, Tarver, Dardenne, Jones, Theunissen, Dean, Jordan, Uilo, Dyess, Lambert.

Total—38

NAYS

Total—0

ABSENT

Bagneris

Total—1

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

HOUSE BILL NO. 1194— BY REPRESENTATIVE TRICHE AN ACT

To amend and reenact R.S. 23:531, 534(2) and (6), 535, 540, 543(A), and 544(A), relative to regulations affecting boilers; to delete exceptions made for New Orleans; to provide for special inspectors for the city of New Orleans; to provide for authority of the state fire marshal; and to provide for related matters.

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

HOUSE BILL NO. 1208— BY REPRESENTATIVES LANCASTER AND SCHNEIDER AN ACT

To amend and reenact R.S. 18:1505.4(A)(2) and (3) and 1505.5(B) and (C), relative to campaign finance; to provide with respect to penalties for failing to file reports or failing to timely file reports; to provide with respect to the penalties for other violations of the Campaign Finance Disclosure Act; to increase the penalties for violations by certain political committees; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Dyess, Lambert, Bajoie, Ellington, Landry, Barham, Fields, Lentini, Bean, Guidry, Robichaux, Branch, Hainkel, Romero, Cain, Heitmeier, Schedler, Campbell, Hines, Siracusa, Casanova, Hollis, Smith, Cox, Irons, Tarver, Cravins, Johnson, Theunissen, Dardenne, Jones, Uilo, Dean, Jordan.

Total—35

NAYS

Total—0

ABSENT

Bagneris
Greene
Total—4

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

HOUSE BILL NO. 1209— BY REPRESENTATIVES LANCASTER, BARTON, BOWLER, BRUNEAU, CRANE, DONELON, FONTENOT, FORSTER, FRUGE, MARTINY, MCMAINS, PERKINS, POWELL, SCALISE, SHAW, STELLY, TOOMY, VITTER, WIGGINS, WINDHORST, AND WINSTON AND SENATORS BEAN, BRANCH, DARDENNE, DEAN, HAINKEL, JORDAN, ROMERO, AND SHORT AN ACT

To enact R.S. 18:1461(A)(21), relative to elections; to provide with respect to election offenses; to provide that the failure of a commissioner to identify an applicant to vote as required by law is an election offense; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Landry
Bajoie	Fields	Lentini
Barham	Greene	Malone
Bean	Guidry	Robichaux
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Short
Casanova	Hollis	Siracusa
Cox	Irons	Smith
Cravins	Johnson	Tarver
Dardenne	Jones	Theunissen
Dean	Jordan	Ullo
Dyess	Lambert	

Total—38

NAYS

Total—0

ABSENT

Bagneris
Total—1

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

HOUSE BILL NO. 1286—
BY REPRESENTATIVE FORSTER
AN ACT

To enact R.S. 40:2109(F), relative to hospital licensure; to require the secretary of the Department of Health and Hospitals to include in the minimum standards adopted relative to the operation and maintenance of hospitals, a provision which prohibits a hospital from paying or reimbursing for, or on behalf of, a patient any sum for which the patient would be responsible, except for certain charges and expenses; to require that such payment be deemed payment for referral; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Lambert
Bagneris	Ellington	Landry
Bajoie	Fields	Lentini
Barham	Greene	Malone
Bean	Guidry	Robichaux
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Short
Casanova	Hollis	Siracusa
Cox	Irons	Smith

Cravins	Johnson	Tarver
Dardenne	Jones	Theunissen
Dean	Jordan	Ullo

Total—39

NAYS

Total—0

ABSENT

Total—0

The Chair declared the 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. 1298—
BY REPRESENTATIVE MCCAIN
AN ACT

To amend and reenact R.S. 40:1563.1, relative to the office of state fire marshal; to add crimes for which the state fire marshal may arrest an individual; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Lambert
Bagneris	Ellington	Landry
Bajoie	Fields	Lentini
Barham	Greene	Malone
Bean	Guidry	Robichaux
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Short
Casanova	Hollis	Siracusa
Cox	Irons	Smith
Cravins	Johnson	Tarver
Dardenne	Jones	Theunissen
Dean	Jordan	Ullo

Total—39

NAYS

Total—0

ABSENT

Total—0

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

HOUSE BILL NO. 1314—
BY REPRESENTATIVES HOLDEN, DOWNER, JETSON, MURRAY,
THORNHILL, DOERGE, HUNTER, PRATT, AND WELCH
AN ACT

To amend and reenact R.S. 22:245(A) and 247(D) and to enact R.S. 22:245(C) and 246(A)(7), relative to health care; to create the Louisiana Healthy Kids Corporation Act; to provide children with increased access to health care; to improve children's health; to reduce the incidence and cost of childhood illnesses and disabilities; and to provide for related matters.

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

June 12, 1995

HOUSE BILL NO. 1317—
BY REPRESENTATIVE LANCASTER
AN ACT

To enact R.S. 18:1415, relative to elections; to provide that under certain circumstances discovery may be conducted prior to the filing of a suit to contest an election; to provide for the filing of an affidavit; to provide for notification of the filing of such affidavit; to provide the time period for conducting such discovery; to provide the type of discovery which may be conducted; to provide for the issuance of subpoenas; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Lambert
Bagneris	Ellington	Landry
Bajoie	Fields	Lentini
Barham	Greene	Malone
Bean	Guidry	Robichaux
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Short
Casanova	Hollis	Siracusa
Cox	Irons	Smith
Cravins	Johnson	Tarver
Dardenne	Jones	Theunissen
Dean	Jordan	Ullo

Total—39

NAYS

Total—0

ABSENT

Total—0

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

HOUSE BILL NO. 1339—
BY REPRESENTATIVES BARTON, DURAND, FLAVIN, FRITH, GAUTREAU, HILL, MICHOT, MURRAY, PINAC, POWELL, SCHNEIDER, AND WESTON
AN ACT

To amend and reenact R.S. 51:1711, relative to deceptive trade practices; to delete references in the law pertaining to deceptive advertising and representation; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Lambert
Bagneris	Ellington	Landry
Bajoie	Fields	Lentini
Barham	Greene	Malone
Bean	Guidry	Robichaux
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Short

Casanova	Hollis	Siracusa
Cox	Irons	Smith
Cravins	Johnson	Tarver
Dardenne	Jones	Theunissen
Dean	Jordan	Ullo

Total—39

NAYS

Total—0

ABSENT

Total—0

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

HOUSE BILL NO. 1373—
BY REPRESENTATIVE DONELON
AN ACT

To amend and reenact R.S. 22:636.1(D)(3)(a), relative to cancellation of an automobile insurance policy; to provide for cancellation upon receipt of a dishonored check or negotiable instrument; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Lambert
Bagneris	Ellington	Landry
Bajoie	Fields	Lentini
Barham	Greene	Malone
Bean	Guidry	Robichaux
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Short
Casanova	Hollis	Siracusa
Cox	Irons	Smith
Cravins	Johnson	Tarver
Dardenne	Jones	Theunissen
Dean	Jordan	Ullo

Total—39

NAYS

Total—0

ABSENT

Total—0

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

HOUSE BILL NO. 1534—
BY REPRESENTATIVES DEWITT AND DIMOS
AN ACT

To amend and reenact R.S. 28:2(1), 56(A), (B), and (G), and 171(Q) and Children's Code Arts. 1409(Q), 1452(A), 1454(B) and (C), and 1458(A), (C), and (D), relative to mental health patients; to limit the time period for which a person can be judicially committed; to require a showing of clear and convincing evidence in order to judicially commit a person; to require periodic review; to provide with respect to the conditional discharge of persons; and to provide for related matters.

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

HOUSE BILL NO. 1541—
BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 37:682(1), (3), (5), (7), and (13), 688(B), 692, 693, 694(A)(2) and (B)(1), 696(A), and 697, relative to engineers and land surveyors; to revise terms regarding engineers and land surveyors in training; to provide for the deletion of expired provisions; and to provide for related matters.

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

HOUSE BILL NO. 1557—
BY REPRESENTATIVE DANIEL
AN ACT

To enact R.S. 12:23(E)(3), relative to incorporation; to provide relative to any corporation seeking a certificate of incorporation which uses the word "architect", "architectural", or "architecture" in its corporate name; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Landry
Bajoie	Fields	Lentini
Barham	Greene	Malone
Bean	Guidry	Robichaux
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Short
Casanova	Irons	Siracusa
Cox	Johnson	Smith
Cravins	Jones	Tarver
Dardenne	Jordan	Theunissen
Dean	Lambert	Ullo

Total—36

NAYS

Total—0

ABSENT

Bagneris	Ellington	Hollis
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Total—3

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

HOUSE BILL NO. 1558—
BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 37:154(C)(1)(a), relative to the practice of architecture; to provide relative to fines for violations of laws governing the practice of architecture; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Landry
Bajoie	Fields	Lentini
Barham	Greene	Malone
Bean	Guidry	Robichaux
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Short
Casanova	Hollis	Siracusa
Cox	Irons	Smith
Cravins	Johnson	Tarver
Dardenne	Jones	Theunissen
Dean	Jordan	Ullo
Dyess	Lambert	

Total—38

NAYS

Total—0

ABSENT

Bagneris
Total—1

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

HOUSE BILL NO. 1559—
BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 37:2950(D)(1), relative to the effect of a felony conviction on trade, occupational, and professional licensing; to provide for an exemption for the Louisiana State Board of Architectural Examiners; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Lambert
Bagneris	Ellington	Landry
Bajoie	Fields	Lentini
Barham	Greene	Malone
Bean	Guidry	Robichaux
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Siracusa
Casanova	Hollis	Smith
Cox	Irons	Tarver
Cravins	Johnson	Theunissen
Dardenne	Jones	Ullo
Dean	Jordan	

Total—38

NAYS

Total—0

ABSENT

Short
Total—1

June 12, 1995

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

HOUSE BILL NO. 1564—

BY REPRESENTATIVES DOWNER, R. ALEXANDER, BARTON, COPELIN, DEVILLE, DIMOS, DUPRE, FLAVIN, FONTENOT, FORSTER, HUNTER, JOHNS, LANCASTER, LEBLANC, MCCAIN, MCDONALD, MCMAINS, MICHOT, PIERRE, SCALISE, JOHN SMITH, STELLY, TRICHE, WALSWORTH, WELCH, WIGGINS, WINDHORST, WINSTON, ANSARDI, BAUDOIN, BAYLOR, BRUCE, CARTER, CLARKSON, CRANE, DAMICO, DOERGE, DONELON, DURAND, FARVE, FAUCHEUX, FRITH, FRUGE, GUILLORY, HAMMETT, HEBERT, HILL, HOLDEN, JETSON, KENNARD, KENNEY, LANDRIEU, LONG, MARIONNEAUX, MARTINY, MCCALLUM, MITCHELL, MONTGOMERY, MORRELL, ODINET, PERKINS, POWELL, PRATT, QUEZAIRE, RIDDLE, ROMERO, ROUSSELLE, SALTER, SHAW, THOMAS, THOMPSON, THORNHILL, TRAVIS, VITTER, WARNER, WILLARD-LEWIS, AND WRIGHT

AN ACT

To enact R.S. 24:15, relative to the legislature; to create the Broadcast Education Network; to provide for the responsibilities and functions of the legislature and the Louisiana Educational Television Authority in relation thereto; and to provide for related matters.

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

HOUSE BILL NO. 1580—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 37:145(B) and 155(A)(2) and to enact R.S. 37:697.1, relative to engineers, land surveyors, and architects; to provide for continuing education requirements for engineers and land surveyors; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dyess Landry
Bagneris Ellington Lentini
Bajoie Fields Malone
Barham Guidry Robichaux
Bean Hainkel Romero
Branch Heitmeier Schedler
Cain Hines Siracusa
Campbell Hollis Smith
Casanova Irons Tarver
Cox Johnson Theunissen
Cravins Jones Ullo
Dardenne Jordan
Dean Lambert
Total—37

NAYS

Total—0

ABSENT

Greene Short
Total—2

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

HOUSE BILL NO. 1613—

BY REPRESENTATIVE TRAVIS

AN ACT

To amend and reenact R.S. 6:103(H)(3), R.S. 9:3576.21(B), R.S. 37:1806 (B), R.S. 44:4(4)(a) through (c), and R.S. 51:2389(G)(5) and to enact R.S. 9:3518.1 and R.S. 51:1934, relative to the documents and records of the office of financial institutions; to provide for their confidentiality; to provide a procedure for requesting disclosure; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dyess Lambert
Bagneris Ellington Landry
Bajoie Fields Lentini
Barham Greene Malone
Bean Guidry Robichaux
Branch Hainkel Romero
Cain Heitmeier Schedler
Campbell Hines Short
Casanova Hollis Siracusa
Cox Irons Smith
Cravins Johnson Tarver
Dardenne Jones Theunissen
Dean Jordan Ullo
Total—39

NAYS

Total—0

ABSENT

Total—0

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

HOUSE BILL NO. 1639 (Duplicate of Senate Bill Nos. 1035 and 1250)—

BY REPRESENTATIVE SCHNEIDER AND SENATORS HEITMEIER AND HOLLIS

AN ACT

To amend and reenact R.S. 9:3143(1) and (3), 3144(B)(4)(a) and (c) and (16), and 3145, relative to the New Home Warranty Act; to provide for the definitions of "builder" and "home"; to provide for exclusions to warranties; to provide for required notice; and to provide for related matters.

Floor Amendments Sent Up

Senator Hollis sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hollis to Reengrossed House Bill No. 1639 by Representative Schneider

AMENDMENT NO. 1

On page 2, at the end of line 19, insert:

"However, the provisions of this Subparagraph shall not be construed to change either the warranty periods enumerated in R.S. 9:3144(A) or the notice requirements provided by R.S. 9:3145."

On motion of Senator Hollis, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dean	Lambert
Bagneris	Dyess	Landry
Bajoie	Ellington	Lentini
Barham	Fields	Malone
Bean	Guidry	Romero
Branch	Hainkel	Short
Cain	Heitmeier	Smith
Campbell	Hollis	Tarver
Casanova	Irons	Theunissen
Cox	Johnson	Ullo
Cravins	Jones	
Dardenne	Jordan	
Total—34		

NAYS

Total—0

ABSENT

Greene	Robichaux	Siracusa
Hines	Schedler	
Total—5		

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

HOUSE BILL NO. 1675—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 37:682(8), relative to the practice of engineering; to revise the definition of "practice of engineering"; and to provide for related matters.

Rules Suspended

Senator Landry asked for a suspension of the rules for the purpose of granting the speaker an additional 5 minutes.

Senator Cain objected.

ROLL CALL

The roll was called with the following result:

YEAS

Barham	Greene	Malone
Bean	Hainkel	Robichaux
Branch	Heitmeier	Romero
Campbell	Hines	Schedler
Casanova	Hollis	Short
Cox	Irons	Siracusa
Dardenne	Johnson	Tarver
Dean	Lambert	Theunissen
Dyess	Landry	Ullo
Fields	Lentini	
Total—29		

NAYS

Cain	Ellington
Total—2	ABSENT

Mr. President	Cravins	Jordan
Bagneris	Guidry	Smith
Bajoie	Jones	
Total—8		

The Chair declared the rules were suspended and the speaker was granted an additional 5 minutes.

Floor Amendments Sent Up

Senator Ellington sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ellington to Reengrossed House Bill No. 1675 by Representative Hammett

AMENDMENT NO. 1

On page 2, at the end of line 18, after "structures," add:

"buildings, exclusive of residential"

Senator Ellington moved adoption of the amendments.

Senator Schedler objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bagneris	Dyess	Landry
Barham	Ellington	Malone
Bean	Greene	Robichaux
Casanova	Heitmeier	Siracusa
Cox	Lambert	Smith
Total—15		

NAYS

Bajoie	Hines	Schedler
Cain	Hollis	Short
Campbell	Irons	Tarver
Dardenne	Johnson	Theunissen
Dean	Jordan	Ullo
Fields	Lentini	
Guidry	Romero	
Total—19		

ABSENT

Mr. President	Cravins	Jones
Branch	Hainkel	
Total—5		

The Chair declared the amendments were rejected.

Motion

Senator Robichaux moved the previous question on the entire subject matter.

Without objection, so ordered.

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

June 12, 1995

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Landry
Barham	Ellington	Robichaux
Bean	Greene	Schedler
Branch	Hainkel	Siracusa
Casanova	Heitmeier	Smith
Cox	Hines	Tarver
Cravins	Hollis	Ullo
Dardenne	Jones	
Dean	Lambert	
Total—25		

NAYS

Bajoie	Irons	Malone
Cain	Johnson	Romero
Fields	Jordan	Short
Guidry	Lentini	Theunissen
Total—12		

ABSENT

Bagneris	Campbell
Total—2	

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

Motion to Make Special Order

Senator Hollis asked for a suspension of the rules for the purpose of making Senate Resolution No. 43, which is on Senate Resolutions to be Adopted Subject to Call, Special Order of the Day No. 1 on Monday, June 16, 1997 immediately following the Morning Hour.

Senator Jordan objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bagneris	Guidry	Landry
Bajoie	Hainkel	Lentini
Bean	Heitmeier	Robichaux
Campbell	Hines	Romero
Cox	Hollis	Siracusa
Cravins	Irons	Theunissen
Ellington	Johnson	Ullo
Fields	Jones	
Total—23		

NAYS

Barham	Dean	Malone
Branch	Dyess	Schedler
Cain	Greene	Short
Casanova	Jordan	Smith
Dardenne	Lambert	
Total—14		

ABSENT

Mr. President	Tarver
Total—2	

The Chair declared the rules were suspended and Senate Resolution No. 43 was made Special Order of the Day No. 1 Monday June 16, 1997, immediately following the Morning Hour.

SENATE RESOLUTION NO. 43—
BY SENATORS HOLLIS, BAGNERIS, CRAVINS, AND HEITMEIER
A RESOLUTION

To approve a new casino operating contract.

Motion

On motion of Senator Hollis, Senate Resolution No. 43 was made Special Order of the Day, No. 1 on Monday, June 16, 1997 immediately following the Morning Hour.

**House Bills and Joint Resolutions on
Third Reading
and Final Passage, Resumed**

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

HOUSE BILL NO. 1681—
BY REPRESENTATIVE THOMAS
AN ACT

To amend and reenact R.S. 40:41(D), relative to vital statistics; to require the state registrar of vital statistics to issue a certified copy of a birth or death certificate to any public retirement system, fund, or plan in Louisiana upon written request of the retirement system; to limit the purposes for which the birth or death certificate may be requested; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Lambert
Bagneris	Ellington	Landry
Bajoie	Fields	Lentini
Barham	Greene	Malone
Bean	Guidry	Robichaux
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Siracusa
Casanova	Hollis	Smith
Cox	Irons	Tarver
Cravins	Johnson	Theunissen
Dardenne	Jones	Ullo
Dean	Jordan	
Total—38		

NAYS

Total—0

ABSENT

Short
Total—1

The Chair declared the 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. 1682—

BY REPRESENTATIVE TRAVIS

AN ACT

To enact R.S. 9:3409, 3410, and 3428, relative to annual reports; to require partnerships to file annual reports; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dean	Lambert
Bagneris	Dyess	Landry
Bajoie	Ellington	Malone
Barham	Fields	Robichaux
Bean	Greene	Romero
Branch	Guidry	Schedler
Cain	Heitmeier	Short
Campbell	Hines	Siracusa
Casanova	Irons	Smith
Cox	Johnson	Tarver
Cravins	Jones	Theunissen
Dardenne	Jordan	Ullo
Total—36		

NAYS

Total—0

ABSENT

Hainkel	Hollis	Lentini
Total—3		

The Chair declared the 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. 1718—

BY REPRESENTATIVE THOMPSON

AN ACT

To amend and reenact R.S. 37:1171(1), relative to pharmacy; to provide for the definition of "approved college of pharmacy"; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Lambert
Bagneris	Ellington	Landry
Bajoie	Fields	Lentini
Barham	Greene	Malone
Bean	Guidry	Robichaux
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Short
Casanova	Hollis	Siracusa
Cox	Irons	Smith
Cravins	Johnson	Tarver
Dardenne	Jones	Theunissen
Dean	Jordan	Ullo
Total—39		

NAYS

Total—0

ABSENT

Total—0

The Chair declared the 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. 1719—

BY REPRESENTATIVE THOMPSON

AN ACT

To amend and reenact R.S. 37:1191, relative to pharmacists; to provide for fees to be charged to pharmacy technicians; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Lentini
Bagneris	Ellington	Malone
Bajoie	Greene	Robichaux
Barham	Guidry	Romero
Bean	Hainkel	Schedler
Branch	Heitmeier	Short
Cain	Hines	Siracusa
Campbell	Hollis	Smith
Casanova	Johnson	Tarver
Cox	Jones	Theunissen
Cravins	Jordan	Ullo
Dardenne	Lambert	
Dean	Landry	
Total—37		

NAYS

Total—0

ABSENT

Fields	Irons
Total—2	

The Chair declared the 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. 1747—

BY REPRESENTATIVE JETSON

AN ACT

To amend and reenact R.S. 37:2801(3), relative to the practice of chiropractic; to provide that a chiropractor may order certain diagnostic tests; 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. 1747 by Representative Jetson

AMENDMENT NO. 1

On page 2, line 11, after "practitioner." add the following:

June 12, 1995

"However, the authority to order such diagnostic tests shall not be construed so as to mandate coverage for such tests ordered by a chiropractor under any health care plan or policy of insurance, to require such coverage under any such plan or policy, or to circumvent any requirement or pre-authorization for covered services by a primary care physician or pre-certification by an insurer or administrator of a plan or policy in accordance with the terms of a health care plan or policy."

AMENDMENT NO. 2

On page 2, at the end of line 16, insert the following:

"In the exercise of the authority to order diagnostic tests provided in this Paragraph, a chiropractor shall not order such tests or solicit an insurer or health care plan provider for coverage arrangements for such tests for the primary purpose of financial gain."

Senator Hines moved adoption of the amendments.

Senator Dean objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bagneris	Ellington	Lambert
Bajoie	Fields	Landry
Barham	Greene	Lentini
Bean	Guidry	Malone
Branch	Hainkel	Robichaux
Cain	Heitmeier	Romero
Campbell	Hines	Schedler
Casanova	Hollis	Siracusa
Cox	Irons	Smith
Cravins	Johnson	Tarver
Dardenne	Jones	Theunissen
Dyess	Jordan	Ullo
Total—36		

NAYS

Dean
Total—1

ABSENT

Mr. President Short
Total—2

The Chair declared the amendments were adopted.

Floor Amendments Sent Up

Senator Casanova sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Casanova to Engrossed House Bill No. 1747 by Representative Jetson

AMENDMENT NO. 1

On page 2, after line 16, insert the following:

"Section 2. Chiropractors shall not be allowed to order magnetic resonance imaging."

Senator Casanova moved adoption of the amendments.

Senator Landry objected.

ROLL CALL

The roll was called with the following result:

YEAS

Barham	Greene	Robichaux
Branch	Hainkel	Siracusa
Casanova	Johnson	Smith
Dardenne	Jones	Theunissen
Ellington	Lambert	
Total—14		

NAYS

Bagneris	Dean	Jordan
Bajoie	Dyess	Landry
Bean	Fields	Lentini
Cain	Guidry	Schedler
Campbell	Heitmeier	Short
Cox	Hollis	Tarver
Cravins	Irons	Ullo
Total—21		

ABSENT

Mr. President	Malone
Hines	Romero
Total—4	

The Chair declared the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bagneris	Guidry	Landry
Bajoie	Hainkel	Lentini
Bean	Heitmeier	Malone
Cain	Hines	Robichaux
Campbell	Hollis	Romero
Cox	Irons	Schedler
Cravins	Johnson	Short
Dean	Jones	Smith
Dyess	Jordan	Tarver
Fields	Lambert	Ullo
Total—30		

NAYS

Barham	Dardenne	Siracusa
Branch	Ellington	Theunissen
Casanova	Greene	
Total—8		

ABSENT

Mr. President
Total—1

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

HOUSE BILL NO. 1748—

BY REPRESENTATIVE KENNEY

AN ACT

To enact R.S. 37:2504(D) and (E), relative to the Board of Examiners of Nursing Facility Administrators; to provide that the board is authorized to operate and maintain the Certified Nurse Aide Registry through an interagency agreement with the Department of Health and Hospitals; to authorize the board to issue certificates or other paraphernalia and to charge an amount for providing them; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bagneris	Fields	Lentini
Bajoie	Greene	Malone
Barham	Guidry	Robichaux
Bean	Hainkel	Romero
Branch	Heitmeier	Schedler
Cain	Hines	Short
Campbell	Hollis	Siracusa
Casanova	Irons	Smith
Cox	Johnson	Tarver
Cravins	Jones	Theunissen
Dardenne	Jordan	Ullo
Dyess	Lambert	
Ellington	Landry	
Total—37		

NAYS

Total—0

ABSENT

Mr. President	Dean
Total—2	

The Chair declared the 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. 1831—

BY REPRESENTATIVE JACK SMITH

AN ACT

To enact R.S. 46:236.10, relative to the collection of child support in cases wherein the Department of Social Services is providing child support services; to establish a privilege in favor of the department over proceeds collected in a personal injury case for payment of past due child support; and to provide for related matters.

Floor Amendments Sent Up

Senator Landry sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Landry to Reengrossed House Bill No. 1831 by Representative Jack D. Smith

AMENDMENT NO. 1

On page 2, line 21, after "hereof," delete the remainder of the line and at the beginning of line 22, delete "proceeding in which the notice is filed,"

On motion of Senator Landry, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bagneris	Ellington	Lambert
Bajoie	Fields	Landry
Barham	Greene	Lentini
Bean	Guidry	Malone
Branch	Hainkel	Robichaux
Cain	Heitmeier	Schedler
Campbell	Hines	Short
Cox	Hollis	Siracusa
Cravins	Irons	Smith
Dardenne	Johnson	Tarver
Dean	Jones	Theunissen
Dyess	Jordan	Ullo
Total—36		

NAYS

Total—0

ABSENT

Mr. President	Casanova	Romero
Total—3		

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

HOUSE BILL NO. 1856—

BY REPRESENTATIVE LANCASTER

AN ACT

To amend and reenact R.S. 44:39(A), relative to public records; to provide that public records may be recorded and filed by microphotographic process or by electronic digitization; to require that when an electronic digitizing process is utilized that the original source document or microfilm thereof must be maintained until such process is approved for records preservation; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bagneris	Ellington	Landry
Bajoie	Fields	Lentini
Barham	Greene	Malone
Bean	Guidry	Robichaux
Branch	Hainkel	Schedler
Cain	Heitmeier	Short
Campbell	Hines	Siracusa
Casanova	Hollis	Smith
Cox	Irons	Tarver
Cravins	Johnson	Theunissen
Dardenne	Jones	Ullo
Dean	Jordan	
Dyess	Lambert	
Total—37		

NAYS

Total—0

June 12, 1995

ABSENT

Mr. President Romero
Total—2

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

HOUSE BILL NO. 1859—
BY REPRESENTATIVE WINDHORST
AN ACT

To enact R.S. 49:963(E), relative to administrative procedure; to provide relative to judicial review of rules; to allow certain rules to be declared invalid; 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. 1867—
BY REPRESENTATIVES CLARKSON AND LONG
AN ACT

To enact R.S. 49:193(B)(10) and (E)(17), relative to the termination and re-creation of statutory entities; to require certain information from the statutory entities; to provide for the evaluation and review of the statutory entity; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing YEAS: Bagneris, Bajoie, Barham, Bean, Branch, Cain, Casanova, Cox, Cravins, Dardenne, Dean, Dyess, Ellington, Landry, Lentini, Malone, Robichaux, Romero, Schedler, Short, Siracusa, Smith, Tarver, Theunissen, Ullo.

NAYS

Total—0

ABSENT

Mr. President
Total—1

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

HOUSE BILL NO. 1951—
BY REPRESENTATIVES DOWNER, R. ALEXANDER, BARTON, DEVILLE, DIMOS, DUPRE, FLAVIN, FORSTER, JOHNS, LEBLANC, MCDONALD, MCMAINS, MICHOT, SCALISE, JOHN SMITH, AND STELLY
AN ACT

To enact Chapter 23 of Title 36 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 36:931 through 937, to provide for the reorganization of the executive branch of state government; to provide for further reorganization and consolidation within the executive branch of state government by creating and providing for

the Joint Legislative Committee on Reorganization of the Executive Branch, including its membership, powers, and duties; and to provide for related matters.

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

HOUSE BILL NO. 2007—
BY REPRESENTATIVES JACK SMITH, DEWITT, FAUCHEUX, AND FRITH
AN ACT

To amend and reenact R.S. 56:301.7(B), 303(A), (B), and (D), 303.1, 303.4(A), and Subpart F of Title 56 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 56:306 through 306.6, and to enact R.S. 56:301.7(C), relative to commercial fishing and seafood dealers' licenses; to create the "retail seafood dealers" license and provide relative thereto; to create the "wholesale/retail seafood dealer" license and to provide relative thereto, to increase fees for certain licenses; to provide for the dedication of revenues derived from the licenses; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing YEAS: Bajoie, Barham, Bean, Branch, Cain, Casanova, Cox, Cravins, Dardenne, Dean, Dyess, Ellington, Fields, Greene, Hainkel, Heitmeier, Hines, Hollis, Irons, Johnson, Jones, Jordan, Lambert, Landry, Lentini, Malone, Robichaux, Romero, Schedler, Short, Siracusa, Smith, Tarver, Theunissen, Ullo.

NAYS

Total—0

ABSENT

Mr. President Campbell
Bagneris Guidry
Total—4

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

HOUSE BILL NO. 2012—
BY REPRESENTATIVE DEWITT
AN ACT

To amend and reenact R.S. 56:152(A), relative to the Louisiana Duck Stamp program; to increase the fee for a stamp; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Greene	Lentini
Barham	Guidry	Robichaux
Bean	Hainkel	Romero
Branch	Heitmeier	Schedler
Casanova	Hines	Short
Cox	Hollis	Siracusa
Cravins	Irons	Smith
Dardenne	Johnson	Tarver
Dyess	Jones	Theunissen
Ellington	Lambert	Ullo
Fields	Landry	
Total—32		

NAYS

Cain	Jordan
Dean	Malone
Total—4	

ABSENT

Mr. President	Bagneris	Campbell
Total—3		

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

HOUSE BILL NO. 2025—
BY REPRESENTATIVE DONELON
AN ACT

To enact Part XVI of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950, comprised of R.S. 22:2091.12 through 2094, relative to title insurance; to provide for definitions, corporate form, and limitation of authority of title insurers; to establish certain licensing requirements for title insurance agents, preferred status of certain agents, and title insurance underwriting requirements; to provide for additional duties of title insurers; to require certain treatment of policyholders, escrow, and settlement services by title insurers and their agents; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bagneris	Fields	Lentini
Bajoie	Greene	Malone
Barham	Guidry	Robichaux
Bean	Hainkel	Romero
Branch	Heitmeier	Schedler
Cain	Hines	Short
Casanova	Hollis	Siracusa
Cox	Irons	Smith
Cravins	Johnson	Tarver
Dardenne	Jones	Theunissen
Dean	Jordan	Ullo
Dyess	Lambert	
Ellington	Landry	
Total—37		

NAYS

Total—0

ABSENT

Mr. President	Campbell
Total—2	

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

HOUSE BILL NO. 2028—
BY REPRESENTATIVES DOWNER, DIMOS, LANCASTER, LEBLANC, MCDONALD, MCMAINS, ROUSSELLE, JOHN SMITH, STELLY, TRICHE, WALSWORTH, AND WILLARD-LEWIS
AN ACT

To enact R.S. 18:1461.1 and 1505.2(D), relative to campaign contributions and expenditures; to prohibit any person from coercing or attempting to coerce another person relative to campaign contributions; to prohibit any person from directly or indirectly affecting an individual's employment based upon campaign contributions; to prohibit an organization from directly or indirectly requiring its members to make certain contributions; to prohibit contributions or expenditures of funds gained through coercion; to provide for any contributions received through a violation to escheat to the state; to provide for definitions; to provide penalties for violations; and to provide for related matters.

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

HOUSE BILL NO. 2184—
BY REPRESENTATIVES R. ALEXANDER, DEWITT, AND GAUTREUX
AN ACT

To amend and reenact R.S. 40:2009.13, 2009.14, 2009.15(A)(1) and (B), 2009.17, and 2009.20(A) and (B)(1), to enact R.S. 40:2009.15(C), and to repeal R.S. 40:2009.15(A)(2), (3), and (4) and 2009.16, relative to abuse, neglect, and violations of laws, standards, rules, regulations, and orders relating to health care providers; to provide for reports to the Department of Health and Hospitals; to expand provisions related to nursing homes to include health care providers licensed by the state or providing Medicaid or Medicare services in the state; to provide for types of complaints of allegations of abuse, neglect, or violations of laws and regulations; to change time requirements for actions by the department; to change provisions related to correction orders; to provide for sanctions for violations; to provide for persons who are required to report abuse or neglect; to delete the hearing process for persons dissatisfied with a determination or investigation by the department; and to provide for related matters.

Floor Amendments Sent Up

Senator Bagneris sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Bagneris to Reengrossed House Bill No. 2184 by Representative Rodney Alexander

AMENDMENT NO. 1

On page 2, line 26, change "correction order" to "plan of correction"

On motion of Senator Bagneris, 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

Bagneris	Fields	Lentini
Bajoie	Greene	Robichaux
Barham	Guidry	Romero
Bean	Hainkel	Schedler

June 12, 1995

Branch	Heitmeier	Short
Cain	Hines	Siracusa
Casanova	Hollis	Smith
Cox	Johnson	Tarver
Dardenne	Jones	Theunissen
Dean	Jordan	Ullo
Dyess	Lambert	
Ellington	Landry	
Total—34		

NAYS

Campbell	Malone
Total—2	

ABSENT

Mr. President	Cravins	Irons
Total—3		

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. 2219—
BY REPRESENTATIVES LANDRIEU, MURRAY, AND HOLDEN
AN ACT

To amend and reenact R.S. 22:215.11, relative to health and accident insurance; to provide coverage for mammography examinations by health plans; to require certain diagnostic screening for prostate cancer; and to provide for related matters.

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

HOUSE BILL NO. 2298—
BY REPRESENTATIVE PINAC
AN ACT

To enact Subpart B of Part VIII of Chapter 1 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:361 through 363, and to repeal Subpart B of Part VIII of Chapter 1 of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S. 51:361 through 371, relative to unfair trade; to provide for the regulation of pyramid schemes; to provide for definitions; to provide for violations and penalties; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bagneris	Ellington	Landry
Bajoie	Fields	Lentini
Barham	Greene	Malone
Bean	Guidry	Robichaux
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Short
Casanova	Hollis	Siracusa
Cox	Irons	Smith
Cravins	Johnson	Tarver
Dardenne	Jones	Theunissen
Dean	Jordan	Ullo
Dyess	Lambert	
Total—38		

NAYS

Total—0

ABSENT

Mr. President
Total—1

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

HOUSE BILL NO. 2317—
BY REPRESENTATIVES DIEZ, FORSTER, HUDSON, SCALISE, TRAVIS,
FRITH, AND MURRAY
AN ACT

To amend and reenact R.S. 37:2162(I) and to enact R.S. 37:2162(J), relative to contractors; to provide for fines for violations to be transferred to a special contractor's educational trust fund to be used for educational purposes; to provide relative to civil penalties collected upon a finding that a person is acting as a contractor without a valid license; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bagneris	Ellington	Landry
Bajoie	Fields	Lentini
Barham	Greene	Malone
Bean	Guidry	Robichaux
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Short
Casanova	Hollis	Smith
Cox	Irons	Tarver
Cravins	Johnson	Theunissen
Dardenne	Jones	Ullo
Dean	Jordan	
Dyess	Lambert	
Total—37		

NAYS

Total—0

ABSENT

Mr. President	Siracusa
Total—2	

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

HOUSE BILL NO. 2379—
BY REPRESENTATIVE DURAND
AN ACT

To enact R.S. 51:1265, relative to the office of tourism; to provide for the creation and establishment of a logo to indicate authentic Cajun-Creole cooking; and to provide for related matters.

Floor Amendments Sent Up

Senator Jordan sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Romero to Engrossed House Bill No. 2379 by Representative Durand

AMENDMENT NO. 1

On page 1, line 9 after "authentic" insert "Louisiana" and change "cooking" to "cuisine"

On motion of Senator Jordan, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bagneris	Fields	Lentini
Bajoie	Greene	Malone
Barham	Guidry	Robichaux
Bean	Hainkel	Romero
Branch	Heitmeier	Schedler
Cain	Hines	Short
Campbell	Hollis	Siracusa
Casanova	Irons	Smith
Cox	Johnson	Tarver
Dardenne	Jones	Theunissen
Dean	Jordan	Ullo
Dyess	Lambert	
Ellington	Landry	
Total—37		

NAYS

Total—0

ABSENT

Mr. President Cravins
Total—2

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

HOUSE BILL NO. 2455—

BY REPRESENTATIVE WINDHORST
AN ACT

To amend and reenact R.S. 49:968(G), relative to the Administrative Procedure Act; to provide for the procedure for the proposal and adoption of rules found to be acceptable and unacceptable by a legislative committee; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bagneris	Fields	Lentini
Bajoie	Greene	Malone
Barham	Guidry	Robichaux
Bean	Hainkel	Romero
Branch	Heitmeier	Schedler
Cain	Hines	Short
Campbell	Hollis	Siracusa
Casanova	Irons	Smith
Cox	Johnson	Tarver
Dardenne	Jones	Theunissen
Dean	Jordan	Ullo
Dyess	Lambert	
Ellington	Landry	

Total—37

NAYS

Total—0

ABSENT

Mr. President Cravins
Total—2

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

HOUSE BILL NO. 2456—

BY REPRESENTATIVE WINDHORST
AN ACT

To amend and reenact R.S. 49:969, relative to the Administrative Procedure Act; to provide relative to the publication of concurrent resolutions adopted by the legislature affecting rules, regulations, or fees adopted by an agency; to provide for the effectiveness of such changes; to change the time period for the proposal of rules similar to disapproved rules; and to provide for related matters.

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

HOUSE BILL NO. 2472—

BY REPRESENTATIVE WINDHORST
AN ACT

To amend and reenact R.S. 49:992(D)(1) and (2), relative to the division of administrative law; to provide for the delegation of certain adjudication proceedings to the division of administrative law; and to provide for related matters.

Floor Amendments Sent Up

Senator Jordan sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jordan to Reengrossed House Bill No. 2472 by Representative Windhorst

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 5, 1997, on page 1, line 3, delete "and (11)" and insert "(11) and (12)"

AMENDMENT NO. 2

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on June 5, 1997, on page 1, line 9, delete "and" and insert a comma "," and after "Insurance" and before "from" insert ", and the Medical Assistance Program of the Department of Health and Hospitals"

AMENDMENT NO. 3

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on June 5, 1997, on page 1, line 14, delete "and (11)" and insert ", (11) and (12)"

AMENDMENT NO. 4

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on June 5, 1997, on page 1, line 16, delete "(11)" and insert "(12)"

AMENDMENT NO. 5

June 12, 1995

In Senate Committee Amendment No. 6 proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on June 5, 1997, on page 2, between lines 6 and 7, insert the following:

"(12) The Medical Assistance Program of the Department of Health and Hospitals shall be exempt from the provisions of this Chapter."

On motion of Senator Jordan, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bagneris	Ellington	Lentini
Bajoie	Fields	Malone
Barham	Greene	Robichaux
Bean	Guidry	Romero
Branch	Heitmeier	Schedler
Cain	Hines	Short
Campbell	Hollis	Siracusa
Casanova	Irons	Smith
Cox	Johnson	Tarver
Cravins	Jones	Theunissen
Dardenne	Jordan	Ullo
Dean	Lambert	
Dyess	Landry	
Total—37		

NAYS

Hainkel
Total—1

ABSENT

Mr. President
Total—1

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

HOUSE BILL NO. 2507 (Substitute for House Bill No. 2290 by Representative Hammett)—
BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact the heading of Chapter 8 of Title 37 of the Louisiana Revised Statutes of 1950 and R.S. 37:690(A), 693(B)(1)(introductory paragraph) and (c) and (2), and 694(B), relative to engineers; to provide for various revisions to the provisions regulating engineers; to provide for receipts and disbursements; to provide for requirements for registration; to provide for application fees; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bagneris	Ellington	Landry
Bajoie	Fields	Malone
Barham	Greene	Robichaux

Bean	Guidry	Romero
Branch	Hainkel	Schedler
Cain	Heitmeier	Short
Campbell	Hines	Siracusa
Casanova	Hollis	Smith
Cox	Irons	Tarver
Cravins	Johnson	Theunissen
Dardenne	Jones	Ullo
Dean	Jordan	
Dyess	Lambert	
Total—37		

NAYS

Total—0

ABSENT

Mr. President
Total—2
Lentini

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

HOUSE BILL NO. 2513 (Substitute for House Bill No. 401 by Representative Donelon)—
BY REPRESENTATIVES DONELON, MCMAINS, CLARKSON, JOHNS, AND WIGGINS

AN ACT

To enact the Omnibus Premium Reduction Act of 1997, to amend and reenact Civil Code Article 2924(B), R.S. 22:1406(D)(1)(a), and R.S. 32:863.1(C)(1)(b) and 863.2(A)(1) and (2) and to enact Civil Code Article 2324.3, Code of Evidence Article 416, and R.S. 32:863.1(F) and 866, all relative to the recovery of certain civil damages and other factors which relate to the availability and cost of obtaining security to cover such damages; to provide for the rate of judicial interest; to provide for the reduction of damages arising out of a motor vehicle accident by an amount paid or payable from collateral sources and for the admissibility of the payment of expenses or costs from a collateral source; to authorize the issuance of "economic-only" uninsured motorists coverage; to provide with respect to proof of compulsory motor vehicle liability security; to provide for the seizure and sequestration of vehicles which are operated without proof of insurance; to provide for the redemption of those vehicles; to provide for notification of issuance and cancellation of insurance; to reduce otherwise recoverable damages for failure to maintain liability insurance coverage; to require the reduction in automobile liability insurance rates; to provide for the filing of insurance rate reductions; to provide for contingency rules for premium rate filings; to provide with respect to the severability of provisions hereof; to authorize the taking of a declaratory judgment; to provide an effective date; and to provide for related matters.

Motion

On motion of Senator Hainkel, House Bill No. 2513 was made Special Order of the Day, No. 2 on Monday, June 16, 1997 immediately following the Morning Hour.

Rules Suspended

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

House Bills and Joint Resolutions on Third Reading and Final Passage

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

Called from the Calendar

Senator Cox asked that House Bill No. 63 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 63 —
BY REPRESENTATIVE GULLORY
AN ACT

To amend and reenact R.S. 18:564(D) and to enact R.S. 18:1461(A)(21), relative to assistance in voting; to require the registrar of voters to indicate a voter's need for assistance at the polls on the voter's original application for registration under certain circumstances; to prohibit a person assisting a voter at the polls from influencing the assisted voter to vote a certain way; to provide for criminal penalties for violations; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fields	Lentini
Barham	Greene	Malone
Bean	Guidry	Robichaux
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Short
Casanova	Hollis	Siracusa
Cox	Irons	Smith
Cravins	Johnson	Tarver
Dardenne	Jones	Theunissen
Dean	Jordan	Ullo
Dyess	Lambert	
Ellington	Landry	
Total—37		

NAYS

Total—0

ABSENT

Mr. President	Bagneris
Total—2	

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

Called from the Calendar

Senator Landry asked that House Bill No. 2327 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 2327 —
BY REPRESENTATIVE FAUCHEUX
AN ACT

To enact R.S. 30:2018, relative to public hearings by the Department of Environmental Quality; to provide for certain issues; to provide for environmental assessment statements; to provide for limitations; and to provide for related matters.

Floor Amendments Sent Up

Senator Landry sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Landry to Reengrossed House Bill No. 2327 by Representative Fauchaux

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 9 proposed by the Senate Committee on Environmental Quality and adopted by the Senate on June 4, 1997.

AMENDMENT NO. 2

On page 3, after line 17, insert the following:

"H. Nothing in this Section shall relieve permit applicants or the department from the public trustee requirements set forth in Article IX, Section 1 of the Constitution of Louisiana and by the Supreme Court of Louisiana in *Save Ourselves v. Louisiana Environmental Control Commission*. 452 So.2d1152 (La. 1984). Subsequent case law and laws interpreting said decisions and the rules and regulations adopted by the department in accordance with those decisions may be used to implement these requirements."

Senator Landry moved adoption of the amendments.

Senator Dean objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bagneris	Ellington	Lambert
Bajoie	Fields	Landry
Barham	Greene	Lentini
Bean	Guidry	Robichaux
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Short
Casanova	Hollis	Siracusa
Cox	Irons	Smith
Cravins	Johnson	Tarver
Dardenne	Jones	Theunissen
Dyess	Jordan	Ullo
Total—36		

NAYS

Dean	Malone
Total—2	

ABSENT

Mr. President	
Total—1	

The Chair declared the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Hainkel	Romero
Bean	Heitmeier	Schedler
Branch	Hines	Short
Cain	Hollis	Siracusa
Dean	Jones	Smith
Dyess	Landry	Tarver
Ellington	Malone	Theunissen

June 12, 1995

Total—21	NAYS	
Barham	Greene	Lentini
Casanova	Guidry	Robichaux
Cox	Irons	Ullo
Dardenne	Johnson	
Fields	Jordan	
Total—13	ABSENT	
Mr. President	Campbell	Lambert
Bagneris	Cravins	
Total—5		

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

Called from the Calendar

Senator Heitmeier asked that House Bill No. 395 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 395—
BY REPRESENTATIVE ANSARDI
AN ACT

To amend and reenact R.S. 51:1407, 1901(6), and 1909.1(D) and to repeal R.S. 51:1909.1(A), relative to professional solicitors; to provide for venue to sue professional solicitors; to expand the definition of "professional solicitor"; to provide for violations and penalties; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS		
Bajoie	Ellington	Landry
Barham	Fields	Lentini
Bean	Greene	Malone
Branch	Guidry	Robichaux
Cain	Hainkel	Romero
Campbell	Heitmeier	Schedler
Casanova	Hines	Short
Cox	Hollis	Siracusa
Cravins	Irons	Smith
Dardenne	Johnson	Tarver
Dean	Jones	Theunissen
Dyess	Jordan	Ullo
Total—36		
NAYS		
Total—0		
ABSENT		
Mr. President	Bagneris	Lambert
Total—3		

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

Called from the Calendar

Senator Guidry asked that House Bill No. 1314 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1314—
BY REPRESENTATIVES HOLDEN, DOWNER, JETSON, MURRAY,
THORNHILL, DOERGE, HUNTER, PRATT, AND WELCH
AN ACT

To amend and reenact R.S. 22:245(A) and 247(D) and to enact R.S. 22:245(C) and 246(A)(7), relative to health care; to create the Louisiana Healthy Kids Corporation Act; to provide children with increased access to health care; to improve children's health; to reduce the incidence and cost of childhood illnesses and disabilities; and to provide for related matters.

Floor Amendments Sent Up

Senator Guidry sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Guidry to Reengrossed House Bill No. 1314 by Representative Holden

AMENDMENT NO. 1

On page 3, between lines 20 and 21, insert the following:

"(g) National Association of Social Workers, Louisiana Chapter,
(h) National Conference of Black Mayors, Inc., Louisiana
Chapter."

AMENDMENT NO. 2

On page 3, line 17, delete "Optometrist Society" and insert "Association of Optometrist"

On motion of Senator Guidry, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS		
Bagneris	Guidry	Malone
Bajoie	Hainkel	Robichaux
Barham	Heitmeier	Romero
Bean	Hines	Schedler
Branch	Hollis	Short
Campbell	Irons	Siracusa
Cox	Johnson	Smith
Cravins	Jones	Tarver
Dardenne	Jordan	Theunissen
Dyess	Lambert	Ullo
Fields	Landry	
Greene	Lentini	
Total—34		
NAYS		
Cain	Dean	
Casanova	Ellington	
Total—4		
ABSENT		

Mr. President
Total—1

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

Called from the Calendar

Senator Ellington asked that House Bill No. 1541 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1541—

BY REPRESENTATIVE HAMMETT AN ACT

To amend and reenact R.S. 37:682(1), (3), (5), (7), and (13), 688(B), 692, 693, 694(A)(2) and (B)(1), 696(A), and 697, relative to engineers and land surveyors; to revise terms regarding engineers and land surveyors in training; to provide for the deletion of expired provisions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Bajoi, Bean, Branch, Cain, Campbell, Casanova, Cox, Cravins, Dardenne, Dean, Dyess, Ellington, Total—35; Fields, Greene, Guidry, Hainkel, Heitmeier, Hines, Hollis, Irons, Johnson, Jones, Jordan, Landry; Lentini, Malone, Robichaux, Romero, Schedler, Short, Siracusa, Smith, Tarver, Theunissen, Ullo.

NAYS

Total—0

ABSENT

Table with 2 columns: Mr. President, Bagneris, Total—4; Barham, Lambert.

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

Called from the Calendar

Senator Hines asked that House Bill No. 1534 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1534—

BY REPRESENTATIVES DEWITT AND DIMOS AN ACT

To amend and reenact R.S. 28:2(1), 56(A), (B), and (G), and 171(Q) and Children's Code Arts. 1409(Q), 1452(A), 1454(B) and (C), and 1458(A), (C), and (D), relative to mental health patients; to limit the time period for which a person can be judicially committed; to require a showing of clear and convincing evidence in order to judicially commit a person; to require periodic review; to provide with respect to the conditional discharge of persons; 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 Reengrossed House Bill No. 1534 by Representative DeWitt, et al.

AMENDMENT NO. 1

On page 3, delete lines 4 through 8 in their entirety

AMENDMENT NO. 2

On page 3, line 9, delete "(c)" and insert "(b)"

On motion of Senator Hines, the amendments were adopted.

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

Called from the Calendar

Senator Dardenne asked that House Bill No. 2028 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 2028—

BY REPRESENTATIVES DOWNER, DIMOS, LANCASTER, LEBLANC, MCDONALD, MCMAINS, ROUSSELLE, JOHN SMITH, STELLY, TRICHE, WALSWORTH, AND WILLARD-LEWIS AN ACT

To enact R.S. 18:1461.1 and 1505.2(D), relative to campaign contributions and expenditures; to prohibit any person from coercing or attempting to coerce another person relative to campaign contributions; to prohibit any person from directly or indirectly affecting an individual's employment based upon campaign contributions; to prohibit an organization from directly or indirectly requiring its members to make certain contributions; to prohibit contributions or expenditures of funds gained through coercion; to provide for any contributions received through a violation to escheat to the state; to provide for definitions; to provide penalties for violations; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Bajoi, Barham, Bean, Branch, Cain, Campbell, Casanova, Cox, Dardenne, Dean, Dyess, Ellington, Total—36; Fields, Greene, Guidry, Hainkel, Heitmeier, Hines, Hollis, Irons, Johnson, Jones, Jordan, Lambert; Landry, Lentini, Malone, Robichaux, Romero, Schedler, Short, Siracusa, Smith, Tarver, Theunissen, Ullo.

NAYS

Total—0

ABSENT

Table with 3 columns: Mr. President, Total—3; Bagneris, Cravins.

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

June 12, 1995

Called from the Calendar

Senator Short asked that House Bill No. 1101 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1101—

BY REPRESENTATIVE TRAVIS AN ACT

To amend and reenact R.S. 32:771, 772(F)(1), (2), and (5), 773.1(A)(1)(introductory paragraph), (a) and (b), (2)(a) through (d), (f) through (j), and (l)(introductory paragraph), and (B), 773.2(A) through (C), 774(A)(1), (B)(4)(a), (D)(2), (E), (G)(1), (J)(1), (3), and (4), and 775(A)(3) and (F)(2) and (3) and to repeal R.S. 32:755, relative to used motor vehicle dealers; to include buses, motor homes, recreational vehicles, travel trailers, and other motor vehicles in provisions relating to used motor vehicles; to delete the requirement for a bond; to change the expiration date of licenses; and to provide for related matters.

Floor Amendments Sent Up

Senator Short sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Short to Reengrossed House Bill No. 1101 by Representative Travis

AMENDMENT NO. 1

On motion of Senator Short, the amendments were adopted. On page 18, line 6, delete "trailer," and on line 14, delete "trailers,"

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

ROLL CALL

The roll was called with the following result:

Table with columns for YEAS and ABSENT, listing names of senators and their counts.

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

Called from the Calendar

Senator Hines asked that House Bill No. 1534 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1534—

BY REPRESENTATIVES DEWITT AND DIMOS AN ACT

To amend and reenact R.S. 28:2(1), 56(A), (B), and (G), and 171(Q) and Children's Code Arts. 1409(Q), 1452(A), 1454(B) and (C), and 1458(A), (C), and (D), relative to mental health patients; to limit the time period for which a person can be judicially committed; to require a showing of clear and convincing evidence in order to judicially commit a person; to require periodic review; to provide with respect to the conditional discharge of persons; 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 Reengrossed House Bill No. 1534 by Representative DeWitt, et al.

AMENDMENT NO. 1

On page 3, delete lines 4 through 8 in their entirety

AMENDMENT NO. 2

On page 3, line 9, delete "(c)" and insert "(b)"

On motion of Senator Hines, 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:

Table with columns for YEAS and ABSENT, listing names of senators and their counts.

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.

Called from the Calendar

Senator Campbell asked that House Bill No. 481 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 481—

BY REPRESENTATIVE DOERGE

AN ACT

To amend and reenact R.S. 45:822(A)(8)(introductory paragraph), relative to telephonic sales; to include solicitations for telephonic sales within Louisiana in the definition of "telephonic seller"; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fields	Lentini
Barham	Greene	Malone
Bean	Guidry	Robichaux
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Short
Casanova	Hollis	Siracusa
Cox	Irons	Smith
Cravins	Johnson	Tarver
Dardenne	Jones	Theunissen
Dean	Jordan	Ullo
Dyess	Lambert	
Ellington	Landry	
Total—37		

NAYS

Total—0

ABSENT

Mr. President	Bagneris
Total—2	

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

Rules Suspended

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

Messages from the House

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

Message from the House

PASSED SENATE BILLS AND JOINT RESOLUTIONS

June 12, 1997

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. 852—

BY SENATOR SHORT

AN ACT

To amend and reenact R.S. 17:416(D), relative to the discipline of students; to provide relative to the school enrollment of a student convicted of a felony; to permit a school system to exclude such a student except under certain circumstances; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 945—

BY SENATOR EWING

AN ACT

To enact R.S. 33:9103(A)(4), relative to the board of commissioners for communications districts; to authorize the governing authority of Ouachita Parish to increase the membership of the board; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 74—

BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 33:103(A) and (B) and 2955(A)(1)(d), relative to municipalities and parishes; to provide relative to investments of such entities; to provide relative to time certificates of deposit; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 262—

BY SENATOR ROMERO

AN ACT

To enact R.S. 33:381(C)(11), relative to the selection of municipal officers; to provide for the appointment of the chief of police in the village of Loreauville; to provide that the chief of police shall not have a residency requirement; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 423—

BY SENATORS CAMPBELL AND SHORT

AN ACT

To amend and reenact R.S. 17:1682.1(B), relative to student benefits; to provide for educational benefits for the child of a firefighter killed or disabled in the line of duty; to increase the number of semesters such child may be allowed to receive such benefits; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 468—

BY SENATOR BAGNERIS

AN ACT

To amend and reenact R.S. 33:4083.1, relative to the Sewerage and Water Board of New Orleans; to add unclaimed customer credit balances to the unclaimed customer water deposits to be retained by the board for use in funding the "Water Help Program Fund"; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 599—

BY SENATOR ROMERO

AN ACT

To enact Section 9(f) of the charter of the city of New Iberia, as originally enacted by Act No. 187 of the 1910 Regular Session and as subsequently amended as provided by law, relative to the compensation paid to mayor, mayor pro tem and trustees; and to provide for related matters.

Reported without amendments.

June 12, 1995

SENATE BILL NO. 781—
BY SENATOR COX

AN ACT

To amend and reenact the title of Chapter 12-B of Title 33 of the Louisiana Revised Statutes of 1950, R.S. 33:4710.1(1), 4710.2(A)(1), and 4710.3(A)(10) and R.S. 38:2233.2(E)(3), relative to the Chennault Industrial Air Park Authority; to change name of such authority to the Chennault International Airport Authority; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 1314—
BY SENATOR DARDENNE

AN ACT

To enact R.S. 46:236.10, relative to the payment of a child support obligation; to authorize the imposition of a plan for payment of support on the obligor in cases wherein the child is receiving Title IV-A assistance; to authorize the inclusion of certain work activities in the plan; to provide definitions; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 1074—
BY SENATORS ELLINGTON AND SHORT

AN ACT

To amend and reenact R.S. 14:102.1(B) and to enact R.S. 3:2093(9) and R.S. 14:102(7) through (9), relative to animals; to prohibit tampering with livestock; to require the Louisiana State Livestock Sanitary Board to adopt rules to monitor compliance; to define terms; to provide penalties; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 1156—
BY SENATOR HINES

AN ACT

To amend and reenact R.S. 17:1979(C)(2), to enact R.S. 36:4(R); and to repeal R.S. 36:651(Z), all relative to the Louisiana Interagency Coordinating Council for Child Net; to transfer the Council from the Department of Education to the office of the governor; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 1196—
BY SENATOR BAGNERIS

AN ACT

To amend and reenact R.S. 13:2576(H)(2)(g), relative to the sale of property by a municipality pursuant to an order of seizure and possession; to require a municipality with a population in excess of four hundred fifty thousand that sells property pursuant to an order of seizure and possession to follow the procedures governing judicial sales of immovable property; and to provide for related matters.

Reported without amendments.

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

Reports of Committees

The following reports of committees were received and read:

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

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

June 12, 1997

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. 241—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To enact R.S. 40:1501(E)(7), relative to Benton Fire District No. 4 of Bossier Parish; to authorize the governing authority of the district to levy and collect, subject to voter approval, an additional tax for maintenance and operation of the fire district; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1013—
BY REPRESENTATIVE WINSTON
AN ACT

To repeal R.S. 33:1967.3 and 1972(E), relative to certain fire protection districts in St. Tammany Parish; to repeal provisions relative to operation of firefighting equipment and the supervision and structure of such departments.

Reported favorably.

HOUSE BILL NO. 1133—
BY REPRESENTATIVES BRUN AND DUPRE
AN ACT

To amend and reenact and as amended to arrange in proper statutory form and incorporate into the statutes the provisions of Article XIV, Section 15.1(25) of the Constitution of 1921, continued as statute by Article X, Section 18 of the Constitution of 1974, by amending and reenacting R.S. 33:2495, and to repeal R.S. 33:2495.1, relative to municipal fire and police civil service; to require completion of certain formal training prior to commencement of working test periods for entry level positions in the classified service; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1134—
BY REPRESENTATIVES BRUN AND DUPRE
AN ACT

To amend and reenact R.S. 33:2555, relative to municipal fire and police civil service; to require completion of certain formal training prior to commencement of working test periods for entry level positions in the classified service; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1135—
BY REPRESENTATIVE BRUN
AN ACT

To amend and reenact R.S. 33:2493(C), relative to admission to tests for municipal fire and police civil service employees and applicants; to delete provisions relative to the qualifications of any applicant admitted to a test in a municipality located within a parish containing a population of not less than two hundred twenty-five thousand nor more than two hundred seventy-five thousand; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1136—

BY REPRESENTATIVE BRUN

AN ACT

To amend and reenact R.S. 33:2536(L), relative to the fire and police civil service board in municipalities with a population of not less than seven thousand nor more than thirteen thousand, parishes, and fire protection districts; to remove the authority of the board to require the state examiner to act as secretary of the board; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1137—

BY REPRESENTATIVE BRUN

AN ACT

To amend and reenact and as amended to arrange in proper statutory form and incorporate into the statutes the provisions of Article XIV, Section 15.1(6)(1)(3) of the Constitution of 1921, continued as statute by Article X, Section 18 of the Constitution of 1974, by amending and reenacting R.S. 33:2476(L)(3), relative to the salary of the secretary of municipal fire and police civil service boards in municipalities with populations of not less than thirteen thousand nor more than two hundred fifty thousand; to provide for the maximum salary for the secretary; to require the municipal governing authority to approve such salary; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1310—

BY REPRESENTATIVE BRUN

AN ACT

To amend and reenact R.S. 13:783(F), relative to expenses of the clerk's office; to authorize payments for insurance; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1397—

BY REPRESENTATIVES FAUCHEUX, ANSARDI, AND CHAISSON

AN ACT

To enact R.S. 33:4574.10, relative to the parishes of St. Charles, St. John the Baptist, and St. James; to create the River Parishes Convention, Tourist, and Visitors Commission to have jurisdiction within such parishes; to provide for the appointment, powers, and duties of the commission; to authorize the levy and collection of a hotel/motel occupancy tax by the commission for the purpose of funding the activities of the commission; to provide relative to borrowing by the commission and budgetary matters; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1622—

BY REPRESENTATIVE BRUN

AN ACT

To amend and reenact R.S. 33:2536(L)(3), relative to the fire and police civil service board in municipalities with a population of not less than seven thousand nor more than thirteen thousand, parishes, and fire protection districts; to provide for the maximum salary for the secretary; to require the approval of the municipal governing authority of such salary; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1623—

BY REPRESENTATIVE BRUN

AN ACT

To amend and reenact and as amended in arrange to proper statutory form and incorporate into the statutes the provisions of Article XIV, Section 15.1(6)(1) of the Constitution of 1921, continued as statute by Article X, Section 18 of the Constitution of 1974, by

amending and reenacting R.S. 33:2476(L), relative to municipal fire and police civil service boards in municipalities with populations of not less than thirteen thousand nor more than two hundred fifty thousand; to remove the authority of the board to require the state examiner to act as secretary of the board; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 2020—

BY REPRESENTATIVE BOWLER

AN ACT

To amend and reenact R.S. 33:2493(C), relative to municipal fire and police civil service; to provide relative to qualifications for admission to certain competitive employment tests for the classified police service; to remove the requirement that an applicant for such test be a qualified elector of the state; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 2142—

BY REPRESENTATIVE HOLDEN

AN ACT

To enact Subpart H of Part II of Chapter 4 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:2181 through 2185, relative to the rights of fire department employees under investigation; to define fire employee; to provide for the minimum standards to be followed during an investigation; to prohibit the release of personal information to the media relative to the investigation of a fire employee; to provide for the procedure to be followed for entering adverse comments into a fire employee's personnel file; to allow a fire employee time to respond to an adverse comment; to provide that no fire employee be required to disclose certain information for the purpose of promotion or assignment; to prohibit the imposition of any penalty or threat against a fire employee for exercising his or her rights; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 2231—

BY REPRESENTATIVE LEBLANC AND SENATOR ROMERO

AN ACT

To amend and reenact R.S. 36:802.3 and to enact Chapter 26 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1221 through 1225, and R.S. 36:209(M), to create the Atchafalaya Trace Commission; to provide for the governance of the commission including its placement in the executive branch of state government; to provide for the purposes, duties, and authority of the commission; to provide relative to property of the commission; to provide for termination of the commission; to provide relative to designation of the Atchafalaya Basin as a heritage corridor area; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 2373—

BY REPRESENTATIVE HILL

AN ACT

To enact R.S. 33:2711.14, relative to municipal sales and use taxes; to authorize the governing body of the town of Merryville to levy and collect an additional one-half of one percent sales and use tax, subject to voter approval; and to provide for related matters.

Reported favorably.

June 12, 1995

HOUSE BILL NO. 2399—

BY REPRESENTATIVE HOPKINS
AN ACT

To enact Chapter 5-E of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:380.21 through 380.26, and R.S. 36:744(N) and 801.9, to create the Caddo Pine Island Oil and Historical Museum in the Department of State; to provide relative to the governing authority of the museum including its composition, powers, duties, responsibilities, meetings, and officers; to provide for the adoption of rules and regulations including fees; to provide for receipt and use of funds and property; to provide relative to the authority of the secretary of state with respect to the museum; to provide relative to personnel and budgets of the museum; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 2460—

BY REPRESENTATIVE BAUDOIN
AN ACT

To enact R.S. 30:2073(9) and 2075.3, relative to public sewer systems; to provide for operating; to provide for receiverships; to provide for conditions; to provide for powers of the court; to provide for powers and duties of the receiver; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 2473—

BY REPRESENTATIVE GUILLORY
AN ACT

To amend and reenact Article XIV, Sections 39, 44, and 44.1 of the Constitution of 1921, continued as statutes by Article XIV, Section 16 of the Constitution of 1974, and to incorporate such provisions into the Louisiana Revised Statutes of 1950 by enacting Part V of Chapter 12 of Title 33 of said statutes, to be comprised of R.S. 33:4699.1, and to repeal Article XIV, Sections 39, 44, and 44.1 of the Constitution of 1921, relative to certain public property in the city of Lake Charles; to provide relative to the use of certain property; to provide conditions and restrictions; to remove the prohibition on certain reclamation projects; to provide relative to the transfer of certain property owned by the state; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 2511 (Substitute For House Bill No. 2237 by Representative DeWitt)—

BY REPRESENTATIVE DEWITT
AN ACT

To amend and reenact in its entirety Act No. 487 of the 1954 Regular Session of the Legislature, as amended by Act No. 120 of the 1962 Regular Session, Act No. 396 of the 1964 Regular Session, Act No. 720 of the 1974 Regular Session, and Act No. 280 of the 1984 Regular Session, relative to the civil service system of the city of Alexandria; to provide for the governance of and membership in such system; to provide for membership on and powers and duties of the governing authority of the system; to provide for classification and pay plans and other rules and regulations; to provide relative to qualifications for employment and employment and promotion lists; to provide relative to the director of the system and other matters of administration; to provide for investigations of complaints and disciplinary actions; to provide relative to prohibitions of political and other activities; and to provide for related matters.

Reported favorably.

Respectfully submitted,
DIANA E. BAJOIE
Chairwoman

REPORT OF COMMITTEE ON

FINANCE

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

June 12, 1997

To the President and Members of the Senate:

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

SENATE BILL NO. 553—

BY SENATORS HAINKEL, DARDENNE, EWING AND ROMERO
AN ACT

To amend and reenact R.S. 30:2480(C)(1), (4)(a), and (5), and 2484(1), (5), (7), and (10), relative to the office of the oil spill coordinator; to provide for extension of deadlines with respect to natural resource damage assessment; to provide with respect to appropriations from the fund; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 68—

BY REPRESENTATIVE RIDDLE
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 1997-1998 to be used to pay legal expenses incurred by Jerald W. Gunn, Michael Villejoin, and Rex L. Powell, relative to their successful defense of criminal charges brought against them, which charges arose from actions taken by them in the course and scope of their employment; to pay legal expenses incurred by Michael Villejoin in the civil claim brought against him, relative to actions taken by him in the course and scope of his employment; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 162—

BY REPRESENTATIVES MCDONALD, DANIEL, BARTON, BAUDOIN, CRANE, DOERGE, KENNEY, POWELL, SHAW, WILKERSON, AND WRIGHT
AN ACT

To repeal R.S. 17:3042.34(A)(4), relative to certain requirements for redeeming a Louisiana honors scholarship award; to repeal the requirement that a Louisiana honors scholarship award recipient shall not be eligible for any other gratuitous financial assistance or support from the college or university attended or from any alumni organization or foundation.

Reported with amendments.

HOUSE BILL NO. 182—

BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact R.S. 40:967(B)(3) and (4) and to enact R.S. 40:967(B)(5), relative to controlled dangerous substances; to increase the penalties for the production, manufacture, distribution, or dispensing or possessing with intent to produce, manufacture, distribute, or dispense cocaine, cocaine base, and related substances; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 223—

BY REPRESENTATIVE STELLY
AN ACT

To amend and reenact R.S. 49:308(E) and to enact R.S. 39:82(I), relative to certain funds received by vocational-technical schools or institutes; to authorize the retention of such funds; to exempt such

funds from deposit in the state treasury; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 411—

BY REPRESENTATIVES TOOMY, DIEZ, BRUCE, DUPRE, FAUCHEUX, FRUGE, HUDSON, KENNARD, QUEZAIRE, SHAW, THERIOT, THOMAS, DOWNER, A. ALEXANDER, ANSARDI, BAUDOIN, BAYLOR, CLARKSON, COPELIN, CRANE, DANIEL, DONELON, FLAVIN, FRITH, GAUTREAU, GLOVER, MARTINY, MCMAINS, MICHOT, MURRAY, ODINET, PERKINS, POWELL, PRATT, ROUSSELLE, SCALISE, STRAIN, WALSWORTH, WELCH, AND WIGGINS AND SENATORS LANDRY, SMITH, AND BEAN
AN ACT

To enact Chapter 26 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:2020 through 2036, relative to the development of transportation infrastructure; to authorize the creation of tollway authorities; to provide for the powers and duties of such authorities; to authorize the authorities to issue bonds; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 431—

BY REPRESENTATIVE WILKERSON
AN ACT

To enact R.S. 39:330.4, relative to the incorporeal property owned by a public institution of higher education; to require that a transfer of ownership or of the right of use shall be by a public bid or request for proposal process; to restrict the use of the proceeds of such transfer; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 617—

BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact R.S. 39:82(F), relative to the retention of funds for completion of certain projects; to authorize the retention of funds appropriated by the Interim Emergency Board for planning, acquisition, construction, and major repair projects until completion of such project; to require quarterly progress reports on such projects; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 629—

BY REPRESENTATIVE STELLY
AN ACT

To amend and reenact R.S. 11:263(E) and to enact R.S. 11:267, relative to the Louisiana State Employees' Retirement System, the Teachers' Retirement System of Louisiana, the Louisiana School Employees' Retirement System, and the State Police Pension and Retirement System; to provide with respect to investment of funds held in trust by each such system; to further provide with respect to investment limitations and guidelines applicable to the governing board of each such system; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 694—

BY REPRESENTATIVES TRAVIS, DOWNER, DEWITT, DURAND, FLAVIN, FRITH, GAUTREAU, HILL, MICHOT, MURRAY, PINAC, POWELL, SCHNEIDER, AND WESTON
AN ACT

To amend and reenact R.S. 25:315(A) and 316 and R.S. 36:201(C)(1) and 913, to enact R.S. 25:318 and R.S. 36:208(I) and 209(W), and to repeal R.S. 25:317 and R.S. 36:109(H), relative to the Louisiana Music Commission; to provide for its transfer from the Department of Economic Development to the Department of Culture, Recreation and Tourism; to provide for the creation of the office of music development and to provide for its functions and duties; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 2322—

BY REPRESENTATIVE LEBLANC
AN ACT

To appropriate funds from certain sources to be allocated to designated agencies and designated purposes in specific amounts for the purpose of making supplemental appropriations for the funding of said agencies and purposes during the 1996-1997 Fiscal Year; to nullify a certain provision of Act 45 of the 1996 Regular Session; and to amend and reenact a certain provision of Act 17 of the 1996 Regular Session; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
JOHN HAINKEL
Chairman

REPORT OF COMMITTEE ON

EDUCATION

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

June 12, 1997

To the President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 138—

BY SENATOR SHORT
A CONCURRENT RESOLUTION

To urge and request the Board of Regents to study the need for and feasibility of establishing a two-year community college in Bogalusa to be named the Sullivan Community College, as an institution of higher education under the management of the Board of Trustees for State Colleges and Universities.

Reported favorably.

SENATE CONCURRENT RESOLUTION NO. 143—

BY SENATOR BAGNERIS
A CONCURRENT RESOLUTION

To urge and request the state superintendent of education, the State Board of Elementary and Secondary Education, the Orleans Parish School Board, and the Orleans Parish superintendent of education to explore the use of the Minimum Foundation Program and other funding sources to eliminate the tuition charged to students residing outside Orleans Parish who attend the New Orleans Center for the Creative Arts and to equalize any tuition charged to students regardless of residence.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 55—

BY REPRESENTATIVE WELCH
A CONCURRENT RESOLUTION

To urge and request the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to formulate, develop, and implement on the Baton Rouge campus a program to provide quality child care services by the institution at one or more campus facilities for use by students, faculty, and employees on a pay-for-services basis; to provide program guidelines; to provide for program implementation; and to provide for a written report by the board to the House and Senate Committees on Education prior to the beginning of the 1999 Regular Session of the Legislature.

Reported favorably.

June 12, 1995

HOUSE CONCURRENT RESOLUTION NO. 105—

BY REPRESENTATIVE SALTER
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education and the state Department of Education to refrain from scheduling Louisiana Educational Assessment Program tests and the Graduation Exit Exam the week immediately following the change to Daylight Saving Time.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 209—

BY REPRESENTATIVE BRUCE
A CONCURRENT RESOLUTION

To recognize the importance of and express legislative intent to provide funds for expanding character education in Louisiana public elementary and secondary schools through the efforts of Louisiana State University Agricultural Center and the Cooperative Extension Service's 4-H Youth Development Program.

Reported favorably.

HOUSE BILL NO. 319—

BY REPRESENTATIVE JACK SMITH
AN ACT

To provide relative to the Wedell-Williams Memorial Aviation Museum; to authorize certain leases or cooperative endeavors on behalf of said museum by the Department of Transportation and Development and the Department of Culture, Recreation and Tourism; to provide that said authority for leases or endeavors includes the use of certain property in St. Mary Parish; to provide terms and conditions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 358—

BY REPRESENTATIVE QUEZAIRE
AN ACT

To enact R.S. 17:176(E), relative to extracurricular activities; to prohibit limitations on the number of extracurricular activities an otherwise eligible student may participate in during a school year at public elementary and secondary schools; to provide for effectiveness; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 362—

BY REPRESENTATIVE JACK SMITH
AN ACT

To enact Chapter 17-B of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:831 through 834, and to amend and reenact R.S. 36:209(B), to provide for the creation of the Louisiana Cypress Sawmill Museum in Patterson, Louisiana; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 429—

BY REPRESENTATIVE WARNER
A JOINT RESOLUTION

Proposing to add Article VIII, Section 16 of the Constitution of Louisiana, to authorize the legislature to provide for the creation, governance, management, and control of a community college system and for the transfer of the supervision and control of certain educational institutions and programs; to provide certain preconditions for enacting legislation creating a community college system; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 725—

BY REPRESENTATIVES FAUCHEUX, BARTON, BAUDOIN, COPELIN, DANIEL, DIEZ, DOERGE, DUPRE, FLAVIN, FORSTER, FRITH, FRUGE, GAUTREAUX, HEBERT, HOPKINS, HUNTER, ILES, JOHNS, KENNARD, KENNEY, LANDRIEU, LONG, MARIONNEAUX, MARTINY, MCCALLUM, MCDONALD, MICHOT, MURRAY, ODINET, PERKINS, PIERRE, PINAC, POWELL, ROMERO, ROUSSELLE, SCHNEIDER, SHAW, JACK SMITH, STRAIN, THOMPSON, THORNHILL, TRAVIS, AND WIGGINS

AN ACT

To amend and reenact R.S. 17:7(6)(a), relative to teacher certification; to provide for the duties and responsibilities of the State Board of Elementary and Secondary Education; to require under specified circumstances the establishment of an alternative method or process by which a teacher at a nonpublic school may meet qualifications or conditions for the issuance of a permanent regular teacher certificate; to provide guidelines for the establishment of the alternative method or process; to provide limitations; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 741—

BY REPRESENTATIVE FRITH
AN ACT

To enact R.S. 17:491.2, relative to school bus operators; to require the governing authorities of public elementary or secondary schools to prohibit a school bus operator from driving a school or activity bus or from otherwise transporting students under specified circumstances; to provide for implementation; to provide for effectiveness; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1096—

BY REPRESENTATIVES JETSON AND WELCH
AN ACT

To enact R.S. 17:416(G), relative to pupil discipline; to prohibit the taking of any disciplinary action against a pupil by the governing authority of a public elementary or secondary school or by any public elementary or secondary school administrator, teacher, or other school employee for the use of force upon another person under specified circumstances involving self-defense of the pupil or the pupil's property; to provide for application; to provide for effectiveness; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1434—

BY REPRESENTATIVE WALSWORTH
AN ACT

To enact R.S. 33:2737.67, relative to Ouachita Parish School Board; to authorize the Ouachita Parish School Board to levy and collect an additional sales and use tax not to exceed one percent within the parish, excluding the city of Monroe, subject to voter approval; to authorize the school board to create one or more school districts or use existing school districts to use the additional tax; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1624—

BY REPRESENTATIVE BRUN
AN ACT

To amend and reenact R.S. 17:414.2, relative to assessment of academic achievement of students by public elementary and secondary school teachers; to prohibit certain actions relative to influencing, altering, or otherwise affecting grades; to prohibit, with certain exceptions and then only in accordance with certain procedures, the alteration or change in any manner of a grade; to provide limitations on the use of certain grade determinations for assessment and evaluation of a teacher's performance; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 2062—

BY REPRESENTATIVE MCMAINS
AN ACT

To amend and reenact R.S. 17:1455(B), relative to the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College; to reduce the number required to constitute a quorum for the transaction of official business by the board; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 2122 (Duplicate of Senate Bill No. 1499)—

BY REPRESENTATIVE PERKINS AND SENATOR BRANCH AND
COAUTHORED BY REPRESENTATIVE JENKINS
AN ACT

To enact R.S. 17:72.1, relative to the municipal school system in Baker, Louisiana; to create an interim school board for the system; to provide for board membership, including number of members, method of appointment, qualifications, terms of office, and vacancies; to provide relative to the powers, duties, and responsibilities of the board; to provide limitations; to provide for applicability of certain statutory provisions relative to open meetings and public records; to provide for implementation; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 2175—

BY REPRESENTATIVES BRUN AND DOERGE
AN ACT

To amend and reenact R.S. 17:8(A)(1), relative to textbooks and other instructional materials, supplies, and equipment; to provide that public school students and certain others shall be accountable for exercising reasonable and proper care for and control over public school books and other instructional materials, supplies, and equipment; to provide for the duties and responsibilities of the State Board of Elementary and Secondary Education; to provide for the adoption of certain rules and regulations relative to failing to exercise such care and control; to provide for effectiveness; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 2226—

BY REPRESENTATIVE BRUN
AN ACT

To enact R.S. 49:191(10)(g) and to repeal R.S. 49:191(8)(j), relative to the Department of Education, including provisions to provide for the re-creation of the Department of Education and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 2357 (Substitute For House Bill No. 192 by Representative Frith)—

BY REPRESENTATIVE FRITH
AN ACT

To amend and reenact R.S. 17:493.1(D), relative to filling certain school bus operators' route vacancies; to provide guidelines and procedures for the filling of route vacancies in specified circumstances; to provide limitations; to provide for applicability; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 2426—

BY REPRESENTATIVE HOLDEN
AN ACT

To enact R.S. 17:1855, relative to public higher education tuition and attendance fees; to authorize the Board of Supervisors of Southern University and Agricultural and Mechanical College to impose certain specified tuition and attendance fee amounts; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 2451—

BY REPRESENTATIVES ANSARDI, PIERRE, AND DANIEL
AN ACT

To enact R.S. 33:2740.35, to create an educational facilities improvement district in certain school districts; to provide for the purposes and governance of such districts; to provide for the rights and powers of any such district including the authority, subject to voter approval, to levy a sales and use tax and to issue bonds; to provide relative to agreements between educational facilities improvement districts and school districts; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 2522 (Substitute for House Bill No. 2483 by Representative Pratt)—

BY REPRESENTATIVE PRATT
AN ACT

To amend and reenact R.S. 17:416(A)(4)(introductory paragraph) and (B)(2) and (3)(d)(i) and to enact R.S. 17:416(A)(2)(c), relative to pupil discipline; to provide for the expulsion of public school pupils, including definitions, placement of such pupils in alternative schools or alternative school settings, and reinstatement and readmission of such pupils to public schools; to require city and parish school boards to adopt certain rules relative to pupil suspensions and expulsions, including the reporting by teachers or other school employees of discipline violations; and to provide for related matters.

Reported favorably.

Respectfully submitted,
THOMAS A. GREENE
Chairman

REPORT OF COMMITTEE ON

**TRANSPORTATION, HIGHWAYS, AND
PUBLIC WORKS**

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

June 12, 1997

To the President and Members of the Senate:

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

HOUSE CONCURRENT RESOLUTION NO. 12—

BY REPRESENTATIVE MARIONNEAUX
A CONCURRENT RESOLUTION

To direct the Department of Transportation and Development to erect a protective guardrail at 3083 LA 77 in Livonia, Louisiana, at the residence of the Floyd Chenevert family.

Reported with amendments.

June 12, 1995

HOUSE CONCURRENT RESOLUTION NO. 13—

BY REPRESENTATIVE MARIONNEAUX
A CONCURRENT RESOLUTION

To direct the Department of Transportation and Development to erect a protective guardrail at 20980 LA 77 in Grosse Tete, Louisiana, at the residence of the Ralph Wille family.

Reported with amendments.

HOUSE CONCURRENT RESOLUTION NO. 99—

BY REPRESENTATIVE WILKERSON
A CONCURRENT RESOLUTION

To direct the Department of Transportation and Development to submit a study which evaluates the hazardous road conditions on LA Hwy. 150 from the Ruston city limits on the west and the Simsboro city limits on the east and to suggest improvements which might alleviate the existing dangerous conditions.

Reported with amendments.

HOUSE CONCURRENT RESOLUTION NO. 111—

BY REPRESENTATIVE DIEZ
A CONCURRENT RESOLUTION

To authorize and direct the Department of Transportation and Development to install "Slow-School Zone" signs on Louisiana Highway 73 (Old Jefferson Highway) near Oak Grove Elementary School in Ascension Parish.

Reported with amendments.

HOUSE CONCURRENT RESOLUTION NO. 121—

BY REPRESENTATIVE FAUCHEUX
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development, the Federal Highway Administration, and the St. John the Baptist Parish Council to enter into a joint-use agreement in order to construct a tourist information center at the I-10/I-55/US 61 intersection in LaPlace.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 142—

BY REPRESENTATIVE WILKERSON
A CONCURRENT RESOLUTION

To request the Department of Transportation and Development to develop and initiate an internship program for students from all universities in the state and to announce the availability of the program at all universities.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 199—

BY REPRESENTATIVES DIEZ AND WIGGINS
A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 1998 Regular Session of the Legislature any reduction in wages for the Department of Transportation and Development construction and maintenance personnel which was a result of the requirements contained in the Engineering Directives and Standards Manual IV.1.1.10 of the Department of Transportation and Development and to direct the Department of Transportation and Development to provide formal training courses and certified instructors for the mandatory structured training programs throughout the Department of Transportation and Development.

Reported with amendments.

HOUSE BILL NO. 846—

BY REPRESENTATIVE WINDHORST
AN ACT

To repeal R.S. 32:295.1(I), relative to seat belts; to delete the ten percent discount on fines for moving traffic violations when the person committing the offense was wearing a seat belt.

Reported favorably.

HOUSE BILL NO. 1172 (Duplicate of Senate Bill No. 671)—

BY REPRESENTATIVE FORSTER AND SENATOR BAGNERIS AND
COAUTHORED BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 41:135(A), relative to disposition of proceeds of sale of public lands; to exempt the board of commissioners of the Orleans Levee District from the provisions requiring the sheriff to forward the net proceeds of the sale to the Department of Natural Resources for deposit into the state treasury; to authorize the sheriff to forward the balance of the net proceeds of the sale of Orleans Levee District property directly to that district; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1308—

BY REPRESENTATIVE TRICHE
AN ACT

To amend and reenact R.S. 38:334(A), relative to the Lafourche Basin Levee District; to provide for revenue utilization; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1423—

BY REPRESENTATIVE PRATT
AN ACT

To amend and reenact R.S. 32:293(C) and to repeal R.S. 32:293(A), relative to seating capacity of school buses; to limit the number of children transported on a school bus at one time to the number of seats available on such bus; to remove provision defining the seating capacity of a school bus; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1487—

BY REPRESENTATIVES DIEZ AND DEWITT
AN ACT

To amend and reenact R.S. 48:205(A) and (B), relative to general administrative functions of the Department of Transportation and Development; to increase the amount above which purchases are made by public bids; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1556—

BY REPRESENTATIVE DANIEL
AN ACT

To enact R.S. 48:56, relative to functions of the secretary of the Department of Transportation and Development; to require annual submission of a report on departmental operations to the legislature; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1619—

BY REPRESENTATIVE WINDHORST
AN ACT

To amend and reenact R.S. 47:820.5(B)(4), relative to the use of toll revenues derived from the Greater New Orleans Mississippi River Bridges; to provide for the use and limitations on the use of excess toll revenues; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1676—

BY REPRESENTATIVE HUDSON
AN ACT

To amend and reenact R.S. 38:2212(K), relative to the Public Bid Law; to provide relative to exceptions; to provide relative to the purchase of supplies and materials by hospitals from qualified group

purchasing organizations; to add hospitals that are owned or operated by public trusts; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1692—
BY REPRESENTATIVE DIEZ

AN ACT

To enact R.S. 48:381(A)(5), relative to use and occupancy of highways; to provide for permits to locate facilities within highway rights-of-way; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1698—
BY REPRESENTATIVE HOLDEN

AN ACT

To amend and reenact R.S. 48:251, relative to highway construction contracts; to require warranties in state contracts for highway construction; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1699—
BY REPRESENTATIVES JETSON AND FAUCHEUX

AN ACT

To amend and reenact R.S. 48:35, relative to minimum safety standards for highway design, maintenance, and construction; to require the Department of Transportation and Development to adopt rules to establish standards for reflective materials used on highway construction, repair, and maintenance projects; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1861—
BY REPRESENTATIVES WRIGHT AND BRUCE

AN ACT

To amend and reenact R.S. 30:2531(D)(1), relative to littering offenses; to provide for penalties; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1871—
BY REPRESENTATIVE FONTENOT

AN ACT

To amend and reenact Code of Criminal Procedure Art. 892.1(A), (B), (D), and (E)(1) and to enact R.S. 32:402.2, relative to traffic violations; to provide for the Department of Public Safety and Corrections, office of motor vehicles to approve driver improvement programs; to provide for a list of all department-approved programs; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1894—
BY REPRESENTATIVES DURAND, LEBLANC, MICHOT, AND PIERRE AND SENATOR ROMERO

AN ACT

To enact Part VI-A of Chapter 1 of the Louisiana Revised Statutes of 1950, comprised of R.S. 32:390, relative to motor carriers; to establish a Weigh-In-Motion pilot program in St. Martin and Lafayette Parishes; to provide for penalties; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 2035—
BY REPRESENTATIVE DEWITT

AN ACT

To amend and reenact R.S. 32:853(A), relative to abstracts of operating records; to provide relative to the content of these records; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 2257—
BY REPRESENTATIVE HUDSON
AN ACT

To amend and reenact R.S. 32:398, relative to report forms for traffic accidents; to provide that the forms shall direct the investigating officer to instruct the parties to the accident to exchange information concerning drivers, vehicles, and liability insurance; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 2380—
BY REPRESENTATIVE THERIOT
AN ACT

To enact R.S. 32:414(N), relative to drivers' licenses; to provide for the suspension of drivers' licenses under certain conditions; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 2382—
BY REPRESENTATIVE DIEZ
AN ACT

To amend and reenact R.S. 38:225(1) and (6), relative to levee boards and districts; to prohibit obstructions on levees, waterways, and rights-of-way therefor; to provide for the removal of obstructions at the expense of the person responsible; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 2390—
BY REPRESENTATIVE HOPKINS
AN ACT

To enact R.S. 48:274.3, relative to interstate highways; to provide for the placing of major shopping area guide signs on Interstate highways; to provide for definitions; to provide for requirements for food service areas; to provide for rules and regulations; to create the Major Shopping Area Guide Signs Processing Fund in the state treasury; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 2421—
BY REPRESENTATIVE WARNER
AN ACT

To amend and reenact R.S. 39:1484(18), relative to procurement of state services; to include land surveyors in the professions listed within the definition of "professional service"; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 2427—
BY REPRESENTATIVE VITTER
AN ACT

To designate certain portions of U.S. Highway 61 as "Airline Drive", and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 2436—
BY REPRESENTATIVE FAUCHEUX
AN ACT

To enact Subpart D of Part VIII of Chapter 1 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:340.12 through 340.16, relative to ports, harbors, and terminals; to create the Rodent Control and Prevention of Infectious Diseases Act; to provide for the control, testing, and monitoring of rodents on ships and barges; to provide for rodent control; to provide definitions, terms, conditions, procedures, and requirements; to provide for

fees and for uses of such fees; to provide for the employment of personnel and contractors; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 2447—

BY REPRESENTATIVE WESTON

AN ACT

To enact R.S. 47:463.46, relative to motor vehicle license plates; to create a special license plate for the Louisiana state parks; to provide for costs and issuance; to provide for the transfer of land to the office of state parks; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 2475—

BY REPRESENTATIVE LEBLANC

AN ACT

To amend and reenact R.S. 48:251, relative to contracts issued for Department of Transportation and Development Projects; to provide for the establishment of a cash management program; to provide for entering into contracts for construction; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 2486—

BY REPRESENTATIVE SCHNEIDER

AN ACT

To amend and reenact Section 4 of Act No. 762 of the 1986 Regular Session as amended by Act No. 875 of the 1988 Regular Session and Act No. 1227 of the 1995 Regular Session of the Legislature, relative to the Greater New Orleans Expressway Commission; to provide for the collection of tolls; to provide for the vote necessary to increase tolls; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
RON LANDRY
Chairman

**Senate Bills and Joint Resolutions
on Second Reading
Reported by Committees**

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

SENATE BILL NO. 553—

BY SENATORS HAINKEL, DARDENNE, EWING AND ROMERO

AN ACT

To amend and reenact R.S. 30:2480(C)(1), (4)(a), and (5), and 2484(1), (5), (7), and (10), relative to the office of the oil spill coordinator; to provide for extension of deadlines with respect to natural resource damage assessment; to provide with respect to appropriations from the fund; and to provide for related matters.

Reported favorably by the Committee on Finance. On motion of Senator Hainkel, the bill was read by title and passed to a third reading.

**House Concurrent Resolutions
on Second Reading
Reported by Committees**

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

HOUSE CONCURRENT RESOLUTION NO. 199—

BY REPRESENTATIVES DIEZ AND WIGGINS

A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 1998 Regular Session of the Legislature any reduction in wages for the Department of Transportation and Development construction and maintenance personnel which was a result of the requirements contained in the Engineering Directives and Standards Manual IV.1.1.10 of the Department of Transportation and Development and to direct the Department of Transportation and Development to provide formal training courses and certified instructors for the mandatory structured training programs throughout the Department of Transportation and Development.

Reported with amendments by the Committee on Transportation, Highways, and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Reengrossed House Concurrent Resolution No. 199 by Representative Diez

AMENDMENT NO. 1

On page 1, line 7, after "to" change "direct" to "request"

AMENDMENT NO. 2

On page 3, at the beginning of line 4, change "directs" to "requests"

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

**House Bills and Joint Resolutions
on Second Reading
Reported by Committees**

Senator Hainkel 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. 68—

BY REPRESENTATIVE RIDDLE

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 1997-1998 to be used to pay legal expenses incurred by Jerald W. Gunn, Michael Villejojn, and Rex L. Powell, relative to their successful defense of criminal charges brought against them, which charges arose from actions taken by them in the course and scope of their employment; to pay legal expenses incurred by Michael Villejojn in the civil claim brought against him, relative to actions taken by him in the course and scope of his employment; and to provide for related matters.

Reported favorably by the Committee on Finance. 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. 162—

BY REPRESENTATIVES MCDONALD, DANIEL, BARTON, BAUDOIN, CRANE, DOERGE, KENNEY, POWELL, SHAW, WILKERSON, AND WRIGHT

AN ACT

To repeal R.S. 17:3042.34(A)(4), relative to certain requirements for redeeming a Louisiana honors scholarship award; to repeal the requirement that a Louisiana honors scholarship award recipient shall not be eligible for any other gratuitous financial assistance or support from the college or university attended or from any alumni organization or foundation.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 162 by Representative McDonald

AMENDMENT NO. 1

In Senate Committee Amendments proposed by the Senate Committee on Education and adopted by the Senate on May 1, 1997 on page 1, line 3, after "17:3042.34(A)" delete "(5), (6), and (7)" and insert "(5)"

AMENDMENT NO. 2

In Senate Committee Amendments proposed by the Senate Committee on Education and adopted by the Senate on May 1, 1997 on page 1, line 11, after "17:3042.34(A)" delete "(5), (6), and (7)" and insert "(5)"

AMENDMENT NO. 3

In Senate Committee Amendments proposed by the Senate Committee on Education and adopted by the Senate on May 1, 1997 on page 2, delete lines 7 through 9

AMENDMENT NO. 4

In Senate Committee Amendments proposed by the Senate Committee on Education and adopted by the Senate on May 1, 1997 on page 2, line 10, change "(6)" to "(5)"

AMENDMENT NO. 5

In Senate Committee Amendments proposed by the Senate Committee on Education and adopted by the Senate on May 1, 1997 on page 2, delete lines 12 though 17

On motion of Senator Hainkel, 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. 182—

BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact R.S. 40:967(B)(3) and (4) and to enact R.S. 40:967(B)(5), relative to controlled dangerous substances; to increase the penalties for the production, manufacture, distribution, or dispensing or possessing with intent to produce, manufacture, distribute, or dispense cocaine, cocaine base, and related substances; and to provide for related matters.

Reported favorably by the Committee on Finance. 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. 223—

BY REPRESENTATIVE STELLY
AN ACT

To amend and reenact R.S. 49:308(E) and to enact R.S. 39:82(I), relative to certain funds received by vocational-technical schools or institutes; to authorize the retention of such funds; to exempt such funds from deposit in the state treasury; and to provide for related matters.

Reported favorably by the Committee on Finance. 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. 241—

BY REPRESENTATIVE MONTGOMERY
AN ACT

To enact R.S. 40:1501(E)(7), relative to Benton Fire District No. 4 of Bossier Parish; to authorize the governing authority of the district to levy and collect, subject to voter approval, an additional tax for maintenance and operation of the fire district; 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. 319—

BY REPRESENTATIVE JACK SMITH
AN ACT

To provide relative to the Wedell-Williams Memorial Aviation Museum; to authorize certain leases or cooperative endeavors on behalf of said museum by the Department of Transportation and Development and the Department of Culture, Recreation and Tourism; to provide that said authority for leases or endeavors includes the use of certain property in St. Mary Parish; to provide terms and conditions; and to provide for related matters.

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. 358—

BY REPRESENTATIVE QUEZAIRE
AN ACT

To enact R.S. 17:176(E), relative to extracurricular activities; to prohibit limitations on the number of extracurricular activities an otherwise eligible student may participate in during a school year at public elementary and secondary schools; to provide for effectiveness; and to provide for related matters.

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. 362—

BY REPRESENTATIVE JACK SMITH
AN ACT

To enact Chapter 17-B of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:831 through 834, and to amend and reenact R.S. 36:209(B), to provide for the creation of the Louisiana Cypress Sawmill Museum in Patterson, Louisiana; and to provide for related matters.

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. 411—

BY REPRESENTATIVES TOOMY, DIEZ, BRUCE, DUPRE, FAUCHEUX, FRUGE, HUDSON, KENNARD, QUEZAIRE, SHAW, THERIOT, THOMAS, DOWNER, A. ALEXANDER, ANSARDI, BAUDOIN, BAYLOR, CLARKSON, COPELIN, CRANE, DANIEL, DONELON, FLAVIN, FRITH, GAUTREAU, GLOVER, MARTINY, MCMAINS, MICHOT, MURRAY, ODINET, PERKINS, POWELL, PRATT, ROUSSELLE, SCALISE, STRAIN, WALSWORTH, WELCH, AND WIGGINS AND SENATORS LANDRY, SMITH, AND BEAN
AN ACT

To enact Chapter 26 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:2020 through 2036, relative to the development of transportation infrastructure; to authorize the creation of tollway authorities; to provide for the powers and duties of such authorities; to authorize the authorities to issue bonds; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 411 by Representative Toomy

AMENDMENT NO. 1

On page 1, line 3, change "2036" to "2037"

AMENDMENT NO. 2

On page 1, line 10, change "2036" to 2037"

AMENDMENT NO. 3

On page 26, line 19, after "liberal construction" insert "; restrictions"

AMENDMENT NO. 4

On page 26, at the beginning of line 20, before "The powers" insert "A."

AMENDMENT NO. 5

On page 27, between lines 4 and 5, insert the following:

"B. The provisions of this Act shall not be applicable in any manner to the Greater New Orleans Expressway Commission or its facilities or any projects or improvements related thereto."

AMENDMENT NO. 6

On page 29, after line 26, insert the following:

"§2037. Privately owned and financed tollways

A. Should a private entity independently desire to own, plan, design, finance, construct, maintain and operate a tollway on privately owned property or on leased property, any parish police jury, parish council or other parish governing authority or municipality acting in its individual capacity may enter into a cooperative endeavor agreement as authorized by Article VII, Section 14(c) of the Constitution to facilitate the construction of such private tollway within the parish, without the approval or participation of an authority. If not exclusive, no right shall be granted to another private entity allowing construction of a tollway within two miles of the tollway which is the subject of the cooperative endeavor agreement. Such cooperative endeavor agreement shall be approved by ordinance of such parish governing authority or municipality and shall be executed prior to construction of the privately owned tollway and shall provide for, but not be limited to, the following:

- (1) The right to construct, own and operate the tollway and that such right shall be irrevocable, but need not be exclusive.
- (2) The right to own the tollway and to set, fix, change and collect tolls all in perpetuity.
- (3) Rights of assignment and amendment.
- (4) The duty of the private entity to provide for design and construction of the tollway and standards therefor.
- (5) Provisions for maintenance and operation, liability and other operational matters.
- (6) Rights and duties of the parties regarding connecting roads, highways street, bridges or transitways.
- (7) Such other matters as shall be deemed appropriate or necessary.

B. In the event a private tollway is constructed on privately owned property or on leased property under the provisions of this Section, the provisions of Part I of Chapter 3 of Title 48 of the Louisiana Revised Statutes of 1950."

On motion of Senator Hainkel, 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. 429—

BY REPRESENTATIVE WARNER
A JOINT RESOLUTION

Proposing to add Article VIII, Section 16 of the Constitution of Louisiana, to authorize the legislature to provide for the creation, governance, management, and control of a community college system and for the transfer of the supervision and control of certain educational institutions and programs; to provide certain

preconditions for enacting legislation creating a community college system; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Reported favorably by the Committee on Education. The bill was read by title and recommitted to the Committee on Finance.

HOUSE BILL NO. 431—

BY REPRESENTATIVE WILKERSON
AN ACT

To enact R.S. 39:330.4, relative to the incorporeal property owned by a public institution of higher education; to require that a transfer of ownership or of the right of use shall be by a public bid or request for proposal process; to restrict the use of the proceeds of such transfer; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 431 by Representative Wilkerson

AMENDMENT NO. 1

On page 1, line 3, delete "a transfer" and insert "certain transfers"

AMENDMENT NO. 2

On page 1, line 14, after "process" and before the period "." insert "if the estimated value of the transaction is ten thousand dollars or more"

AMENDMENT NO. 3

On page 2, line 5, after "chairs," insert "educational and general expenditures, intercollegiate athletic programs,"

On motion of Senator Hainkel, 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. 617—

BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact R.S. 39:82(F), relative to the retention of funds for completion of certain projects; to authorize the retention of funds appropriated by the Interim Emergency Board for planning, acquisition, construction, and major repair projects until completion of such project; to require quarterly progress reports on such projects; and to provide for related matters.

Reported favorably by the Committee on Finance. 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. 629—

BY REPRESENTATIVE STELLY
AN ACT

To amend and reenact R.S. 11:263(E) and to enact R.S. 11:267, relative to the Louisiana State Employees' Retirement System, the Teachers' Retirement System of Louisiana, the Louisiana School Employees' Retirement System, and the State Police Pension and Retirement System; to provide with respect to investment of funds held in trust by each such system; to further provide with respect to investment limitations and guidelines applicable to the governing board of each such system; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 629 by Representative Stelly

June 12, 1995

AMENDMENT NO. 1

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

"If the Standard and Poor's 500 Composite Value Index increases to a level of ten percent higher than its level at the time the system divested itself of any indexed funds, the requirements of this Paragraph shall apply to the system."

On motion of Senator Hainkel, 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. 694—

BY REPRESENTATIVES TRAVIS, DOWNER, DEWITT, DURAND, FLAVIN, FRITH, GAUTREAU, HILL, MICHOT, MURRAY, PINAC, POWELL, SCHNEIDER, AND WESTON

AN ACT

To amend and reenact R.S. 25:315(A) and 316 and R.S. 36:201(C)(1) and 913, to enact R.S. 25:318 and R.S. 36:208(I) and 209(W), and to repeal R.S. 25:317 and R.S. 36:109(H), relative to the Louisiana Music Commission; to provide for its transfer from the Department of Economic Development to the Department of Culture, Recreation and Tourism; to provide for the creation of the office of music development and to provide for its functions and duties; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senator Hainkel to Reengrossed House Bill No. 694 by Representative Travis

AMENDMENT NO. 1

On page 2, line 5, delete the word "lieutenant"

AMENDMENT NO. 2

On page 5, after line 25, insert:

"Section 4. Any changes in the executive director of the commission shall be approved by the Senate Committee on Commerce and Consumer Protection."

AMENDMENT NO. 3

On page 6, line 1, change "Section 4." to "Section 5."

On motion of Senator Hainkel, 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. 725—

BY REPRESENTATIVES FAUCHEUX, BARTON, BAUDOIN, COPELIN, DANIEL, DIEZ, DOERGE, DUPRE, FLAVIN, FORSTER, FRITH, FRUGE, GAUTREAU, HEBERT, HOPKINS, HUNTER, ILES, JOHNS, KENNARD, KENNEY, LANDRIEU, LONG, MARIONNEAU, MARTINY, MCCALLUM, MCDONALD, MICHOT, MURRAY, ODINET, PERKINS, PIERRE, PINAC, POWELL, ROMERO, ROUSSELLE, SCHNEIDER, SHAW, JACK SMITH, STRAIN, THOMPSON, THORNHILL, TRAVIS, AND WIGGINS

AN ACT

To amend and reenact R.S. 17:7(6)(a), relative to teacher certification; to provide for the duties and responsibilities of the State Board of Elementary and Secondary Education; to require under specified circumstances the establishment of an alternative method or process by which a teacher at a nonpublic school may meet qualifications or conditions for the issuance of a permanent regular teacher certificate; to provide guidelines for the establishment of the alternative method or process; to provide limitations; to provide for effectiveness; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Reengrossed House Bill No. 725 by Representative Fauchoux

AMENDMENT NO. 1

On page 3, line 2, delete "be consistent with" and insert in lieu thereof "give due consideration to and incorporate where feasible"

On motion of Senator Greene, 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. 741—

BY REPRESENTATIVE FRITH

AN ACT

To enact R.S. 17:491.2, relative to school bus operators; to require the governing authorities of public elementary or secondary schools to prohibit a school bus operator from driving a school or activity bus or from otherwise transporting students under specified circumstances; to provide for implementation; to provide for effectiveness; and to provide for related matters.

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. 846—

BY REPRESENTATIVE WINDHORST

AN ACT

To repeal R.S. 32:295.1(I), relative to seat belts; to delete the ten percent discount on fines for moving traffic violations when the person committing the offense was wearing a seat belt.

Reported favorably by the Committee on Transportation, Highways, and Public Works. 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. 1013—

BY REPRESENTATIVE WINSTON

AN ACT

To repeal R.S. 33:1967.3 and 1972(E), relative to certain fire protection districts in St. Tammany Parish; to repeal provisions relative to operation of firefighting equipment and the supervision and structure of such departments.

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. 1096—

BY REPRESENTATIVES JETSON AND WELCH

AN ACT

To enact R.S. 17:416(G), relative to pupil discipline; to prohibit the taking of any disciplinary action against a pupil by the governing authority of a public elementary or secondary school or by any public elementary or secondary school administrator, teacher, or other school employee for the use of force upon another person under specified circumstances involving self-defense of the pupil or the pupil's property; to provide for application; to provide for effectiveness; and to provide for related matters.

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. 1133—

BY REPRESENTATIVES BRUN AND DUPRE

AN ACT

To amend and reenact and as amended to arrange in proper statutory form and incorporate into the statutes the provisions of Article XIV, Section 15.1(25) of the Constitution of 1921, continued as

statute by Article X, Section 18 of the Constitution of 1974, by amending and reenacting R.S. 33:2495, and to repeal R.S. 33:2495.1, relative to municipal fire and police civil service; to require completion of certain formal training prior to commencement of working test periods for entry level positions in the classified service; 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. 1134—
BY REPRESENTATIVES BRUN AND DUPRE
AN ACT

To amend and reenact R.S. 33:2555, relative to municipal fire and police civil service; to require completion of certain formal training prior to commencement of working test periods for entry level positions in the classified service; 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. 1135—
BY REPRESENTATIVE BRUN
AN ACT

To amend and reenact R.S. 33:2493(C), relative to admission to tests for municipal fire and police civil service employees and applicants; to delete provisions relative to the qualifications of any applicant admitted to a test in a municipality located within a parish containing a population of not less than two hundred twenty-five thousand nor more than two hundred seventy-five thousand; 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. 1136—
BY REPRESENTATIVE BRUN
AN ACT

To amend and reenact R.S. 33:2536(L), relative to the fire and police civil service board in municipalities with a population of not less than seven thousand nor more than thirteen thousand, parishes, and fire protection districts; to remove the authority of the board to require the state examiner to act as secretary of the board; 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. 1137—
BY REPRESENTATIVE BRUN
AN ACT

To amend and reenact and as amended to arrange in proper statutory form and incorporate into the statutes the provisions of Article XIV, Section 15.1(6)(l)(3) of the Constitution of 1921, continued as statute by Article X, Section 18 of the Constitution of 1974, by amending and reenacting R.S. 33:2476(L)(3), relative to the salary of the secretary of municipal fire and police civil service boards in municipalities with populations of not less than thirteen thousand nor more than two hundred fifty thousand; to provide for the maximum salary for the secretary; to require the municipal governing authority to approve such salary; 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. 1172 (Duplicate of Senate Bill No. 671)—
BY REPRESENTATIVE FORSTER AND SENATOR BAGNERIS AND
COAUTHORED BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 41:135(A), relative to disposition of proceeds of sale of public lands; to exempt the board of commissioners of the Orleans Levee District from the provisions requiring the sheriff to forward the net proceeds of the sale to the Department of Natural Resources for deposit into the state treasury; to authorize the sheriff to forward the balance of the net proceeds of the sale of Orleans Levee District property directly to that district; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways, and Public Works. 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. 1308—
BY REPRESENTATIVE TRICHE
AN ACT

To amend and reenact R.S. 38:334(A), relative to the Lafourche Basin Levee District; to provide for revenue utilization; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways, and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 1308 by Representative Triche

AMENDMENT NO. 1

On page 1, at the beginning of line 15, change "seventy-five" to "sixty-five"

On motion of Senator Landry, 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. 1310—
BY REPRESENTATIVE BRUN
AN ACT

To amend and reenact R.S. 13:783(F), relative to expenses of the clerk's office; to authorize payments for insurance; 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. 1397—
BY REPRESENTATIVES FAUCHEUX, ANSARDI, AND CHAISSON
AN ACT

To enact R.S. 33:4574.10, relative to the parishes of St. Charles, St. John the Baptist, and St. James; to create the River Parishes Convention, Tourist, and Visitors Commission to have jurisdiction within such parishes; to provide for the appointment, powers, and duties of the commission; to authorize the levy and collection of a hotel/motel occupancy tax by the commission for the purpose of funding the activities of the commission; to provide relative to borrowing by the commission and budgetary matters; 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. 1423—
BY REPRESENTATIVE PRATT

AN ACT

To amend and reenact R.S. 32:293(C) and to repeal R.S. 32:293(A), relative to seating capacity of school buses; to limit the number of children transported on a school bus at one time to the number of seats available on such bus; to remove provision defining the seating capacity of a school bus; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways, and Public Works. 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. 1434—
BY REPRESENTATIVE WALSWORTH

AN ACT

To enact R.S. 33:2737.67, relative to Ouachita Parish School Board; to authorize the Ouachita Parish School Board to levy and collect an additional sales and use tax not to exceed one percent within the parish, excluding the city of Monroe, subject to voter approval; to authorize the school board to create one or more school districts or use existing school districts to use the additional tax; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 1434 by Representative Walsworth

AMENDMENT NO. 1

On page 1, line 2, after "R.S." change "33:2737.67," to "33:2721.10 and 2737.67,"

AMENDMENT NO. 2

On page 1, line 2, change "Ouachita Parish School Board;" to "local sales and use taxes; to authorize the governing authority of Calcasieu Parish, subject to voter approval, to levy and collect an additional sales and use tax, not to exceed one percent, within the parish;"

AMENDMENT NO. 3

On page 1, between lines 12 and 13, insert the following:

"Section 1. R.S. 33:2721.10 is hereby enacted to read as follows:

§2721.10. Authorization to levy and collect additional sales and use tax in Calcasieu Parish

A. The governing authority of Calcasieu Parish is hereby authorized to levy and collect an additional sales and use tax not to exceed one percent.

B. In accordance with the provisions of Article VI, Section 29(B) of the Constitution of Louisiana, the additional sales and use tax authorized in this Section shall be authorized to exceed the limit set forth in Article VI, Section 29(A) of the Constitution of Louisiana and shall be in addition to the limit set by R.S. 33:2721.6. The authority granted in this Section shall not limit in any respect any prior taxing authority granted by any other provision of law.

C. The proceeds of the tax herein authorized shall be used for such purposes as are determined by the governing authority of Calcasieu Parish, including the funding of a portion of the avails of the tax into bonds in the manner provided by law.

D. The sales and use tax so levied shall be imposed by ordinance of the governing authority of the parish of Calcasieu and shall be levied upon the sale at retail, the use, lease, or rental, the consumption of tangible personal property, and on sales of services in Calcasieu Parish, all as defined in Chapter 2 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950; provided that the ordinance imposing the tax shall be adopted by the governing authority only after the question of the imposition of the tax has been submitted to the qualified electors of Calcasieu Parish at an election to be conducted in accordance with the election laws of the state of Louisiana, and a majority of those voting in the election have voted in favor of the imposition of the tax.

E. This tax shall be in addition to all other sales and use taxes being collected by the parish governing authority and shall be collected at the same time and in the same manner as set forth in R.S. 47:301 through 317."

AMENDMENT NO. 4

On page 1, line 13, after "Section" change "1." to "2."

AMENDMENT NO. 5

On page 3, between lines 6 and 7, insert the following:

"Section 3. The Sections of this Act are severable. If any Section of the Act or its application is held invalid, such invalidity shall not affect other Sections or their application which can be given effect without the invalid Section or application."

AMENDMENT NO. 6

On page 3, line 7, after "Section" change "2." to "4."

On motion of Senator Greene, 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. 1487—
BY REPRESENTATIVES DIEZ AND DEWITT

AN ACT

To amend and reenact R.S. 48:205(A) and (B), relative to general administrative functions of the Department of Transportation and Development; to increase the amount above which purchases are made by public bids; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways, and Public Works. 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. 1556—
BY REPRESENTATIVE DANIEL

AN ACT

To enact R.S. 48:56, relative to functions of the secretary of the Department of Transportation and Development; to require annual submission of a report on departmental operations to the legislature; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways, and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 1556 by Representative Daniel

AMENDMENT NO. 1

June 12, 1995

On page 1, line 3, after "Department" insert "and the office of facility planning of the division of administration"

AMENDMENT NO. 2

On page 1, line 4, change "departmental" to "their"

AMENDMENT NO. 3

On page 1, line 8, after "report" delete the remainder of the line and insert "on state projects"

AMENDMENT NO. 4

On page 1, line 15, after "overlays" insert ", including the highway district in which the project is located"

AMENDMENT NO. 5

On page 1, line 17, after "projects" insert ", including the highway district in which the project is located"

AMENDMENT NO. 6

On page 2, at the bottom of the page, insert:

"B. The office of facility planning of the division of administration shall submit a report to the House and Senate Committees on Transportation, Highways, and Public Works on October first of each year and to the legislature on March first of each year detailing the activities of the department for the past year with regard to contracts required to be let by public bid. The report shall include a brief description of the project; a summary of the source of revenue for such projects; the locations of such projects; the engineering and/or construction contracts issued, including the amount of each contract, the purpose of each contract, the contractor, and the time-frame for each contract; and the amounts of right-of-way and other immovable property purchased, where such purchases were made, and the projects for which the purchases were made."

On motion of Senator Landry, 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. 1619—

BY REPRESENTATIVE WINDHORST
AN ACT

To amend and reenact R.S. 47:820.5(B)(4), relative to the use of toll revenues derived from the Greater New Orleans Mississippi River Bridges; to provide for the use and limitations on the use of excess toll revenues; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways, and Public Works. 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. 1622—

BY REPRESENTATIVE BRUN
AN ACT

To amend and reenact R.S. 33:2536(L)(3), relative to the fire and police civil service board in municipalities with a population of not less than seven thousand nor more than thirteen thousand, parishes, and fire protection districts; to provide for the maximum salary for the secretary; to require the approval of the municipal governing authority of such salary; 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. 1623—

BY REPRESENTATIVE BRUN
AN ACT

To amend and reenact and as amended in arrange to proper statutory form and incorporate into the statutes the provisions of Article XIV, Section 15.1(6)(l) of the Constitution of 1921, continued as statute by Article X, Section 18 of the Constitution of 1974, by amending and reenacting R.S. 33:2476(L), relative to municipal fire and police civil service boards in municipalities with populations of not less than thirteen thousand nor more than two hundred fifty thousand; to remove the authority of the board to require the state examiner to act as secretary of the board; 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. 1624—

BY REPRESENTATIVE BRUN
AN ACT

To amend and reenact R.S. 17:414.2, relative to assessment of academic achievement of students by public elementary and secondary school teachers; to prohibit certain actions relative to influencing, altering, or otherwise affecting grades; to prohibit, with certain exceptions and then only in accordance with certain procedures, the alteration or change in any manner of a grade; to provide limitations on the use of certain grade determinations for assessment and evaluation of a teacher's performance; to provide for an effective date; and to provide for related matters.

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. 1676—

BY REPRESENTATIVE HUDSON
AN ACT

To amend and reenact R.S. 38:2212(K), relative to the Public Bid Law; to provide relative to exceptions; to provide relative to the purchase of supplies and materials by hospitals from qualified group purchasing organizations; to add hospitals that are owned or operated by public trusts; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways, and Public Works. 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. 1692—

BY REPRESENTATIVE DIEZ
AN ACT

To enact R.S. 48:381(A)(5), relative to use and occupancy of highways; to provide for permits to locate facilities within highway rights-of-way; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways, and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Reengrossed House Bill No. 1692 by Representative Diez

AMENDMENT NO. 1

On page 1, line 16, after "servitude," delete the remainder of the line and delete line 17, and on page 2, delete lines 1 through 3

On motion of Senator Landry, 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. 1698—
BY REPRESENTATIVE HOLDEN
AN ACT

To amend and reenact R.S. 48:251, relative to highway construction contracts; to require warranties in state contracts for highway construction; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways, and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 1698 by Representative Holden

AMENDMENT NO. 1
On page 2, line 5, delete "at least"

AMENDMENT NO. 2
On page 2, line 8, after "Joint" delete the remainder of the line and add "Legislative Committee on Transportation, Highways, and Public Works"

AMENDMENT NO. 3
On page 2, at the beginning of line 9, delete "Works Committee"

On motion of Senator Landry, 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. 1699—
BY REPRESENTATIVES JETSON AND FAUCHEUX
AN ACT

To amend and reenact R.S. 48:35, relative to minimum safety standards for highway design, maintenance, and construction; to require the Department of Transportation and Development to adopt rules to establish standards for reflective materials used on highway construction, repair, and maintenance projects; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways, and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 1699 by Representative Jetson

AMENDMENT NO. 1
On page 1, line 13, after "The" delete "office of highways of the"

AMENDMENT NO. 2
On page 2, line 15, after "1987," delete "the office of highways of"

AMENDMENT NO. 3
On page 3, line 10, after "The" delete "office of highways of the"

AMENDMENT NO. 4
On page 3, line 18, after "Highways" add a comma ","

AMENDMENT NO. 5
On page 4, at the end of line 4, delete "the"

AMENDMENT NO. 6

On page 4, at the beginning of line 5, delete "office of highways of"

AMENDMENT NO. 7
On page 4, at the beginning of line 6, change "Development" to "Development"

On motion of Senator Landry, 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. 1861—
BY REPRESENTATIVES WRIGHT AND BRUCE
AN ACT

To amend and reenact R.S. 30:2531(D)(1), relative to littering offenses; to provide for penalties; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways, and Public Works. 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. 1871—
BY REPRESENTATIVE FONTENOT
AN ACT

To amend and reenact Code of Criminal Procedure Art. 892.1(A), (B), (D), and (E)(1) and to enact R.S. 32:402.2, relative to traffic violations; to provide for the Department of Public Safety and Corrections, office of motor vehicles to approve driver improvement programs; to provide for a list of all department-approved programs; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways, and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 1871 by Representative Fontenot

AMENDMENT NO. 1
On page 2, line 1, after "the" insert "court or the violator may choose a program approved by the"

AMENDMENT NO. 2
On page 2, line 2, after "provided" insert "and pursuant to the conditions"

AMENDMENT NO. 3
On page 3, line 3, after "vehicles" change "shall" to "may" and after "approve" delete "all"

AMENDMENT NO. 4
On page 3, at the end of line 7, delete "a"

AMENDMENT NO. 5
On page 3, line 8, after "traffic" change "violator" to "violators"

AMENDMENT NO. 6
On page 3, line 9, after "purposes." delete the remainder of the line, and on line 10, delete "the course of his choice to attend" and insert:

"The court shall allow a violator to select a course within the judicial district in which he resides if there is no court-approved driving course in such district"

On motion of Senator Landry, 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. 1894—
BY REPRESENTATIVES DURAND, LEBLANC, MICHOT, AND PIERRE AND SENATOR ROMERO

AN ACT

To enact Part VI-A of Chapter 1 of the Louisiana Revised Statutes of 1950, comprised of R.S. 32:390, relative to motor carriers; to establish a Weigh-In-Motion pilot program in St. Martin and Lafayette Parishes; to provide for penalties; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways, and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 1894 by Representative Durand, et al.

AMENDMENT NO. 1

On page 1, line 16, after "Avenue" insert ", when sufficient funds are available for the program"

On motion of Senator Landry, 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. 2020—
BY REPRESENTATIVE BOWLER

AN ACT

To amend and reenact R.S. 33:2493(C), relative to municipal fire and police civil service; to provide relative to qualifications for admission to certain competitive employment tests for the classified police service; to remove the requirement that an applicant for such test be a qualified elector of the state; 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. 2035—
BY REPRESENTATIVE DEWITT

AN ACT

To amend and reenact R.S. 32:853(A), relative to abstracts of operating records; to provide relative to the content of these records; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways, and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 2035 by Representative DeWitt

AMENDMENT NO. 1

On page 3, at the end of line 7, delete "For" and delete lines 8 through 11

AMENDMENT NO. 2

On page 3, line 15, after "blood, or" change "0.04" to "0.02"

AMENDMENT NO. 3

On page 3, line 16, after "age of" change "eighteen" to "twenty-one"

AMENDMENT NO. 4

On page 5, at the end of line 5, add "Records of convictions for which the law imposes a mandatory suspension shall be maintained for a period of five years. Records of convictions for which the law does not

impose a mandatory suspension shall be maintained for a period of three years."

On motion of Senator Landry, 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. 2257—
BY REPRESENTATIVE HUDSON

AN ACT

To amend and reenact R.S. 32:398, relative to report forms for traffic accidents; to provide that the forms shall direct the investigating officer to instruct the parties to the accident to exchange information concerning drivers, vehicles, and liability insurance; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways, and Public Works. 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. 2062—
BY REPRESENTATIVE MCMAINS

AN ACT

To amend and reenact R.S. 17:1455(B), relative to the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College; to reduce the number required to constitute a quorum for the transaction of official business by the board; and to provide for related matters.

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. 2122 (Duplicate of Senate Bill No. 1499)—
BY REPRESENTATIVE PERKINS AND SENATOR BRANCH AND COAUTHORED BY REPRESENTATIVE JENKINS

AN ACT

To enact R.S. 17:72.1, relative to the municipal school system in Baker, Louisiana; to create an interim school board for the system; to provide for board membership, including number of members, method of appointment, qualifications, terms of office, and vacancies; to provide relative to the powers, duties, and responsibilities of the board; to provide limitations; to provide for applicability of certain statutory provisions relative to open meetings and public records; to provide for implementation; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Reengrossed House Bill No. 2122 by Representative Perkins

AMENDMENT NO. 1

On page 1, line 2, after "To" insert "amend and reenact R.S. 17:58.2(E) and 72 and to"

AMENDMENT NO. 2

On page 1, line 2, after "enact R.S. 17:" insert "58.2(F) and"

AMENDMENT NO. 3

On page 1, line 9, after "implementation;" insert "to provide relative to the buildings, property, and facilities of such school system; to provide relative to the time limits and requirements for the establishment of such system; to provide certain conditions required prior to the operation of such system; to provide for certain obligations of and to the East Baton Rouge Parish school board; to provide for certain proceedings;"

AMENDMENT NO. 4

On page 1, delete lines 14 through 17 and on page 2, delete lines 1 through 25 and on page 3, delete lines 1 through 7 and insert the following:

"Section 1. R.S. 17:58.2(E) and 72 are hereby amended and reenacted and R.S. 17:58.2(F) and 72.1 are hereby enacted to read as follows:

§58.2. East Baton Rouge Parish School Board; reapportionment; election districts; terms

* * *

E(1) On or before January 1, 1997, the East Baton Rouge Parish School Board shall develop a plan to divide the parish, excluding the city of Baker, into single-member districts from each of which one member of said board shall be elected. Such districts shall be drawn with as equal population as possible, utilizing population figures from the latest decennial federal census. Each member of the board shall be elected at the election for school board members to be held at the congressional election in 1998. The members elected in 1998, and their successors in office, shall serve for four-year concurrent terms. In the event the city of Baker municipal school system shall be established in accordance with R.S. 17:72, on or after the congressional primary election in 2002, the East Baton Rouge Parish school board shall develop a plan to divide the parish, excluding the city of Baker, into single-member districts from each of which one member of said board shall be elected. Such districts shall be drawn with as equal population as possible, utilizing population figures from the latest decennial federal census.

(2) Copies of the proposed single-member district plan shall be submitted to the members of the East Baton Rouge Parish legislative delegation for approval no later than January 15, 1997. The proposed plan shall be approved if the chairman of the East Baton Rouge Parish legislative delegation files with the secretary of state a notarized statement that the parish delegation has held a public meeting to consider the plan, after due public notice, and a majority of the total membership of the delegation has voted to approve the plan. The notarized statement must be filed no later than April 1, 1997. If the East Baton Rouge Parish legislative delegation does not approve the plan submitted by the East Baton Rouge School Board, the legislature shall develop and enact such a plan no later than June 30, 1997. Prior to the final adoption of such a new plan, as provided for in Paragraph (E)(1) of this Section, the East Baton Rouge Parish school board shall order a public hearing on the proposed plan and shall cause to be published in a newspaper published within the parish of East Baton Rouge, with parish-wide circulation, at least twenty days prior to the date of such hearing, the time and place thereof, a general summary and map of the proposed plan and the times and places where copies of the proposed plan are available for public inspection.

(3) Notwithstanding any law to the contrary, each elected member of the East Baton Rouge Parish school board holding office on the date the city of Baker municipal school system is established in accordance with R.S. 17:72 shall serve the remainder of the term of office for which he was elected. If a vacancy occurs during said term of office, it shall be filled in accordance with law.

F. At the next congressional primary election following the date of the establishment of the city of Baker municipal school system, on which a regular election for the election of members of parish school board would be held, the members of the East Baton Rouge Parish school board shall be elected from single-member districts adopted in accordance with the Paragraph (E)(1) and (2) of this Section. The members so

elected, and their successors in office, shall serve four-year concurrent terms.

* * *

§72. Baker School Board; election districts; compensation of members; exercise of powers, duties, functions and responsibilities; operation of city of Baker municipal school system

A. ~~On the effective date of this Section, there shall be established a municipal school system in the city of Baker. (1) If a majority of the qualified electors of the East Baton Rouge Parish Consolidated School District No. 1, comprised of the parish of East Baton Rouge, voting on the question of the incurrence of debt and the issuance of bonds payable from ad valorem taxes to be levied and collected in the manner provided by law and/or the levy of a sales and use tax by or for the benefit of the East Baton Rouge Parish school board, all or any portion thereof which may be funded into bonds for the purpose of addressing the condition of the physical facilities of the East Baton Rouge Parish school system, shall fail to approve the issuance of such bonds and the imposition of any such taxes on or before July 18, 1998, the municipal governing authority of the city of Baker may call an election for the election of the members of the city of Baker school board.~~

(2) In the event such an election is called for the election of the members of the city of Baker school board, it shall be held at the time of the congressional primary election in 1998, or on a subsequent date authorized by law for the conduct of special elections for the election of candidates.

(3) In the event such an election is held at the time of the congressional primary election in 1998, each member of the city of Baker school board shall be elected from a single-member district as created and adopted by the municipal governing authority of the city of Baker in accordance with Act No. 973 of the 1995 Regular Session.

(4)(a) However, in the event the districting plan adopted by the municipal governing authority of the city of Baker in accordance with Act No. 973 of 1995 is not "pre-cleared" in accordance with Section 5 of the Voting Rights Act, then, in that event, the municipal governing authority of the city of Baker may develop a new districting plan to divide the city into single-member districts from each of which one member of the city of Baker school board shall be elected. Such districts shall be drawn, in a manner such that each member of the board represents as nearly as possible the same number of persons, utilizing population figures from the latest decennial federal census, to be effective in time for the date of the congressional primary election in 1998 for the election of the members of the city of Baker school board.

(b) Prior to the final adoption of such a new districting plan, as provided for in Subparagraph (A)(4)(a) of this Section, the municipal governing authority of the city of Baker shall order a public hearing on the proposed new plan and shall cause to be published in a newspaper published within the city of Baker at least twenty days prior to the date of such hearing, the time and place thereof, a general summary and map of the proposed plan and the times and places where copies of the proposed plan are available for public inspection.

(5) In the event such an election is held at the time of the congressional primary election in 1998, the members of the city of Baker school board so elected, and their successors in office, shall serve for four-year concurrent terms.

B.(1) On or before January 1, 1997, the municipal governing authority of the city of Baker shall develop a plan to divide the city into single-member districts from each of which one member of the Baker School Board shall be elected. Such districts shall be drawn in a manner such that each member of said board represents as nearly as possible the same number of persons, utilizing population figures from the latest decennial federal census, to be effective in time for the elections in 1998. If a majority of the qualified electors of the East Baton Rouge Parish Consolidated School District No. 1, comprised of the parish of East Baton Rouge, voting in any election held not later than July 18, 1998, on the question of the incurrence of debt and the issuance of bonds payable from ad valorem taxes to be levied and collected in the manner provided by law and/or the levy of a sales and use tax by or for the benefit of the East Baton Rouge Parish school board, all or any portion thereof which may be funded into bonds for the purpose of addressing the condition of the physical facilities of the East Baton Rouge Parish school system, shall approve the issuance of such bonds and the imposition of any such taxes, the municipal governing authority of the city of Baker may call an election for the election of the members of the city of Baker school board at the time provided for in Paragraph (B)(2) of this Section.

(2) Prior to the final adoption of the apportionment plan required by this Section, the municipal governing authority shall order a public hearing on the proposed plan and shall cause to be published in a newspaper published within the city at least twenty days prior to the date of such hearing, the time and place thereof, a general summary and map of the proposed plan and the times and places where copies of the proposed plan are available for public inspection. In the event such an election is called for the election of the members of the city of Baker school board, it shall be held at the time of the congressional primary election in 2002, or on a subsequent date authorized by law for the conduct of special elections for the election of candidates.

(3) In the event such an election is held at the time of the congressional primary election in 2002, each member of the city of Baker school board shall be elected from a single-member district as created and adopted by the municipal governing authority of the city of Baker in accordance with Paragraph (B)(4) of this Section.

(4)(a) On or before July 1, 2001, the municipal governing authority of the city of Baker may develop a new districting plan to divide the city into single-member districts from each of which one member of the city of Baker school board shall be elected. Such districts shall be drawn, in a manner such that each member of the board represents as nearly as possible the same number of persons, utilizing population figures from the latest decennial federal census, to be effective in time for the date of the congressional primary election in 2002 for the election of the members of the city of Baker school board.

(b) Prior to the final adoption of such a new districting plan, the municipal governing authority of the city of Baker shall order a public hearing on the proposed new plan and shall cause to be published in a newspaper published within the city of Baker at least twenty days prior to the date of such hearing, the time and place thereof, a general summary and map of the proposed plan and the times and places where copies of the proposed plan are available for public inspection.

(5) In the event such an election is held at the time of the congressional primary election in 2002, the members of the city of Baker school board so elected, and their successors in office, shall serve for four-year concurrent terms.

C. Each member of the board shall be elected at the election for school board members to be held at the congressional election in 1998. The members elected in 1998, and their successors in office, shall serve for four-year concurrent terms. Notwithstanding the date of the election of the members of any city of Baker school board, and in the event that such an election is held, the president of the board shall be elected annually by the members of the board from among the membership of the board. He shall not be eligible to succeed himself, nor shall he be eligible for reelection as president for two years after the expiration of the term as president for which he was elected.

D. The president of the board shall be elected annually by the members of the board from among the membership of the board. He shall not be eligible to succeed himself, nor shall he be eligible for reelection as president for two years after the expiration of the term as president for which he was elected. Notwithstanding any other provision of law to the contrary and notwithstanding the date of the election of the members of any city of Baker school board, and in the event such an election is held, the members of the board shall receive the same remuneration as is now or may be hereafter provided by law for members of parish school boards for attendance at all meetings of the board and also for attendance at all meeting of committees on which they serve as members.

E. Notwithstanding any other provision of law to the contrary, the members of the Baker School Board shall receive the same remuneration as is now or may be hereafter provided by law for members of parish school boards for attendance at all meetings of said board and also for attendance at all meetings of committees on which they serve as members. Notwithstanding the date of the election of the members of any city of Baker school board, and in the event that such an election is held, no member shall hold or exercise any other office, position or employment for profit under the school board. Whenever any member accepts any employment, office or position in violation of this Subsection, his school board office shall thereby be vacated.

F. No member of the school board shall hold or exercise any other office, position or employment for profit under the school board. Whenever any member accepts any employment, office or position in violation of this Subsection, his school board office shall thereby be vacated. Notwithstanding the date of the election of the members of any city of Baker school board, and in the event that such an election is held, vacancies on the board shall be filled as provided by law.

G. Vacancies on the board shall be filled as provided by law. Notwithstanding the date of the election of the members of any city of Baker school board, and in the event that such an election is held, the board is hereby authorized to adopt rules and regulations, consistent with law, to effectuate this Section and to administer the duties, functions and responsibilities of the board.

H. The Baker School Board is hereby authorized to adopt rules and regulations, consistent with law, to effectuate this Section and to administer the duties and functions of said board: (1) Notwithstanding any other provision of law to the contrary and notwithstanding the date of any election of the members of a city of Baker school board, and in the event such an election is held, any city of Baker municipal school system shall be initially established within the incorporated limits of the city of Baker as the same existed as of June 1, 1997 for the purpose of operating public elementary and secondary schools within the city of Baker upon the occurrence of all of the following requirements:

(a)(i) In the absence of a mutual agreement between the East Baton Rouge Parish school board and the city of Baker school board as to whether the public elementary and secondary school facilities, land and the tangible property contained therein and thereon within the incorporated limits of the city of Baker as the same existed as of June 1, 1997 are owned by the city of Baker school board, and, additionally, whether said school board is the owner of ten sixty passenger school buses of equal quality, age and condition to those owned and operated by the East Baton Rouge Parish school board, the city of Baker school board shall either invoke arbitration proceedings or file a motion for declaratory judgment in a court of competent jurisdiction on the question of whether the city of Baker school board is the owner of the public elementary and secondary school facilities, land and the tangible property contained therein and thereon within the incorporated limits of the city of Baker as the same existed as of June 1, 1997, and whether it is the owner of said school buses.

(ii) In the event the city of Baker school board elects to invoke arbitration proceedings on the question of whether it is the owner of the public elementary and secondary school facilities, land and the tangible property contained therein and thereon within the incorporated limits of the city of Baker as the same existed as of June 1, 1997, and whether it is the owner of the said school buses, such proceedings and any review or appellate proceedings thereon shall be subject to, and conducted in accordance with Paragraph (J)(1) of this Section.

(iii) In the event the city of Baker school board elects to file a motion for declaratory judgment in a court of competent jurisdiction on the question of whether it is the owner of the public elementary and secondary school facilities, land and the tangible property contained therein and thereon within the incorporated limits of the city of Baker as the same existed as of June 1, 1997, and whether it is the owner of the said school buses, the judgment of said court, after the exhaustion of all applicable appellate review or, in the event such review is not sought, upon the expiration of the period of time in which said appellate review may be taken, as the case may be, shall determine the question of whether the city of Baker school board is the owner of said facilities, land and the tangible property contained therein and thereon, and the said school buses.

(b)(i) In the event the city of Baker school board is determined to be the owner of the public elementary and secondary school facilities, land and the tangible property contained therein and thereon within the incorporated limits of the city of Baker as the same existed as of June 1, 1997, and in the event the said school board is determined to be the owner of ten sixty passenger school buses of equal quality, age and condition to those owned and operated by the East Baton Rouge Parish school board, the city of Baker school board shall owe no compensation to the East Baton Rouge Parish school board for such facilities, land and the tangible property contained therein and thereon within the city of Baker, and the said school buses should a city of Baker municipal school system be established in accordance with Subparagraph (H)(2)(a) of this Section, except as provided for in Subparagraph (H)(1)(c) of this Section.

(ii) Any such determination or judgment shall only be effective and executory in the event, and only in the event, that any city of Baker municipal school system shall be established in accordance with Subparagraph (H)(2)(a) of this Section. Prior to the date on which a city of Baker municipal school system may be so established, and notwithstanding any determination or judgment recognizing any ownership

interests of the city of Baker school board in and to the such facilities, land and the tangible property contained therein and thereon within the incorporated limits of the city of Baker as the same existed as of June 1, 1997, and the said school buses, the East Baton Rouge Parish school board shall continue to exercise all of the powers, and discharge all of the duties, functions and responsibilities delegated to it, and imposed upon it, by the laws of the state of Louisiana with respect to such facilities, land and the tangible property contained therein and thereon, and the said school buses.

(c) Regardless of whether the city of Baker school board is determined to be the owner of the public elementary and secondary school facilities, land and the tangible property contained therein and thereon within the incorporated limits of the city of Baker as the same existed as of June 1, 1997, and regardless of whether it is determined to be the owner the ten sixty passenger school buses of equal quality, age and condition to those owned and operated by the East Baton Rouge Parish school board, and in the event that the East Baton Rouge Parish school board shall have made or committed to make any renovation to and/or replacement of any public elementary and secondary school facilities, land acquisitions, and/or improvements to and/or replacements of any tangible property contained therein and thereon after June 1, 1997, and/or replacements of any such school buses after said date, as a result of any bond and tax elections held after June 1, 1997, the city of Baker school board shall owe the East Baton Rouge Parish school board such compensation, if any, as may be determined in accordance with the formulas contained in Subsection K of this Section should a city of Baker municipal school system be established in accordance with Subparagraph (H)(2)(a) of this Section; however, any such renovation to and/or replacement of any such facilities, land acquisitions, and/or improvements to and/or replacements of any tangible property contained therein and thereon made or committed to be made after June 1, 1997, and/or replacements of any such school buses after said date, as a result of any bond and tax election held after June 1, 1997 shall be paid for with, or payable from, the proceeds of any taxes levied or bonds issued by or on behalf of the East Baton Rouge Parish school board or the East Baton Rouge Parish Consolidated School District No. 1 as a result of any such bond and tax elections. Any such compensation, if any is due, shall be payable by the city of Baker school board to the East Baton Rouge Parish school board in accordance with Subsubparagraph (H)(1)(h)(i) or (H)(1)(h)(ii) of this Section.

(d) In the event the city of Baker school board is determined not to be the owner of the public elementary and secondary school facilities, land and the tangible property contained therein and thereon within the incorporated limits of the city of Baker as the same existed as of June 1, 1997, and the ten sixty passenger school buses of equal quality, age and condition to those owned and operated by the East Baton Rouge Parish school board, the city of Baker school board shall owe compensation to the East Baton Rouge Parish school board for such facilities, land and the tangible property contained therein and thereon, and the said school buses should any city of Baker municipal school system be established in accordance with Subparagraph (H)(2)(a) of this Section. Any such compensation, if any is due, shall be determined in binding arbitration proceedings conducted in accordance with Paragraph (J)(2) of this Section and shall be payable by the city of Baker school board to the East Baton Rouge Parish school board in accordance with Subsubparagraph (H)(1)(i)(i) or (H)(1)(i)(ii) of this Section.

(e)(i) The city of Baker school board shall obtain a final judgment, in the matter entitled "Clifford Eugene Davis, Jr.,

et al. and the United States of America versus East Baton Rouge Parish School Board, et al.", Civil Action No. 56-1662-A, in the United States District Court for the Middle District of Louisiana, which, after the exhaustion of all applicable appellate review or, in the event such review is not sought, upon the expiration of the period in which said appellate review may be taken, as the case may be, and which shall be deemed a final judgment for the purposes of this Section, which final judgment shall permit the operation of a city of Baker municipal school system and the separation of the city of Baker municipal school system from the East Baton Rouge Parish school system.

(ii) Subsubparagraph (H)(1)(e)(i) of this Section shall only be applicable in the event that the matter entitled "Clifford Eugene Davis, Jr., et al. and the United States of America versus East Baton Rouge Parish School Board, et al.", Civil Action No. 56-1662-A, in the United States District Court for the Middle District of Louisiana shall not have been dismissed, closed or otherwise resolved, and in the further event that there shall not have been entered therein a judgment declaring the East Baton Rouge Parish school system "unitary" or releasing said school system from judicial supervision.

(f) The city of Baker school board shall levy and commence to collect the ad valorem tax provided for in the first paragraph of Article VIII, Section 13(C) of the Constitution of Louisiana, or otherwise obtain sufficient funds in lieu thereof, as of the date of July 1 first following the date on which a final judgment is obtained permitting the operation of a city of Baker municipal school system and the separation of the city of Baker municipal school system from the East Baton Rouge Parish school system, or July 1 of the following year.

(g) The city of Baker school board shall levy and commence to collect such additional ad valorem taxes as provided for in the third paragraph of Article VIII, Section 13(C) of the Constitution of Louisiana, or otherwise obtain sufficient funds in lieu thereof, as of the date of July 1 first following the date on which a final judgment is obtained permitting the operation of a city of Baker municipal school system and the separation of the city of Baker municipal school system from the East Baton Rouge Parish school system, or July 1 of the following year, as may be applied to the funding of any operational plan approved by the court in connection with the proceedings required in Subsubparagraph (H)(1)(e)(i) of this Section in the matter entitled "Clifford Eugene Davis, Jr., et al. and the United States of America versus East Baton Rouge Parish School Board, et al.", Civil Action No. 56-1662-A in the United States District Court for the Middle District of Louisiana.

(h)(i) Regardless of whether the city of Baker school board is determined to be the owner of the public elementary and secondary school facilities, land and the tangible property contained therein and thereon within the incorporated limits of the city of Baker as the same existed as of June 1, 1997, and regardless of whether it is determined to be the owner of ten sixty passenger school buses of equal quality, age and condition to those owned and operated by the East Baton Rouge Parish school board, and in the event that the East Baton Rouge Parish school board shall have made or committed to make any renovation to and/or replacement of any public elementary and secondary school facilities, land acquisitions, and/or improvements to and/or replacements of any tangible property contained therein and thereon, and/or the replacements of any such school buses after June 1, 1997, the same having been paid for with or to be paid for from the proceeds of any taxes levied or bonds issued by or on behalf

of the East Baton Rouge Parish school board or the East Baton Rouge Parish Consolidated School District No. 1 as a result of any bond and tax election held after June 1, 1997, the city of Baker school board shall levy, collect and fund into bonds such further ad valorem taxes and/or sales and use taxes, or otherwise obtain sufficient funds in lieu thereof, not later than the date of July 1 first following the date on which a final judgment is obtained permitting the operation of a city of Baker municipal school system and the separation of the city of Baker municipal school system from the East Baton Rouge Parish school system, or July 1 of the following year, as may be required to compensate the East Baton Rouge Parish school board for any such renovation to and/or replacement of any such facilities, land acquisitions, and/or improvements to and/or replacements of any tangible property contained therein and thereon, and/or replacements of any such school buses after June 1, 1997 as a result of any bond and tax election held after June 1, 1997 by or on behalf of the East Baton Rouge Parish school board or the East Baton Rouge Parish Consolidated School District No. 1, if such compensation is due.

(ii) Notwithstanding the provisions of Subsubparagraph (H)(1)(i)(i) of this Section, the East Baton Rouge Parish school board may agree, in its discretion, upon the request of the city of Baker school board, to accept such compensation as may be due for any such renovation to and/or replacement of such facilities, land acquisitions, and/or improvements to and/or replacements of any tangible property contained therein and thereon, and/or the replacements of any such school buses made or acquired or to be made or acquired after June 1, 1997 as a result of any bond and tax election held after June 1, 1997 at any point in time within one year of the date following the date on which any city of Baker municipal school system may be established in accordance with Subparagraph (H)(2)(a) of this Section. In such case, the city of Baker school board shall pay to the East Baton Rouge Parish school board, in addition to the full amount of such compensation, an interest payment in the amount of six percent per annum on the unpaid principal balance until the full amount of such compensation shall be paid.

(i)(i) In the event it shall have been determined that the city of Baker school board is not the owner of the public elementary and secondary school facilities, land and the tangible property contained therein and thereon within the incorporated limits of the city of Baker as the same existed as of June 1, 1997, and in the event it is determined that it is not the owner of ten sixty passenger school buses of equal quality, age and condition to those owned and operated by the East Baton Rouge Parish school board, the city of Baker school board shall levy and fund into bonds such further ad valorem taxes and/or sales and use taxes, or otherwise obtain sufficient funds in lieu thereof, not later than the date of July 1 first following the date on which a final judgment is obtained permitting the operation of a city of Baker municipal school system and the separation of the city of Baker municipal school system from the East Baton Rouge Parish school system, or July 1 of the following year, as may be required to compensate the East Baton Rouge Parish school board for the public elementary and secondary school facilities, land and the tangible property contained therein and thereon within the incorporated limits of the city of Baker as the same existed as of June 1, 1997, and any said school buses.

(ii) Notwithstanding the provisions of Subsubparagraph (H)(1)(h)(i) of this Section, the East Baton Rouge Parish school board may agree, in its discretion, upon the request of the city of Baker school board, to accept such compensation as may be due for the public elementary and secondary school facilities, land and the tangible property contained therein

and thereon within the incorporated limits of the city of Baker as the same existed as of June 1, 1997, and any said school buses at any point in time within one year of the date following the date on which any city of Baker municipal school system may be established in accordance with Subparagraph (H)(2)(a) of this Section. In such case, the city of Baker school board shall pay to the East Baton Rouge Parish school board, in addition to the full amount of such compensation, an interest payment in the amount of six percent per annum on the unpaid principal balance until the full amount of such compensation shall be paid.

(2)(a) Upon the occurrence of all of the requirements set forth in Paragraph H(1) of this Section, the city of Baker municipal school system shall be established for the purpose of operating public elementary and secondary schools within the incorporated limits of the city of Baker as the same existed as of June 1, 1997 on the date of the July 1 first following the date on which a final judgment is obtained permitting the actual operation of a city of Baker municipal school system and the separation of the city of Baker municipal school system from the East Baton Rouge Parish school system, or July 1 of the following year.

(b) As of the date a city of Baker municipal school system is established in accordance with Subparagraph (H)(2)(a) of this Section, the city of Baker school board shall be responsible to provide for the education of the elementary and secondary school aged children residing within the city of Baker as its incorporated limits existed as of June 1, 1997. The city of Baker school board shall thereafter exercise the powers delegated to, and the duties, functions and responsibilities imposed upon parish and municipal school boards under the laws of the state of Louisiana and commence its initial school year of actual operation at the beginning of the school year immediately following the date on which the city of Baker municipal school system is established.

(c) Upon the date the city of Baker municipal school system is established in accordance with Subparagraph (H)(2)(a) of this Section, the East Baton Rouge Parish school board shall cease to provide for the education of the elementary and secondary school aged children residing within the city of Baker as its incorporated limits existed as of June 1, 1997.

(3) In the event that a city of Baker municipal school system is established in accordance with Subparagraph (H)(2)(a) of this Section, the title and/or ownership of the public elementary and secondary school facilities, land and the tangible property therein and thereon within the incorporated limits of the city of Baker as the same existed as of June 1, 1997, and ten sixty passenger school buses of equal quality, age and condition to those owned and operated by the East Baton Rouge Parish school board, upon the request of the city of Baker school board, shall be transferred to the city of Baker school board prior to the commencement of the school year next following the date said municipal school system is established in accordance with the Compromise and Settlement Agreement entered into by the city of Baker, the state of Louisiana and its governor and attorney general, and the East Baton Rouge Parish School Board in "Clifford Eugene Davis Jr., et al. and United States Of America v. East Baton Rouge Parish School Board, et al.," Civil Action No. 56-1662-A, United States District Court for the Middle District of Louisiana.

(4) In the event the incorporated limits of the city of Baker shall be expanded as a result of any annexation occurring after June 1, 1997, such annexation may only impair the rights or interests of the East Baton Rouge Parish

school board if, and only if, the city of Baker school board shall have moved for and obtained a judgment, in the matter entitled "Clifford Eugene Davis, Jr., et al. and the United States of America versus East Baton Rouge Parish School Board, et al.," Civil Action No. 56-1662-A, in the United States District Court for the Middle District of Louisiana which, after the exhaustion of all applicable appellate review or, in the event such review is not sought, upon the expiration of the period in which said appellate review may be taken, as the case may be, permitting the operation of any city of Baker municipal school system in all or any portion of any annexed area.

I. In the event a city of Baker municipal school system shall not be established in accordance with Subsection (H)(2)(a) of this Section, the city of Baker school board shall do all of the following:

(a) Cease to exercise any powers or discharge or perform any duties, functions and responsibilities delegated to and imposed upon parish and municipal school boards under the laws of the state of Louisiana.

(b) Cease to possess any ownership interests determined or declared to exist in its favor as a result of any agreement or proceedings referenced in Subparagraph (H)(1)(a) of this Section.

(c) Cease to exist as a political subdivision of this state.

J.(1) All of the following shall apply in regard to any arbitration invoked in accordance with the provisions of Subsubparagraph (H)(1)(a)(i) of this Section in order to determine whether the city of Baker school board is the owner of the public elementary and secondary school facilities, land and the tangible property contained therein and thereon within the incorporated limits of the city of Baker as the same existed as of June 1, 1997, and whether the city of Baker school board is the owner of ten sixty passenger school buses of equal quality, age and condition to those owned and operated by the East Baton Rouge Parish school board:

(a) The arbitration shall be administered by the American Arbitration Association and shall be resolved in accordance with the Federal Arbitration Act, Title 9 of the United States Code, and, except as is otherwise specified in this Subsection, the Commercial Arbitration Rules of the American Arbitration Association.

(b) The sole issues to be decided in any such arbitration are whether the city of Baker school board is the owner of the public elementary and secondary school facilities, land and the tangible property contained therein and thereon within the incorporated limits of the city of Baker as the same existed as of June 1, 1997, and whether the city of Baker school board is the owner of ten sixty passenger school buses of equal quality, age and condition to those owned and operated by the East Baton Rouge Parish school board. These issues shall be decided by the arbitrator in accordance with the substantive law of the state of Louisiana and after a consideration of the evidence submitted by the city of Baker school board and the East Baton Rouge Parish school board in the arbitration proceedings. The city of Baker school board shall have the right to invoke arbitration on these issues by providing the East Baton Rouge Parish school board with a written demand for such arbitration and by providing the American Arbitration Association with copies of the same in accordance with the Commercial Arbitration Rules of the American Arbitration Association.

(c) The arbitration proceedings shall be conducted before one neutral arbitrator who shall be an attorney at law actively engaged in the practice of law in the state of Louisiana who shall be appointed in accordance with the procedures set forth in the Commercial Arbitration Rules of the American Arbitration Association.

(d) The arbitration proceedings shall take place in East Baton Rouge Parish and the arbitrator shall select the exact location, date and time of the hearing and all pre-hearing procedures.

(e) Limited civil discovery shall be permitted for production of documents, the use of interrogatories and the taking of depositions for a period of time of ninety days after the appointment of the arbitrator. All discovery shall be conducted in accordance with the Federal Rules of Civil Procedure, except that the arbitrator shall have the authority to shorten and set all time limits in connection with such discovery at a preliminary conference and all issues regarding compliance with discovery shall be decided by the arbitrator.

(f) The decision of the arbitrator shall be in writing and shall specify the detailed factual and legal bases for his determination. If the determination of the arbitrator is that the public elementary and secondary school facilities, land and the tangible property contained therein and thereon within the incorporated limits of the city of Baker as the same limits existed as of June 1, 1997, and/or that ten sixty passenger school buses of equal quality, age and condition to those owned and operated by the East Baton Rouge Parish school board are owned by the city of Baker school board, the determination of the arbitrator shall only have effect and be executory in accordance with Subsubparagraph (H)(1)(b)(ii) of this Section.

(g)(i) Judgment on the determination of the arbitrator shall be entered in the matter entitled "Clifford Eugene Davis, Jr. et al. and the United States of America versus East Baton Rouge Parish School Board, et al.", Civil Action No. 56-1662-A, in the United States District Court for the Middle District of Louisiana.

(ii) As to any such determination, the East Baton Rouge Parish school board or the city of Baker school board may, within the time period set forth in 9 United States Code § 12, move in the matter entitled "Clifford Eugene Davis, Jr. et al. and the United States of America versus East Baton Rouge Parish School Board, et al.", Civil Action No. 56-1662-A, in the United States District Court for the Middle District of Louisiana that the determination of the arbitrator be vacated based on any of the grounds set forth in 9 United States Code § 10 or modified or corrected based on any of the grounds set forth in 9 United States Code § 11.

(iii) In addition to the rights to vacate, modify or correct the determination set forth in Subsubparagraph (J)(1)(g)(ii) of this Section, the determination of the arbitrator may be appealed within that same time period in the same judicial proceedings provided in Subsubparagraph (ii) of this Subparagraph based on any error of applicable law the effect of which materially affects the resolution of the ultimate issues of ownership of the public elementary and secondary school facilities, land and the tangible property contained therein and thereon within the incorporated limits of the city of Baker as the same limits existed as of June 1, 1997, and the ownership of the said school buses.

(h) All fees and expenses of the arbitration shall be borne equally by the city of Baker school board and the East Baton Rouge Parish school board, except that the said parties shall

each bear and be responsible for the expenses and costs of their own respective attorneys, consultants, experts, witnesses and the preparation and presentation of their own respective proofs.

(2) All of the following shall apply in regard to any arbitration invoked in accordance with the provisions of Subparagraph (H)(1)(d) of this Section in order to determine the amount of compensation, if any, the city of Baker school board shall owe to the East Baton Rouge Parish school board for the public elementary and secondary school facilities, land and the tangible property located therein and thereon within the incorporated limits of the city of Baker as the same existed as of June 1, 1997, and the ten sixty passenger school buses of equal quality, age and condition to those owned and operated by the East Baton Rouge Parish school board in the event the city of Baker school board is determined not to be the owner of such school facilities, land and the tangible property located therein and thereon within the incorporated limits of the city of Baker as the same existed as of June 1, 1997, and the said school buses:

(a) The arbitration shall be administered by the American Arbitration Association and shall be resolved in accordance with the Federal Arbitration Act, Title 9 of the United States Code, and, except as is otherwise specified in this Subsection, the Commercial Arbitration Rules of the American Arbitration Association.

(b) The sole issues to be decided in the arbitration are the amount of compensation, if any, the city of Baker school board shall owe to the East Baton Rouge Parish school board for the public elementary and secondary school facilities, land and the tangible property located therein and thereon within the incorporated limits of the city of Baker as the same existed as of June 1, 1997, and the amount it shall owe to the East Baton Rouge Parish school board for ten sixty passenger school buses of equal quality, age and condition to those owned and operated by the East Baton Rouge Parish school board. These issues shall be decided by the arbitrator in accordance with the substantive law of the state of Louisiana and after a consideration of the evidence submitted by the city of Baker school board and the East Baton Rouge Parish school board in the arbitration proceedings. Either the city of Baker school board or the East Baton Rouge Parish school board shall have the right to invoke arbitration on these issues by providing the other with a written demand for such arbitration and by providing the American Arbitration Association with copies of the same in accordance with the Commercial Arbitration Rules of the American Arbitration Association.

(c) The arbitration proceedings shall be conducted before one neutral arbitrator who shall be an attorney at law actively engaged in the practice of law in the state of Louisiana who shall be appointed in accordance with the procedures set forth in the Commercial Arbitration Rules of the American Arbitration Association. Said arbitrator may, in his discretion, retain such consultants as he may deem necessary to discharge his duties as arbitrator.

(d) The arbitration proceedings shall take place in East Baton Rouge Parish and the arbitrator shall select the exact location, date and time of the hearing and all pre-hearing proceedings.

(e) Limited civil discovery shall be permitted for production of documents, the use of interrogatories and the taking of depositions for a period of time of ninety days after the appointment of the arbitrator. All discovery shall be conducted in accordance with the Federal Rules of Civil

June 12, 1995

Procedure, except that the arbitrator shall have the authority to shorten and set all time limits in connection with such discovery at a preliminary conference and all issues regarding compliance with discovery shall be decided by the arbitrator.

(f) The decision of the arbitrator shall be in writing and shall specify detailed factual and legal bases for the determination.

(g)(i) Judgment on the determination of the arbitrator shall be entered in the matter entitled "Clifford Eugene Davis, Jr. et al. and the United States of America versus East Baton Rouge Parish School Board, et al.", Civil Action, No. 56-1662-A, in the United States District Court for the Middle District of Louisiana.

(ii) As to any such determination, the East Baton Rouge Parish school board or the city of Baker school board may, within the time period set forth in 9 United States Code § 12, move in the matter entitled "Clifford Eugene Davis, Jr. et al. and the United States of America versus East Baton Rouge Parish School Board, et al.", Civil Action No. 56-1662-A, in the United States District Court for the Middle District of Louisiana that the determination of the arbitrator be vacated based on any of the grounds set forth in 9 United States Code § 10 or modified or corrected based on any of the grounds set forth in 9 United States Code § 11.

(h) All fees and expenses of the arbitration shall be borne equally by the city of Baker school board and the East Baton Rouge Parish school board, except that the city of Baker school board and the East Baton Rouge Parish school board shall each bear and be responsible for the expenses and costs of their own respective attorneys, experts, witnesses and the preparation and presentation of their own respective proofs.

K.(1) In the event the East Baton Rouge Parish school board shall have made or committed to make any renovation to and/or replacement of any public elementary and secondary school facilities, land acquisitions, and/or improvements to and/or replacements of any tangible property contained therein and thereon within the incorporated limits of the city of Baker as the same existed as of June 1, 1997, and/or replacements of any school buses from the proceeds of any taxes levied, or bonds issued by the East Baton Rouge Parish Consolidated School District No. 1 and/or by or on behalf of the East Baton Rouge Parish school board as a result of any bond and tax election referenced in this Section after June 1, 1997, and in the further event that any city of Baker school board shall establish a city of Baker municipal school system in accordance with Subparagraph (H)(2)(a) of this Section, a determination shall be made as to whether compensation is owed by either said school board to the other.

(2) In making this determination provided for in this Subsection, the following formulas shall be used:

(a) From the actual cost including the corresponding costs of the issuance of the bonds, of any renovation to and/or replacement of any public elementary and secondary school facilities, land acquisitions, and/or improvements to and/or replacements of any tangible property contained therein or thereon within the incorporated limits of the city of Baker as the same existed as of June 1, 1997, and/or replacements of any school buses (the "Baker Improvements") paid from the proceeds of bonds referenced in this Subsection which are secured by ad valorem taxes, there shall be deducted (i) an amount equal to the total debt service which has been paid on any ad valorem tax secured bonds referenced in this Subsection multiplied by a fraction the numerator of which is

the taxable assessed valuation of the city of Baker as of June 1, 1997 and the denominator of which is the taxable assessed valuation of the parish of East Baton Rouge as of the same date (the "Assessed Valuation Ratio") and (ii) an amount equal to the total remaining debt service to be paid on any ad valorem tax secured bonds referenced in this Subsection, which have been issued, multiplied by the Assessed Valuation Ratio and present valued to the date of acquisition (which date shall be the date on which a city of Baker municipal school system is established in accordance with Subparagraph (H)(2)(a) of this Section) by the city of Baker school board of the Baker Improvements at the rate or rates of interest payable on the ad valorem tax secured bonds referenced in this Subsection. If the remainder resulting from the above calculation is positive such remainder shall represent compensation payable by the city of Baker school board to the East Baton Rouge Parish school board. If the remainder resulting from the above calculation is negative such remainder shall represent compensation payable by the East Baton Rouge Parish school board to the city of Baker school board.

(b) From the actual cost including the corresponding costs of the issuance of the bonds, of the Baker Improvements paid from the proceeds of bonds referenced in this Subsection secured by sales and use taxes there shall be deducted (i) an amount equal to the total debt service which has been paid on any sales tax secured bonds referenced in this Subsection multiplied by a fraction the numerator of which is the annual sales and use tax collections on one cent for calendar year 1997 within the incorporated limits of the city of Baker as of June 1, 1997 and the denominator of which is the annual sales and use tax collections on one cent for calendar year 1997 in the parish of East Baton Rouge (the "Sales Tax Ratio") and (ii) an amount equal to the total remaining debt service to be paid on any sales tax secured bonds referenced in this Subsection, which have been issued, multiplied by the Sales Tax Ratio and present valued to the date of acquisition (which date shall be the date on which a city of Baker municipal school system is established in accordance with Subparagraph (H)(2)(a) of this Section) by the city of Baker school board of the Baker Improvements at the rate or rates of interest payable on the sales tax secured bonds referenced in this Subsection. If the remainder resulting from the above calculation is positive such remainder shall represent compensation payable by the city of Baker school board to the East Baton Rouge Parish school board. If the remainder resulting from the above calculation is negative such remainder shall represent compensation payable by the East Baton Rouge Parish school board to the city of Baker school board.

(c) From the actual cost of the Baker Improvements paid from cash proceeds of taxes referenced in this Subsection there shall be deducted an amount equal to the actual cost paid from such cash proceeds multiplied by the Sales Tax Ratio. The remainder resulting from the above calculation shall represent compensation payable by the city of Baker school board to the East Baton Rouge Parish school board.

L.(1) Nothing contained in this Section shall impair the parish-wide levy and collection, within the East Baton Rouge Parish Consolidated School District No. 1, comprised of the parish of East Baton Rouge, of any ad valorem tax securing any bonds referenced in this Section as long as such bonds, or bonds to refund such bonds, remain outstanding.

(2) Nothing contained in this Section shall impair the parish-wide levy and collection, within the parish of East Baton Rouge, of any sales and use tax by or on behalf of the East Baton Rouge Parish school board securing in whole or

June 12, 1995

part any bonds referenced in this Section as long as such bonds, or bonds to refund such bonds, remain outstanding.

§72.1. City of Baker interim school board

R.S. 17:72.1 is all proposed new law.

A.(1) If a majority of the qualified electors of the East Baton Rouge Parish Consolidated School District No. 1, comprised of the parish of East Baton Rouge, voting on the question of the incurrence of debt and the issuance of bonds payable from ad valorem taxes to be levied and collected in the manner provided by law and/or the levy of a sales and use tax by or for the benefit of the East Baton Rouge Parish school board, all or any portion thereof which may be funded into bonds for the purpose of addressing the condition of the physical facilities of the East Baton Rouge Parish school system, shall fail to approve the issuance of such bonds and the imposition of any such tax on or before July 18, 1998, the municipal governing authority of the city of Baker may appoint, on or after July 19, 1998 but prior to the date of the congressional primary election in 1998, an interim school board composed of five members. The city of Baker interim school board shall exercise only those powers and discharge only those responsibilities provided for in this Section and no others.

(2) In the event such an interim school board is appointed, it shall commence to function on the date of the appointment of the members of the interim board.

(3) The city of Baker interim school board may exercise the following powers and discharge the following responsibilities and no others:

(a) Elect its officers and prescribe their duties.

(b) Conduct a study to determine whether a city of Baker municipal school system is educationally and financially feasible given the tax base of the city of Baker, the educational needs of the elementary and secondary school aged children residing in the city of Baker and the educational services offered by other school systems.

(c) Conduct surveys and/or focus group sessions to determine whether the residents of the city of Baker desire to have established a city of Baker municipal school system.

(d) Prepare a proposed operational plan and a fiscal management recommendation for submission to any subsequent city of Baker school board.

B.(1) If a majority of the qualified electors of the East Baton Rouge Parish Consolidated School District No. 1, comprised of the parish of East Baton Rouge, voting in any election held not later than July 18, 1998, on the question of the incurrence of debt and the issuance of bonds payable from ad valorem taxes to be levied and collected in the manner provided by law and/or the levy of a sales and use tax by or for the benefit of the East Baton Rouge Parish school board, all or any portion thereof which may be funded into bonds for the purpose of addressing the condition of the physical facilities of the East Baton Rouge Parish school system, shall approve the issuance of such bonds and the imposition of any such taxes, the municipal governing authority of the city of Baker, on or after July 1, 2001 but prior to the date of the congressional primary election in 2002, may appoint an interim school board composed of five members. The city of Baker interim school board shall exercise only those powers and discharge only those responsibilities provided for in this Section and no others.

(2) In the event such an interim school board is appointed, it shall commence to function on the date of the appointment of the members of the interim board.

(3) The city of Baker interim school board may exercise the following powers and discharge the following responsibilities and no others:

(a) Elect its officers and prescribe their duties.

(b) Conduct a study to determine whether a city of Baker municipal school system is educationally and financially feasible given the tax base of the city of Baker, the educational needs of the elementary and secondary school aged children residing in the city of Baker and the educational services offered by other school systems.

(c) Conduct surveys and/or focus group sessions to determine whether the residents of the city of Baker desire to have established a city of Baker municipal school system.

(d) Prepare a proposed operational plan and a fiscal management recommendation for submission to any subsequent city of Baker school board.

C. Notwithstanding the date on which a city of Baker interim school board may be appointed, and in the event that such an interim school board is appointed, each of its members shall be electors who shall actually reside within the geographic boundaries of the city of Baker. Additionally, each member of any interim board shall meet the requirements of R.S. 17:51(C).

D. Notwithstanding the date on which a city of Baker interim school board may be appointed, and in the event that such an interim school board is appointed, all of its members shall serve from the date of their appointment until the date on which the elected members of the city of Baker school board shall take office or, in the event that an election shall not be held for the election of the members of a city of Baker school board, the interim school board shall expire upon the date the municipal governing authority of the city of Baker shall determine that an election shall not be called for the election of the members of the city of Baker school board. A vacancy on the interim school board shall be filled in the same manner as the original appointment.

E. Any city of Baker interim school board shall constitute a political subdivision of the state of Louisiana.

F. Any city of Baker interim school board shall adopt rules and regulations consistent with law to effectuate this Section.

G. The provisions of R.S. 42:4 through 42:13 relative to open meetings and the provisions of Chapter 1 of Title 44 of the Louisiana Revised Statutes of 1950 relative to public records shall be applicable to any city of Baker interim school board and its members."

On motion of Senator Greene, 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. 2142—
BY REPRESENTATIVE HOLDEN
AN ACT

To enact Subpart H of Part II of Chapter 4 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:2181 through 2185, relative to the rights of fire department employees under investigation; to define fire employee; to provide for the minimum standards to be followed during an investigation; to prohibit the release of personal information to the media relative to

the investigation of a fire employee; to provide for the procedure to be followed for entering adverse comments into a fire employee's personnel file; to allow a fire employee time to respond to an adverse comment; to provide that no fire employee be required to disclose certain information for the purpose of promotion or assignment; to prohibit the imposition of any penalty or threat against a fire employee for exercising his or her rights; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 2142 by Representative Holden

AMENDMENT NO. 1

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

“(6) No statement made by a fire employee during the course of an administrative investigation shall be admissible in a criminal proceeding.”

On motion of Senator Bajoie, 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. 2175—

BY REPRESENTATIVES BRUN AND DOERGE
AN ACT

To amend and reenact R.S. 17:8(A)(1), relative to textbooks and other instructional materials, supplies, and equipment; to provide that public school students and certain others shall be accountable for exercising reasonable and proper care for and control over public school books and other instructional materials, supplies, and equipment; to provide for the duties and responsibilities of the State Board of Elementary and Secondary Education; to provide for the adoption of certain rules and regulations relative to failing to exercise such care and control; to provide for effectiveness; and to provide for related matters.

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. 2226—

BY REPRESENTATIVE BRUN
AN ACT

To enact R.S. 49:191(10)(g) and to repeal R.S. 49:191(8)(j), relative to the Department of Education, including provisions to provide for the re-creation of the Department of Education and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

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. 2231—

BY REPRESENTATIVE LEBLANC AND SENATOR ROMERO
AN ACT

To amend and reenact R.S. 36:802.3 and to enact Chapter 26 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1221 through 1225, and R.S. 36:209(M), to create the Atchafalaya Trace Commission; to provide for the governance of the commission including its placement in the executive branch of state government; to provide for the purposes, duties, and authority of the commission; to provide relative to property of the

commission; to provide for termination of the commission; to provide relative to designation of the Atchafalaya Basin as a heritage corridor area; 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. 2322—

BY REPRESENTATIVE LEBLANC
AN ACT

To appropriate funds from certain sources to be allocated to designated agencies and designated purposes in specific amounts for the purpose of making supplemental appropriations for the funding of said agencies and purposes during the 1996-1997 Fiscal Year; to nullify a certain provision of Act 45 of the 1996 Regular Session; and to amend and reenact a certain provision of Act 17 of the 1996 Regular Session; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 2322 by Representative LeBlanc

AMENDMENT NO. 1

On page 4, between lines 6 and 7, insert the following:

"19-666 BOARD OF ELEMENTARY AND SECONDARY EDUCATION

Payable out of the State General Fund (Direct)	
for general operating expenses	\$20,000"

AMENDMENT NO. 2

On page 5, line 5, after "Section 4." delete the remainder of the line and lines 6 through 12

AMENDMENT NO. 3

On page 5, at the beginning of line 13, delete "B."

On motion of Senator Hainkel, 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. 2357 (Substitute For House Bill No. 192 by

Representative Frith)—

BY REPRESENTATIVE FRITH
AN ACT

To amend and reenact R.S. 17:493.1(D), relative to filling certain school bus operators' route vacancies; to provide guidelines and procedures for the filling of route vacancies in specified circumstances; to provide limitations; to provide for applicability; and to provide for related matters.

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. 2373—

BY REPRESENTATIVE HILL
AN ACT

To enact R.S. 33:2711.14, relative to municipal sales and use taxes; to authorize the governing body of the town of Merryville to levy and collect an additional one-half of one percent sales and use tax, subject to voter approval; 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.

June 12, 1995

HOUSE BILL NO. 2380—
BY REPRESENTATIVE THERIOT
AN ACT

To enact R.S. 32:414(N), relative to drivers' licenses; to provide for the suspension of drivers' licenses under certain conditions; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways, and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Reengrossed House Bill No. 2380 by Representative Theriot

AMENDMENT NO. 1
On page 1, line 10, after "suspend the" change "driver's license" to "driving and motor vehicle registration privileges"

AMENDMENT NO. 2
On page 1, at the beginning of line 16, change "the" to "a"

AMENDMENT NO. 3
On page 1, at the end of line 17, insert:

"No economic hardship license shall be issued when a person's driving and motor vehicle registration privileges have been suspended under the provisions of this Paragraph."

On motion of Senator Landry, 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. 2382—
BY REPRESENTATIVE DIEZ
AN ACT

To amend and reenact R.S. 38:225(1) and (6), relative to levee boards and districts; to prohibit obstructions on levees, waterways, and rights-of-way therefor; to provide for the removal of obstructions at the expense of the person responsible; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways, and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Reengrossed House Bill No. 2382 by Representative Diez

AMENDMENT NO. 1
On page 1, line 2, after "(6)" add "and to enact R.S. 38:225(10)"

AMENDMENT NO. 2
On page 2, at the end of line 7, add "and R.S. 38:225(10) is hereby enacted"

AMENDMENT NO. 3
On page 2, line 17, after "Engineers" change "or" to "and"

AMENDMENT NO. 4
On page 2, line 20, after "servitude" add "and on which a flood control levee or flood control structure is located" and after "first" delete "notifying or"

AMENDMENT NO. 5
On page 2, line 25, after the semicolon ";" delete the remainder of the line, delete line 26 and add in lieu thereof:

" * * *
(10) Drive or otherwise sink piles within two hundred and fifty feet of the levee unless he has first received a permit or a letter of no objection from the levee district.

* * *

AMENDMENT NO. 6
On page 3, delete lines 1 through 3

On motion of Senator Landry, 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. 2390—
BY REPRESENTATIVE HOPKINS
AN ACT

To enact R.S. 48:274.3, relative to interstate highways; to provide for the placing of major shopping area guide signs on Interstate highways; to provide for definitions; to provide for requirements for food service areas; to provide for rules and regulations; to create the Major Shopping Area Guide Signs Processing Fund in the state treasury; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways, and Public Works. 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. 2399—
BY REPRESENTATIVE HOPKINS
AN ACT

To enact Chapter 5-E of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:380.21 through 380.26, and R.S. 36:744(N) and 801.9, to create the Caddo Pine Island Oil and Historical Museum in the Department of State; to provide relative to the governing authority of the museum including its composition, powers, duties, responsibilities, meetings, and officers; to provide for the adoption of rules and regulations including fees; to provide for receipt and use of funds and property; to provide relative to the authority of the secretary of state with respect to the museum; to provide relative to personnel and budgets of the museum; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 2399 by Representative Hopkins

AMENDMENT NO. 1
On page 9, line 24, between "duties," and "functions," delete "and"

On motion of Senator Bajoie, 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. 2421—
BY REPRESENTATIVE WARNER
AN ACT

To amend and reenact R.S. 39:1484(18), relative to procurement of state services; to include land surveyors in the professions listed within the definition of "professional service"; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways, and Public Works. Under the provisions of Joint Rule No.

June 12, 1995

3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 2426—

BY REPRESENTATIVE HOLDEN

AN ACT

To enact R.S. 17:1855, relative to public higher education tuition and attendance fees; to authorize the Board of Supervisors of Southern University and Agricultural and Mechanical College to impose certain specified tuition and attendance fee amounts; and to provide for related matters.

Reported favorably by the Committee on Education. The bill was read by title and recommitted to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 2427—

BY REPRESENTATIVE VITTE

AN ACT

To designate certain portions of U.S. Highway 61 as "Airline Drive", and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways, and Public Works. 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. 2436—

BY REPRESENTATIVE FAUCHEUX

AN ACT

To enact Subpart D of Part VIII of Chapter 1 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:340.12 through 340.16, relative to ports, harbors, and terminals; to create the Rodent Control and Prevention of Infectious Diseases Act; to provide for the control, testing, and monitoring of rodents on ships and barges; to provide for rodent control; to provide definitions, terms, conditions, procedures, and requirements; to provide for fees and for uses of such fees; to provide for the employment of personnel and contractors; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways, and Public Works. 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. 2447—

BY REPRESENTATIVE WESTON

AN ACT

To enact R.S. 47:463.46, relative to motor vehicle license plates; to create a special license plate for the Louisiana state parks; to provide for costs and issuance; to provide for the transfer of land to the office of state parks; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways, and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Reengrossed House Bill No. 2447 by Representative Weston

AMENDMENT NO. 1

On page 2, line 12, after "be" delete the remainder of the line and delete line 13 and add the following:

"deposited in the Louisiana State Parks Improvement and Repair Fund established in R.S. 56:1703 and shall be used solely for financing improvements and repairs at state parks as provided for in that fund. The funds deposited hereunder shall be allocated in the manner provided for in Subsection (C)(2) of said R.S. 56:1703."

On motion of Senator Landry, 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. 2451—

BY REPRESENTATIVES ANSARDI, PIERRE, AND DANIEL

AN ACT

To enact R.S. 33:2740.35, to create an educational facilities improvement district in certain school districts; to provide for the purposes and governance of such districts; to provide for the rights and powers of any such district including the authority, subject to voter approval, to levy a sales and use tax and to issue bonds; to provide relative to agreements between educational facilities improvement districts and school districts; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Reengrossed House Bill No. 2451 by Representative Ansardi

AMENDMENT NO. 1

On page 3, line 6, after "East Baton Rouge," insert "West Baton Rouge,"

AMENDMENT NO. 2

On page 3, line 9, after "Parishes" change "and" to a comma

AMENDMENT NO. 3

On page 3, line 10, after "Monroe" insert ", and the city of Baker should a city of Baker municipal school system be established as provided by law"

On motion of Senator Greene, 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. 2460—

BY REPRESENTATIVE BAUDOIN

AN ACT

To enact R.S. 30:2073(9) and 2075.3, relative to public sewer systems; to provide for operating; to provide for receiverships; to provide for conditions; to provide for powers of the court; to provide for powers and duties of the receiver; 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. 2473—

BY REPRESENTATIVE GUILLORY

AN ACT

To amend and reenact Article XIV, Sections 39, 44, and 44.1 of the Constitution of 1921, continued as statutes by Article XIV, Section 16 of the Constitution of 1974, and to incorporate such provisions into the Louisiana Revised Statutes of 1950 by enacting Part V of Chapter 12 of Title 33 of said statutes, to be comprised of R.S. 33:4699.1, and to repeal Article XIV, Sections 39, 44, and 44.1 of the Constitution of 1921, relative to certain public property in the city of Lake Charles; to provide relative to the use of certain property; to provide conditions and restrictions; to remove the prohibition on certain reclamation projects; to provide relative to the transfer of certain property owned by the state; 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. 2475—
BY REPRESENTATIVE LEBLANC
AN ACT

To amend and reenact R.S. 48:251, relative to contracts issued for Department of Transportation and Development Projects; to provide for the establishment of a cash management program; to provide for entering into contracts for construction; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways, and Public Works. 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. 2486—
BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact Section 4 of Act No. 762 of the 1986 Regular Session as amended by Act No. 875 of the 1988 Regular Session and Act No. 1227 of the 1995 Regular Session of the Legislature, relative to the Greater New Orleans Expressway Commission; to provide for the collection of tolls; to provide for the vote necessary to increase tolls; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways, and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 2486 by Representative Schneider

AMENDMENT NO. 1

On page 3, after line 20, add the following:

"Section 2. Nothing in this Act shall diminish or otherwise affect the unilateral authority of the Greater New Orleans Expressway Commission heretofore granted in its charter by Act No. 762 of the 1986 Regular Session as amended by Act No. 875 of the 1988 Regular Session and Act No. 1227 of the 1995 Regular Session or by any other provision of law or provision of any bond indenture.

Section 3. The provisions of this Act shall not become effective and shall be null and void if House Bill No. 2395 of the 1997 Regular Session of the Legislature is enacted and becomes law."

On motion of Senator Landry, 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. 2511 (Substitute For House Bill No. 2237 by Representative DeWitt)—
BY REPRESENTATIVE DEWITT
AN ACT

To amend and reenact in its entirety Act No. 487 of the 1954 Regular Session of the Legislature, as amended by Act No. 120 of the 1962 Regular Session, Act No. 396 of the 1964 Regular Session, Act No. 720 of the 1974 Regular Session, and Act No. 280 of the 1984 Regular Session, relative to the civil service system of the city of Alexandria; to provide for the governance of and membership in such system; to provide for membership on and powers and duties of the governing authority of the system; to provide for classification and pay plans and other rules and regulations; to provide relative to qualifications for employment and employment and promotion lists; to provide relative to the director of the system and other matters of administration; to provide for investigations

of complaints and disciplinary actions; to provide relative to prohibitions of political and other activities; 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. 2522 (Substitute for House Bill No. 2483 by Representative Pratt)—
BY REPRESENTATIVE PRATT
AN ACT

To amend and reenact R.S. 17:416(A)(4)(introductory paragraph) and (B)(2) and (3)(d)(i) and to enact R.S. 17:416(A)(2)(c), relative to pupil discipline; to provide for the expulsion of public school pupils, including definitions, placement of such pupils in alternative schools or alternative school settings, and reinstatement and readmission of such pupils to public schools; to require city and parish school boards to adopt certain rules relative to pupil suspensions and expulsions, including the reporting by teachers or other school employees of discipline violations; and to provide for related matters.

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.

Rules Suspended

Senator Robichaux asked for and obtained a suspension of the rules for the purpose of recalling House Bill No. 186 from the Committee on Finance.

HOUSE BILL NO. 186—
BY REPRESENTATIVES DUPRE, DOWNER, BRUCE, AND HEATON
AN ACT

To amend and reenact Code of Criminal Procedure Art. 648(A)(2), relative to certain defendants found to lack the mental capacity to proceed; to require a review of the status of those committed to the Feliciana Forensic Facility but held in parish jails; 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.

Motion

Senator Malone moved to suspend the rules to advance to the order of House Bills on Third Reading and Final Passage, to take up House Bill Nos. 1406, 1407, and 897 out of their regular order.

Without objection, so ordered.

**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. 1406—
BY REPRESENTATIVE HOPKINS
AN ACT

To amend and reenact R.S. 13:1952(21)(b), relative to the establishment and territorial jurisdiction of particular city courts; to provide for the election of the judges of the Shreveport City Court; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Lentini
Bajoie	Guidry	Malone
Barham	Hainkel	Robichaux
Bean	Heitmeier	Romero
Branch	Hines	Schedler
Cain	Hollis	Siracusa
Campbell	Irons	Smith
Casanova	Johnson	Tarver
Dardenne	Jones	Theunissen
Dean	Jordan	Ullo
Dyess	Lambert	
Ellington	Landry	
Total—34		

NAYS

Total—0

ABSENT

Bagneris	Cravins	Short
Cox	Greene	
Total—5		

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

HOUSE BILL NO. 1407—
BY REPRESENTATIVE HOPKINS
AN ACT

To amend and reenact R.S. 13:621.1, relative to district judges; to provide for an additional judgeship for the First Judicial District Court; to provide for compensation of the additional judge; to provide for the election and term of office and those of the successors in office; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Lambert
Bajoie	Ellington	Landry
Barham	Fields	Lentini
Bean	Guidry	Malone
Branch	Hainkel	Robichaux
Cain	Heitmeier	Romero
Campbell	Hines	Short
Casanova	Hollis	Siracusa
Cox	Irons	Smith
Cravins	Johnson	Tarver
Dardenne	Jones	Theunissen
Dean	Jordan	Ullo
Total—36		

NAYS

Total—0

ABSENT

Bagneris	Greene	Schedler
Total—3		

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

HOUSE BILL NO. 897—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To enact R.S. 41:897, relative to school boards; to authorize the Bossier Parish School Board to exchange unused school land, including but not limited to sixteenth section land; to provide procedures, terms, and conditions, including advertisement, appraisals, and public hearings; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Lentini
Bajoie	Ellington	Malone
Barham	Fields	Robichaux
Bean	Guidry	Romero
Branch	Hainkel	Short
Cain	Heitmeier	Siracusa
Campbell	Hines	Smith
Casanova	Hollis	Tarver
Cox	Irons	Theunissen
Cravins	Johnson	Ullo
Dardenne	Jones	
Dean	Landry	
Total—34		

NAYS

Total—0

ABSENT

Bagneris	Jordan	Schedler
Greene	Lambert	
Total—5		

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

**House Bills and Joint Resolutions on
Third Reading
and Final Passage, Resumed**

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

HOUSE BILL NO. 111—
BY REPRESENTATIVE SALTER
AN ACT

To enact R.S. 32:1717(B)(4), relative to financial responsibility for tow truck operators; to authorize the use of self-insurance as proof of financial responsibility in lieu of insurance; and to provide for related matters.

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

June 12, 1995

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fields	Landry
Barham	Greene	Lentini
Bean	Guidry	Malone
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Short
Casanova	Hollis	Siracusa
Cox	Irons	Smith
Cravins	Johnson	Tarver
Dardenne	Jones	Theunissen
Dyess	Jordan	Ullo
Ellington	Lambert	
Total—35		

NAYS

Dean	Robichaux
Total—2	

ABSENT

Mr. President	Bagneris
Total—2	

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

HOUSE BILL NO. 117—
BY REPRESENTATIVE ALARIO
AN ACT

To amend and reenact R.S. 33:132(B)(4) and (6), relative to Jefferson Parish membership on the New Orleans area regional planning commission; to provide for the appointment of certain mayors from such parish to such commission; to provide relative to their terms of office; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Landry
Bagneris	Ellington	Lentini
Bajoie	Fields	Malone
Barham	Greene	Robichaux
Bean	Guidry	Romero
Branch	Heitmeier	Schedler
Cain	Hines	Short
Campbell	Hollis	Siracusa
Casanova	Irons	Smith
Cox	Johnson	Tarver
Cravins	Jones	Theunissen
Dardenne	Jordan	Ullo
Dean	Lambert	
Total—38		

NAYS

Total—0

ABSENT

Hainkel
Total—1

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

HOUSE BILL NO. 267—
BY REPRESENTATIVE DOERGE
AN ACT

To enact R.S. 17:282.1, relative to permitted courses of study; to provide for a watercraft safety course in public secondary schools; to provide for course implementation; to provide for the purpose of the program and for participation in the program; to provide for rules and regulations and definitions; to provide for assistance and participation by the Department of Wildlife and Fisheries; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Landry
Bagneris	Fields	Lentini
Bajoie	Greene	Malone
Barham	Guidry	Robichaux
Bean	Hainkel	Romero
Branch	Heitmeier	Schedler
Cain	Hines	Short
Casanova	Hollis	Siracusa
Cox	Irons	Smith
Cravins	Johnson	Tarver
Dardenne	Jones	Theunissen
Dean	Jordan	Ullo
Dyess	Lambert	
Total—38		

NAYS

Total—0

ABSENT

Campbell
Total—1

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

HOUSE BILL NO. 306—
BY REPRESENTATIVE DOWNER
AN ACT

To amend and reenact R.S. 32:411(B)(2) and to enact R.S. 32:393(H) and 398(I), relative to drivers' licenses; to require law enforcement officers to take certain actions when it is determined that a driver who has been involved in an accident or is charged with a traffic violation has a medical condition which could result in possible suspension or revocation of his driver's license; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Landry
Bagneris	Ellington	Lentini
Bajoie	Fields	Malone
Barham	Greene	Robichaux
Bean	Guidry	Romero
Branch	Hainkel	Schedler
Cain	Heitmeier	Short
Campbell	Hines	Siracusa
Casanova	Irons	Smith
Cox	Johnson	Tarver
Cravins	Jones	Theunissen
Dardenne	Jordan	Ullo
Dean	Lambert	
Total—38		

NAYS

Total—0

ABSENT

Hollis
Total—1

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

HOUSE BILL NO. 311—
BY REPRESENTATIVE HEBERT
AN ACT

To enact R.S. 17:176(E), relative to extracurricular activities; to provide for eligibility for and participation in extracurricular interscholastic athletic activities by certain students; to provide for conditions and limitations; to provide for effectiveness; and to provide for related matters.

Floor Amendments Sent Up

Senator Cain sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cain to Engrossed House Bill No. 311 by Representative Hebert

AMENDMENT NO. 1
On page 1, line 13, change "1997-1998" to "1999-2000"

Senator Cain moved adoption of the amendments.

Senator Hainkel objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fields	Smith
Branch	Irons	
Cain	Malone	
Total—7		

NAYS

Mr. President	Ellington	Robichaux
Barham	Hainkel	Romero
Bean	Heitmeier	Schedler
Campbell	Hines	Short
Casanova	Hollis	Siracusa
Cox	Jones	Tarver
Dardenne	Jordan	Theunissen
Dean	Landry	Ullo

Dyess
Total—26

Lentini
ABSENT

Bagneris
Cravins
Total—6

Greene
Guidry
Johnson
Lambert

The Chair declared the amendments were rejected.

Floor Amendments Sent Up

Senator Cain sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cain to Engrossed House Bill No. 311 by Representative Hebert

AMENDMENT NO. 1
On page 2, between lines 10 and 11, insert the following:

"F. Notwithstanding any policy, rule, or regulation of Louisiana High School Athletic Association to the contrary and effective for the 1997-1998 school year and thereafter any student going from the eighth grade to the ninth grade shall be eligible to participate in any athletic activities during the student's next year of high school, regardless of whether the school is public or non-public or the student is a resident of the recognized attendance school zone or not."

Motion

Senator Fields moved the previous question on the amendment.

Without objection, so ordered.

Senator Cain moved adoption of the amendments.

Senator Jordan objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Dyess	Short
Bean	Fields	Smith
Cain	Irons	
Dean	Malone	
Total—10		

NAYS

Mr. President	Hainkel	Robichaux
Barham	Heitmeier	Romero
Branch	Hines	Schedler
Campbell	Jones	Siracusa
Casanova	Jordan	Tarver
Cox	Lambert	Theunissen
Dardenne	Landry	Ullo
Ellington	Lentini	
Total—23		

ABSENT

Bagneris
Cravins
Total—6

Greene
Guidry
Hollis
Johnson

The Chair declared the amendments were rejected.

June 12, 1995

Motion

Senator Fields moved the previous question on the entire subject matter.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Hainkel	Robichaux
Barham	Heitmeier	Romero
Bean	Hines	Schedler
Campbell	Hollis	Short
Casanova	Johnson	Siracusa
Cox	Jordan	Theunissen
Dardenne	Lambert	Ullo
Dean	Landry	
Total—23		

NAYS

Branch	Ellington	Malone
Cain	Fields	Smith
Total—6		

ABSENT

Bagneris	Greene	Lentini
Bajoie	Guidry	Tarver
Cravins	Irons	
Dyess	Jones	
Total—10		

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

HOUSE BILL NO. 329—
BY REPRESENTATIVE PINAC

AN ACT

To enact R.S. 33:423.9, relative to the city of Crowley; to authorize the chief of police of the city of Crowley to appoint, discipline, and discharge police personnel subject to budgetary limitations; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Malone
Bagneris	Ellington	Robichaux
Bajoie	Fields	Romero
Barham	Heitmeier	Schedler
Bean	Hines	Siracusa
Branch	Johnson	Smith
Cain	Jordan	Theunissen
Casanova	Lambert	Ullo
Cox	Landry	
Dardenne	Lentini	
Total—28		

NAYS

Total—0

ABSENT

Campbell	Guidry	Jones
Cravins	Hainkel	Short
Dean	Hollis	Tarver
Greene	Irons	
Total—11		

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

HOUSE BILL NO. 338—
BY REPRESENTATIVE STELLY
AN ACT

To enact R.S. 17:2138, relative to requirements for admission to institutions of higher learning; to require a score of at least seventeen on the American College Test for residents of other states; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Bagneris	Fields	Malone
Barham	Hainkel	Robichaux
Bean	Heitmeier	Romero
Branch	Hines	Schedler
Cain	Hollis	Short
Casanova	Irons	Siracusa
Cox	Johnson	Smith
Cravins	Jordan	Theunissen
Dardenne	Lambert	Ullo
Dyess	Landry	
Total—32		

NAYS

Total—0

ABSENT

Bajoie	Greene	Tarver
Campbell	Guidry	
Dean	Jones	
Total—7		

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

HOUSE BILL NO. 357—
BY REPRESENTATIVES MCCAIN AND KENNEY
AN ACT

To amend and reenact R.S. 38:2212(A)(1)(d)(introductory paragraph), relative to contracts for public works; to provide for an increase in the contract limit over which such contracts must be advertised and let by contract to the lowest bidder; and to provide for related matters.

Floor Amendments Sent Up

Senator Johnson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Irons to Engrossed House Bill No. 357 by Representatives McCain and Kenney

AMENDMENT NO. 1

On page 1, line 2, after "reenact" insert "R.S. 33:4085(B)(1) and"

AMENDMENT NO. 2

On page 1, between lines 6 and 7, insert:

"Section 1. R.S. 33:4085(B)(1) is hereby amended and reenacted to read as follows:

§4085. Construction work; letting contracts

B.(1) For all contract work where the amount involved in the project is a sum in excess of ten thousand one hundred thousand dollars, the Sewerage and Water Board of New Orleans shall let same out by contract to the lowest responsible and qualified bidder by sealed proposals after at least six notices during a fifteen-day period calling for bidders, in the official journal of the city of New Orleans, on detailed plans and specifications approved by the board on file in the office of the board to be furnished to prospective bidders on application. The specifications shall always be that the contractor shall give bond with some surety company authorized to do business in New Orleans in an amount not less than one-half of the amount of the contract for the faithful performance of his contract. However, for contracts involving an amount less than fifty thousand dollars, the provisions of R.S. 38:2219(A)(3) shall apply.

AMENDMENT NO. 3

On page 1, line 7, change "Section 1." to Section 2."

On motion of Senator Johnson, the amendments were adopted.

Floor Amendments Sent Up

Senator Cain sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cain to Engrossed House Bill No. 357 by Representative McCain

AMENDMENT NO. 1

On page 1, line 2, after "(introductory paragraph)" insert "and to enact R.S. 38:2212(A)(1)(h)"

AMENDMENT NO. 2

On page 1, at the end of line 2 insert the following: "to the Public Bid Law;"

AMENDMENT NO. 3

On page 1, line 3 delete the following: "to contracts for public works;"

AMENDMENT NO. 4

On page 1, line 4 after "limit" insert "for contracts for public works"

AMENDMENT NO. 5

On page 1, line 5 after "bidder;" insert "to provide for certain exceptions;"

AMENDMENT NO. 6

On page 1, line 8 after "reenacted" insert "and R.S. 38:2212(A)(1)(h) is hereby enacted"

AMENDMENT NO. 7

On page 1, after line 17, insert the following:

R.S. 38:2212(A)(1)(h) is all proposed new law.

(h) Any purchase by a local governmental unit of a used or new motor vehicle to be used as an emergency vehicle, which purchase cost

does not exceed the sum of forty thousand dollars shall not be subject to the threshold delineated in Subparagraph (a) of this Paragraph. Written specifications, quotations, and confirmation of accepted offers for such purchase shall be obtained and made a part of the purchase file. However, any such purchase which sum is in excess of forty thousand dollars shall be advertised and let for bid under the procedures outlined by the provisions of this Section.

On motion of Senator Cain, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Fields, Siracusa. Rows include Bean, Cain, Casanova, Cox, and Total—10.

NAYS

Table with 3 columns: Name, Hainkel, Romero. Rows include Mr. President, Barham, Branch, Dean, Dyess, Ellington, and Total—17.

ABSENT

Table with 3 columns: Name, Dardenne, Jones. Rows include Bagneris, Bajoie, Campbell, Cravins, and Total—12.

The Chair declared the amended bill failed to pass.

Notice of Reconsideration

Senator Landry, pursuant to Senate Rule Number 11.12, gave notice that before the expiration of the Morning Hour of the next succeeding legislative day of the Senate, he would move to reconsider the vote by which the bill failed to pass.

HOUSE BILL NO. 373—

BY REPRESENTATIVE PRATT

AN ACT

To repeal Subpart C-1 of Part III of Chapter I of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:251 through 254, relative to the Task Force on School Discipline.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Dyess, Robichaux. Rows include Mr. President, Bajoie, Barham, Ellington, and Fields.

June 12, 1995

Bean	Heitmeier	Short
Branch	Hines	Siracusa
Cain	Hollis	Smith
Casanova	Johnson	Theunissen
Cox	Landry	Ullo
Dardenne	Lentini	
Dean	Malone	
Total—28		

NAYS

Total—0

ABSENT

Bagneris	Guidry	Jordan
Campbell	Hainkel	Lambert
Cravins	Irons	Tarver
Greene	Jones	
Total—11		

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

HOUSE BILL NO. 550—
BY REPRESENTATIVE SCHNEIDER
AN ACT

To enact R.S. 32:63.1, relative to speed limits; to establish maximum speed limits in parts of St. Tammany Parish and adjacent areas; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Lentini
Bajoie	Ellington	Malone
Barham	Fields	Robichaux
Bean	Hainkel	Romero
Branch	Heitmeier	Schedler
Cain	Hines	Short
Casanova	Hollis	Siracusa
Cox	Johnson	Smith
Dardenne	Jordan	Theunissen
Dean	Landry	Ullo
Total—30		

NAYS

Total—0

ABSENT

Bagneris	Greene	Jones
Campbell	Guidry	Lambert
Cravins	Irons	Tarver
Total—9		

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

HOUSE BILL NO. 649—
BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 17:416.7, relative to school dress codes; to authorize city and parish school boards to require a school dress code which includes the use of uniforms; to require notification by

school boards to parents of such dress code; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Ellington	Malone
Barham	Fields	Robichaux
Bean	Hainkel	Romero
Branch	Heitmeier	Schedler
Cain	Hines	Short
Casanova	Hollis	Siracusa
Cox	Johnson	Smith
Dardenne	Jordan	Theunissen
Dean	Landry	Ullo
Dyess	Lentini	
Total—29		

NAYS

Total—0

ABSENT

Mr. President	Greene	Lambert
Bagneris	Guidry	Tarver
Campbell	Irons	
Cravins	Jones	
Total—10		

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

HOUSE BILL NO. 658—
BY REPRESENTATIVE PERKINS
AN ACT

To enact R.S. 17:2117, relative to public elementary and secondary schools; to provide that no public elementary or secondary school governing authority, superintendent, administrator, or principal shall prohibit any teacher from reading and posting certain writings, documents, and records; to prohibit certain content-based censorship; to provide for notice of such to local school systems and employees; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fields	Robichaux
Barham	Hainkel	Romero
Bean	Heitmeier	Schedler
Branch	Hines	Short
Cain	Hollis	Siracusa
Casanova	Johnson	Smith
Cox	Jordan	Theunissen
Dardenne	Landry	Ullo
Dean	Lentini	
Ellington	Malone	
Total—28		

NAYS

Total—0

ABSENT

Mr. President	Dyess	Jones
Bagneris	Greene	Lambert
Campbell	Guidry	Tarver
Cravins	Irons	
Total—11		

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

HOUSE BILL NO. 659—
BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 33:9102(B) and to enact Part V of Chapter 31 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9131.5, relative to the Acadia Parish Communications District; to provide relative to the purposes of such district; to provide relative to enhancement of emergency telecommunications service; to provide relative to service charges collected by the district including provisions relative to use of the proceeds from such charges, the telecommunications service users liable for such charges, the rate of such charges, and the collection and enforcement of such charges; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Barham	Fields	Malone
Bean	Hainkel	Robichaux
Branch	Heitmeier	Romero
Cain	Hines	Siracusa
Casanova	Hollis	Smith
Cox	Johnson	Theunissen
Dardenne	Jordan	Ullo
Dean	Landry	
Total—26		

NAYS

Total—0

ABSENT

Bagneris	Greene	Schedler
Bajoie	Guidry	Short
Campbell	Irons	Tarver
Cravins	Jones	
Dyess	Lambert	
Total—13		

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

HOUSE BILL NO. 662—
BY REPRESENTATIVE SALTER

AN ACT

To authorize and provide for the conveyance, transfer, or disposition of certain property in the town of Zwolle, Sabine Parish, by the Sabine Parish School Board; to provide terms and conditions; to provide for waiver of reversionary right or interest by the state; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Robichaux
Barham	Fields	Romero
Bean	Heitmeier	Schedler
Branch	Hines	Short
Cain	Hollis	Siracusa
Casanova	Johnson	Smith
Cox	Jordan	Theunissen
Dardenne	Landry	Ullo
Dean	Lentini	
Dyess	Malone	
Total—28		

NAYS

Total—0

ABSENT

Bagneris	Greene	Jones
Bajoie	Guidry	Lambert
Campbell	Hainkel	Tarver
Cravins	Irons	
Total—11		

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

HOUSE BILL NO. 796—
BY REPRESENTATIVE PRATT

AN ACT

To enact R.S. 17:235.1, relative to school attendance; to require parents or guardians to complete an orientation course before their children enter public school; to provide relative to course completion and guidelines; to provide for applicability and scheduling; to provide exceptions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Hainkel	Robichaux
Barham	Heitmeier	Romero
Bean	Hines	Schedler
Branch	Hollis	Short
Casanova	Johnson	Siracusa
Cox	Jordan	Smith
Dardenne	Lambert	Theunissen
Dyess	Landry	Ullo
Ellington	Lentini	
Fields	Malone	
Total—28		

NAYS

Cain	Dean
Total—2	

ABSENT

Bagneris	Cravins	Irons
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June 12, 1995

Bajoie	Greene	Jones
Campbell	Guidry	Tarver
Total—9		

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

HOUSE BILL NO. 797—
BY REPRESENTATIVE PRATT
AN ACT

To amend and reenact R.S. 17:352(A) and 415.1(B), relative to textbooks and other materials of instruction; to provide relative to membership of textbook adoption committees appointed by the superintendent of education; to define the term "teacher"; to provide relative to teacher participation in the review, screening, and evaluation of certain materials, equipment, and supplies; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Barham	Fields	Malone
Bean	Hainkel	Robichaux
Branch	Heitmeier	Romero
Cain	Hines	Schedler
Casanova	Hollis	Short
Cox	Johnson	Siracusa
Dardenne	Jordan	Smith
Dean	Lambert	Theunissen
Dyess	Landry	Ullo
Total—30		

NAYS

Total—0

ABSENT

Bagneris	Cravins	Irons
Bajoie	Greene	Jones
Campbell	Guidry	Tarver
Total—9		

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

HOUSE BILL NO. 801—
BY REPRESENTATIVE ROUSSELLE
AN ACT

To amend and reenact R.S. 56:303.6(A)(1) and (B), relative to the oyster harvester license; to provide for who must have such license; to provide for use of revenues generated by such license; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Landry
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Bagneris	Ellington	Malone
Barham	Fields	Robichaux
Bean	Hainkel	Romero
Branch	Heitmeier	Schedler
Cain	Hines	Short
Casanova	Hollis	Siracusa
Cox	Johnson	Smith
Dardenne	Jordan	Theunissen
Dean	Lambert	Ullo
Total—30		

NAYS

Total—0

ABSENT

Bajoie	Greene	Jones
Campbell	Guidry	Lentini
Cravins	Irons	Tarver
Total—9		

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

HOUSE BILL NO. 831—
BY REPRESENTATIVE WELCH
AN ACT

To enact R.S. 47:463.48, relative to motor vehicle registration; to provide for special prestige license plates for Laos War veterans; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Malone
Bagneris	Fields	Robichaux
Barham	Hainkel	Romero
Bean	Heitmeier	Schedler
Branch	Hines	Short
Cain	Hollis	Siracusa
Casanova	Johnson	Smith
Cox	Jordan	Theunissen
Dardenne	Lambert	Ullo
Dean	Landry	
Dyess	Lentini	
Total—31		

NAYS

Total—0

ABSENT

Bajoie	Greene	Jones
Campbell	Guidry	Tarver
Cravins	Irons	
Total—8		

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

HOUSE BILL NO. 840—

BY REPRESENTATIVES MARTINY AND FAUCHEUX
AN ACT

To amend and reenact R.S. 47:532.1(A)(4) and (7) and to enact R.S. 47:532.1(A)(8), relative to public license tag agents; to delete the prohibition on advertising by such agents; to expand the authority of such agents to collect taxes on motor vehicle sales; to authorize certain auto title companies to qualify as public license tag agents; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Landry
Bagneris	Ellington	Lentini
Barham	Fields	Malone
Bean	Hainkel	Robichaux
Branch	Heitmeier	Romero
Cain	Hines	Schedler
Casanova	Hollis	Siracusa
Cox	Johnson	Smith
Cravins	Jordan	Theunissen
Dardenne	Lambert	Ullo
Total—30		

NAYS

Dean	Short
Total—2	

ABSENT

Bajoie	Guidry	Tarver
Campbell	Irons	
Greene	Jones	
Total—7		

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

HOUSE BILL NO. 885—

BY REPRESENTATIVES MARIONNEAUX AND THOMPSON
AN ACT

To enact R.S. 32:387.8, relative to special permits; to provide for a special permit for trucks hauling certain agricultural products; to provide for weight limits under the special permit; to provide for prohibitions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Malone
Bagneris	Fields	Robichaux
Bean	Hainkel	Romero
Branch	Heitmeier	Schedler
Cain	Hines	Short
Casanova	Hollis	Siracusa
Cox	Johnson	Smith
Cravins	Jordan	Theunissen
Dardenne	Lambert	Ullo

Dean	Landry
Dyess	Lentini
Total—31	
	NAYS

Total—0	ABSENT
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Bajoie	Greene	Jones
Barham	Guidry	Tarver
Campbell	Irons	
Total—8		

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

HOUSE BILL NO. 916—

BY REPRESENTATIVES DIEZ, DEWITT, AND BRUCE
AN ACT

To amend and reenact R.S. 36:501(C)(1), 502(A)(1) and (B), 508(A), (B), (C), and (F) and to enact R.S. 36:510, relative to the reorganization of the Department of Transportation and Development; to create the offices of highway engineering and public works and intermodal transportation; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Lentini
Bagneris	Ellington	Malone
Barham	Fields	Robichaux
Bean	Hainkel	Romero
Branch	Heitmeier	Schedler
Cain	Hines	Short
Casanova	Hollis	Siracusa
Cox	Johnson	Smith
Cravins	Jordan	Theunissen
Dardenne	Lambert	Ullo
Dean	Landry	
Total—32		

NAYS

Total—0	ABSENT
---------	--------

Bajoie	Guidry	Tarver
Campbell	Irons	
Greene	Jones	
Total—7		

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

HOUSE BILL NO. 918—

BY REPRESENTATIVES DIEZ AND DEWITT
AN ACT

To enact R.S. 49:191(10)(g) and to repeal R.S. 49:191(8)(g), relative to the Department of Transportation and Development; to provide for the re-creation, effective July 1, 1997, of the Department of Transportation and Development and the statutory entities made a part of the Department of Transportation and Development by the Executive Reorganization Act; to provide for the effective

June 12, 1995

termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Lentini
Bagneris	Ellington	Malone
Barham	Fields	Robichaux
Bean	Hainkel	Romero
Branch	Heitmeier	Schedler
Cain	Hines	Short
Casanova	Hollis	Siracusa
Cox	Johnson	Smith
Cravins	Jordan	Theunissen
Dardenne	Lambert	Ullo
Dean	Landry	
Total—32		

NAYS

Total—0

ABSENT

Bajoie	Guidry	Tarver
Campbell	Irons	
Greene	Jones	
Total—7		

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

HOUSE BILL NO. 919—
BY REPRESENTATIVES DIEZ AND DEWITT
AN ACT

To amend and reenact R.S. 48:191, 192, 224.1, 228, and 229, relative to the state highway system; to create a system of state highways consisting of twelve functional classifications; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Malone
Bagneris	Ellington	Robichaux
Barham	Fields	Romero
Bean	Hainkel	Schedler
Branch	Heitmeier	Short
Cain	Hines	Siracusa
Casanova	Hollis	Smith
Cox	Johnson	Theunissen
Cravins	Jordan	Ullo
Dardenne	Lambert	
Dean	Lentini	
Total—31		

NAYS

Total—0

ABSENT

Bajoie	Guidry	Landry
Campbell	Irons	Tarver
Greene	Jones	
Total—8		

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

HOUSE BILL NO. 971—
BY REPRESENTATIVE BARTON
AN ACT

To amend and reenact R.S. 43:142(A)(4), 171(A)(2)(d), 181(A)(2)(c), 201(B)(4), and 202(A), relative to the selection of newspapers for official advertisements and publications; to require a newspaper to be entered in a U.S. post office under a periodical permit rather than a second class mailing permit to qualify as an official journal and for the publication of certain advertisements and notices; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Malone
Bagneris	Fields	Robichaux
Barham	Hainkel	Romero
Bean	Heitmeier	Schedler
Branch	Hines	Short
Cain	Hollis	Siracusa
Casanova	Johnson	Smith
Cox	Jordan	Theunissen
Cravins	Lambert	Ullo
Dardenne	Landry	
Dyess	Lentini	
Total—31		

NAYS

Dean
Total—1

ABSENT

Bajoie	Guidry	Tarver
Campbell	Irons	
Greene	Jones	
Total—7		

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

HOUSE BILL NO. 995—
BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 23:1021(10)(d), relative to the average weekly wage calculations in workers' compensation claims; to provide for the calculation of average weekly wage of an employee on a unit, piecework, commission, or other basis; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Lentini
Bagneris	Ellington	Malone
Barham	Fields	Robichaux
Bean	Hainkel	Romero
Branch	Heitmeier	Schedler
Cain	Hines	Short
Casanova	Hollis	Siracusa
Cox	Johnson	Smith
Cravins	Jordan	Theunissen
Dardenne	Lambert	Ullo
Dean	Landry	
Total—32		

NAYS

Total—0

ABSENT

Bajoie	Guidry	Tarver
Campbell	Irons	
Greene	Jones	
Total—7		

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

HOUSE BILL NO. 998—
BY REPRESENTATIVE PRATT

AN ACT

To amend and reenact R.S. 17:416(A)(1)(c)(iii), relative to discipline in public elementary and secondary schools; to provide guidelines for and limitations on the return to class of a pupil removed by a teacher for certain disciplinary reasons; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bean	Hainkel	Robichaux
Branch	Heitmeier	Romero
Cain	Hines	Schedler
Casanova	Hollis	Short
Cox	Johnson	Siracusa
Cravins	Jordan	Smith
Dardenne	Lambert	Theunissen
Dyess	Landry	Ullo
Ellington	Lentini	
Fields	Malone	
Total—28		

NAYS

Bagneris	Dean
Total—2	

ABSENT

Mr. President	Campbell	Irons
Bajoie	Greene	Jones
Barham	Guidry	Tarver
Total—9		

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

HOUSE BILL NO. 1057—
BY REPRESENTATIVE DOERGE
AN ACT

To enact R.S. 17:8(J), relative to textbooks for public elementary and secondary schools; to require the State Board of Elementary and Secondary Education to establish a procedure enabling the governing authority of a public elementary or secondary school to order and receive certain textbooks directly from textbook publishers; to provide certain guidelines; to provide for implementation; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Lentini
Barham	Ellington	Malone
Bean	Fields	Robichaux
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Casanova	Hollis	Short
Cox	Johnson	Siracusa
Cravins	Jordan	Smith
Dardenne	Lambert	Theunissen
Dean	Landry	Ullo
Total—30		

NAYS

Total—0

ABSENT

Bagneris	Greene	Irons
Bajoie	Guidry	Jones
Campbell	Hines	Tarver
Total—9		

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

HOUSE BILL NO. 1058—
BY REPRESENTATIVE DURAND
AN ACT

To enact Part I-B of Chapter 5 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:2456, to provide with respect to the city of St. Martinville; to authorize the municipal governing authority to establish a civil service system for municipal employees by ordinance; to provide procedures for adoption of such ordinance; to provide for abolition or change in such civil service system; to provide for applicability of the system; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

June 12, 1995

Mr. President	Ellington	Malone
Barham	Fields	Robichaux
Bean	Hainkel	Romero
Branch	Heitmeier	Schedler
Cain	Hines	Siracusa
Casanova	Hollis	Smith
Cravins	Johnson	Theunissen
Dardenne	Jordan	Ullo
Dean	Lambert	
Dyess	Lentini	
Total—28		

NAYS

Total—0

ABSENT

Bagneris	Greene	Landry
Bajoie	Guidry	Short
Campbell	Irons	Tarver
Cox	Jones	
Total—11		

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

HOUSE BILL NO. 1113—
BY REPRESENTATIVE FAUCHEUX
AN ACT

To direct and empower the Department of Transportation and Development to transfer title to certain property located in St. John the Baptist Parish to the descendants of and buyers from the original owners; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Malone
Barham	Fields	Robichaux
Bean	Hainkel	Romero
Branch	Heitmeier	Schedler
Cain	Hines	Short
Casanova	Hollis	Siracusa
Cox	Johnson	Smith
Cravins	Jordan	Theunissen
Dardenne	Lambert	Ullo
Dean	Landry	
Dyess	Lentini	
Total—31		

NAYS

Total—0

ABSENT

Bagneris	Greene	Jones
Bajoie	Guidry	Tarver
Campbell	Irons	
Total—8		

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

HOUSE BILL NO. 1151—
BY REPRESENTATIVE JACK SMITH
AN ACT

To require the Department of Transportation and Development to erect "Advance Warning" and "School Zone" signs and flashing caution lights on Louisiana Highway 70 in Stevensville, Louisiana, which is located in St. Martin Parish on both sides of the Stevensville Elementary School property and to erect "Advance Warning" and "School Zone" signs and flashing caution lights on Louisiana Highway 92 in the vicinity of the school grounds in Milton, Louisiana; to erect an "Advance Warning" sign on a specified area of Highway 61 in East Baton Rouge Parish; to erect flashing caution lights at the intersection of Louisiana Highway 70 and Louisiana Highway 1016-1 in Assumption Parish; to erect a red light at the intersection of Louisiana Highway 1 North and Fort Street in the city of Plaquemine which is located in Iberville Parish; to erect a traffic signal light at a certain intersection in the parish of Lafourche; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Barham	Fields	Malone
Bean	Hainkel	Robichaux
Branch	Heitmeier	Romero
Cain	Hines	Schedler
Cox	Hollis	Short
Cravins	Johnson	Smith
Dardenne	Jordan	Theunissen
Dean	Lambert	Ullo
Dyess	Landry	
Total—29		

NAYS

Total—0

ABSENT

Bagneris	Greene	Siracusa
Bajoie	Guidry	Tarver
Campbell	Irons	
Casanova	Jones	
Total—10		

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

HOUSE BILL NO. 1152—
BY REPRESENTATIVES JACK SMITH, A. ALEXANDER, ANSARDI, CLARKSON, COPELIN, DAMICO, DANIEL, DEVILLE, DOERGE, DURAND, FRITH, FRUGE, GUILLORY, HEATON, HEBERT, HOLDEN, ILES, KENNEY, MARTINY, MCCAIN, MCDONALD, MICHOT, MONTGOMERY, MURRAY, PERKINS, QUEZAIRE, ROMERO, JOHN SMITH, WALSWORTH, WARNER, WESTON, WIGGINS, WILLARD-LEWIS, WINDHORST, AND WRIGHT
AN ACT

To enact R.S. 48:261.1 and to require the Department of Transportation and Development to erect various signs and lights, to generally improve the conditions of various highways and intersections in the state and to notify the motoring public of certain areas; to provide for the establishment of the Highway Maintenance Program; to provide for implementation and termination of the program; to provide for the funding of the program; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Malone
Barham	Fields	Robichaux
Bean	Hainkel	Romero
Branch	Heitmeier	Schedler
Cain	Hines	Short
Cox	Hollis	Siracusa
Cravins	Johnson	Smith
Dardenne	Jordan	Theunissen
Dean	Lambert	Ullo
Dyess	Landry	
Total—29		

NAYS

Total—0

ABSENT

Bagneris	Greene	Lentini
Bajoie	Guidry	Tarver
Campbell	Irons	
Casanova	Jones	
Total—10		

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

HOUSE BILL NO. 1190—

BY REPRESENTATIVE ROUSSELLE
AN ACT

To amend and reenact R.S. 38:2215(A) and to enact R.S. 38:2215(E), relative to the Public Bid Law; to provide for the period of review of bids for political subdivisions; and to provide for related matters.

Floor Amendments Sent Up

Senator Landry sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Landry to Reengrossed House Bill No. 1190 by Representative Rousselle

AMENDMENT NO. 1

In Senate Committee Amendment No. 5 proposed by the Senate Committee on Transportation, Highways and Public Works and adopted by the Senate on June 6, 1997, change “: a” to “. A”

On motion of Senator Landry, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Malone
Barham	Fields	Robichaux
Bean	Hainkel	Romero

Branch	Heitmeier	Schedler
Cain	Hines	Short
Casanova	Hollis	Siracusa
Cox	Johnson	Smith
Cravins	Jordan	Theunissen
Dardenne	Lambert	Ullo
Dean	Landry	
Dyess	Lentini	
Total—31		

NAYS

Total—0

ABSENT

Bagneris	Greene	Jones
Bajoie	Guidry	Tarver
Campbell	Irons	
Total—8		

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

HOUSE BILL NO. 1191—

BY REPRESENTATIVE STRAIN
AN ACT

To amend and reenact R.S. 23:184(introductory paragraph), relative to employment of minors; to require written permission of parent or legal guardian prior to issuance of an employment certificate; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Malone
Barham	Fields	Robichaux
Bean	Hainkel	Romero
Branch	Heitmeier	Schedler
Cain	Hines	Short
Casanova	Hollis	Siracusa
Cox	Johnson	Smith
Cravins	Jordan	Theunissen
Dardenne	Lambert	Ullo
Dean	Landry	
Dyess	Lentini	
Total—31		

NAYS

Total—0

ABSENT

Bagneris	Greene	Jones
Bajoie	Guidry	Tarver
Campbell	Irons	
Total—8		

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

June 12, 1995

HOUSE BILL NO. 1284 (Duplicate of Senate Bill No. 985)—
 BY REPRESENTATIVE FORSTER AND SENATOR ELLINGTON
 AN ACT

To amend and reenact R.S. 23:1601(4), relative to unemployment compensation; to provide that a claimant shall be disqualified from receiving benefits during a labor strike; to provide that a claimant shall not be disqualified from receiving benefits during a labor lockout; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Robichaux
Barham	Hainkel	Romero
Branch	Heitmeier	Schedler
Cain	Hines	Short
Casanova	Hollis	Siracusa
Cox	Johnson	Smith
Cravins	Jordan	Theunissen
Dardenne	Lambert	Ullo
Dyess	Landry	
Ellington	Lentini	
Total—28		

NAYS

Dean
 Total—1

ABSENT

Bagneris	Greene	Malone
Bajoie	Guidry	Tarver
Bean	Irons	
Campbell	Jones	
Total—10		

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

HOUSE BILL NO. 1287—
 BY REPRESENTATIVES GAUTREAUX AND ROUSSELLE
 AN ACT

To amend and reenact R.S. 23:634 and 897(A) and to enact R.S. 23:897(K), relative to employment; to allow reimbursement from an employee for certain examinations if the employee terminates the employment relationship within ninety days; to allow reimbursement from wages payable; 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.

HOUSE BILL NO. 1379—
 BY REPRESENTATIVES DOWNER, BRUN, MCDONALD, DEWITT, ALARIO, DANIEL, DUPRE, HUDSON, ILES, JOHNS, KENNEY, LEBLANC, MCCAIN, MCMAINS, MICHOT, POWELL, SALTER, SHAW, THOMPSON, WALSWORTH, AND WIGGINS AND SENATORS DARDENNE, HAINKEL, BEAN, SCHEDLER, SMITH, AND THEUNISSEN
 AN ACT

To enact R.S. 17:3765, relative to state funds; to provide for creation of the School Leadership Development Fund; to provide for deposit of monies into the fund; to provide for uses of monies in the fund; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Lentini
Barham	Guidry	Malone
Bean	Hainkel	Robichaux
Branch	Heitmeier	Romero
Cain	Hines	Short
Cox	Hollis	Siracusa
Cravins	Johnson	Smith
Dardenne	Jordan	Theunissen
Dyess	Lambert	Ullo
Ellington	Landry	
Total—29		

NAYS

Dean
 Total—1

ABSENT

Bagneris	Casanova	Jones
Bajoie	Greene	Schedler
Campbell	Irons	Tarver
Total—9		

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

HOUSE BILL NO. 1401—
 BY REPRESENTATIVE SCHNEIDER AND SENATOR SCHEDLER
 AN ACT

To amend and reenact R.S. 33:1704.3(A), relative to fees of office of Slidell city marshal; to provide for an increase in fees in civil matters; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Malone
Barham	Guidry	Robichaux
Bean	Hainkel	Romero
Branch	Heitmeier	Schedler
Cain	Hines	Short
Cox	Hollis	Siracusa
Cravins	Johnson	Smith
Dardenne	Jordan	Theunissen
Dean	Lambert	Ullo
Dyess	Landry	
Ellington	Lentini	
Total—31		

NAYS

Total—0

ABSENT

Bagneris	Casanova	Jones
Bajoie	Greene	Tarver
Campbell	Irons	
Total—8		

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

HOUSE BILL NO. 1401—
BY REPRESENTATIVE SCHNEIDER AND SENATOR SCHEDLER
AN ACT

To amend and reenact R.S. 33:1704.3(A), relative to fees of office of Slidell city marshal; to provide for an increase in fees in civil matters; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Barham	Fields	Malone
Bean	Guidry	Robichaux
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Casanova	Hines	Short
Cox	Hollis	Siracusa
Cravins	Johnson	Smith
Dardenne	Jordan	Theunissen
Dean	Lambert	Ullo
Dyess	Landry	
Total—32		

NAYS

Total—0

ABSENT

Bagneris	Greene	Tarver
Bajoie	Irons	
Campbell	Jones	
Total—7		

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

HOUSE BILL NO. 1482—
BY REPRESENTATIVES DIEZ, DEWITT, BRUCE, AND ILES
AN ACT

To enact R.S. 32:398(I) and (J), relative to accident reports; to require all law enforcement agencies to contact the Department of Transportation and Development when department property is damaged in an accident; to require the forwarding of accident reports which indicate such damage to the department; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Malone
Barham	Fields	Robichaux
Bean	Guidry	Romero
Branch	Hainkel	Schedler
Cain	Heitmeier	Short
Casanova	Hines	Siracusa

Cox	Hollis	Smith
Cravins	Johnson	Theunissen
Dardenne	Jordan	Ullo
Dean	Lambert	
Dyess	Lentini	
Total—31		

NAYS

Total—0

ABSENT

Bagneris	Greene	Landry
Bajoie	Irons	Tarver
Campbell	Jones	
Total—8		

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

HOUSE BILL NO. 1483—
BY REPRESENTATIVES DIEZ, DEWITT, BRUCE, AND ROUSSELLE
AN ACT

To designate one of the Canal Street ferries which travels from the east bank of the Mississippi River in New Orleans to the west bank of the Mississippi River in Algiers as the Louis B. Porterie Ferry; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Barham	Fields	Malone
Bean	Guidry	Robichaux
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Casanova	Hines	Short
Cox	Hollis	Siracusa
Cravins	Johnson	Smith
Dardenne	Jordan	Theunissen
Dean	Lambert	Ullo
Dyess	Landry	
Total—32		

NAYS

Total—0

ABSENT

Bagneris	Greene	Tarver
Bajoie	Irons	
Campbell	Jones	
Total—7		

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

HOUSE BILL NO. 1484—
BY REPRESENTATIVES DIEZ AND DEWITT
AN ACT

To amend and reenact R.S. 32:387(C)(3)(e), (4), and (5), relative to special permits; to provide for an increase in fees for special permits relative to vehicles transporting certain oversize loads on highways; and to provide for related matters.

June 12, 1995

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Fields Malone
Barham Guidry Robichaux
Bean Hainkel Romero
Branch Heitmeier Schedler
Cain Hines Short
Casanova Hollis Siracusa
Cox Johnson Smith
Cravins Jordan Tarver
Dardenne Lambert Theunissen
Dyess Landry Ullo
Ellington Lentini
Total—32

NAYS

Dean
Total—1

ABSENT

Bagneris Campbell Irons
Bajoie Greene Jones
Total—6

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

HOUSE BILL NO. 1485—
BY REPRESENTATIVES DIEZ AND DEWITT
AN ACT

To amend and reenact R.S. 48:228.1(A), relative to the master characterization plan for maintenance prepared by the Department of Transportation and Development; to delete the prohibition of utilizing the master maintenance plan in preparation of the highway needs study; to delete the provision relative to the master plan superseding the Highway Priority Program; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Ellington Malone
Barham Guidry Robichaux
Bean Hainkel Romero
Branch Heitmeier Schedler
Cain Hines Short
Casanova Hollis Siracusa
Cox Johnson Smith
Cravins Jordan Tarver
Dardenne Lambert Theunissen
Dean Landry Ullo
Dyess Lentini
Total—32

NAYS

Total—0

ABSENT

Bagneris Fields Jones
Bajoie Greene
Campbell Irons
Total—7

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

HOUSE BILL NO. 1510—
BY REPRESENTATIVES DONELON, DUPRE, HUDSON, AND POWELL AND
SENATOR SHORT

AN ACT

To amend and reenact R.S. 32:295(A), (C), (D), and (H), relative to safety restraint systems in motor vehicles; to provide for the age at which child restraint systems must be used; to provide relative to penalties for lack of use of safety restraint systems; and to provide for related matters.

Floor Amendments Sent Up

Senator Short sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Short to Reengrossed House Bill No. 1510 by Representative Donelon

AMENDMENT NO. 1
On page 1, line 2, after "(A)," add "(B),"

AMENDMENT NO. 2
On page 1, line 5, after the semicolon ";," add "to provide for definitions;"

AMENDMENT NO. 3
On page 1, line 8, after "(A)," add "(B),"

AMENDMENT NO. 4
On page 1, at the end of line 15, change "child" to "an age or size appropriate"

AMENDMENT NO. 5
On page 2, between lines 3 and 4, add the following:

"B.(1) The term "motor vehicle" as used in this Section, shall not mean the following: bicycle; farm tractor; motorcycle or motor-driven cycle; truck of manufacturer's rating carrying capacity of over 2000 pounds; ambulance or other emergency vehicle; school bus as defined in R.S. 32:1(62)(a) and (b); church bus, private bus, or recreational vehicle which has a passenger capacity of over ten persons.

(2) The term "child restraint system" as used in this Section shall mean a lap belt, a shoulder harness, or an age or size appropriate child safety seat."

AMENDMENT NO. 6
On page 2, at the end of line 6, change "child" to "an age or size appropriate"

AMENDMENT NO. 7
On page 2, line 9, after "of" change "child" to "an age or size appropriate"

AMENDMENT NO. 8
On page 2, line 22, after "approved" change "child" to "an age or size appropriate"

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

Rules Suspended

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

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

The following House 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 Robichaux asked that House Bill No. 2309 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 2309 (Substitute for House Bill No. 1087 by Representative Wiggins)— BY REPRESENTATIVES WIGGINS AND BAUDOIN AN ACT

To enact R.S. 30:2014.2, relative to permits; to provide for applications; to provide for ownership; to provide for qualifications; to provide for criminal and civil violations; to provide for controlling interest; to provide for rules; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Barham, Bean, Branch, Cain, Casanova, Cox, Cravins, Dardenne, Dean, Dyess, Total—31; Ellington, Fields, Guidry, Hainkel, Heitmeier, Hines, Hollis, Johnson, Jordan, Lambert, Landry; Lentini, Robichaux, Romero, Schedler, Siracusa, Smith, Tarver, Theunissen, Ullo.

NAYS

Total—0

ABSENT

Table with 3 columns of names: Bagneris, Bajoie, Campbell, Total—8; Greene, Irons, Jones; Malone, Short.

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

Called from the Calendar

Senator Dardenne asked that House Bill No. 1859 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1859— BY REPRESENTATIVE WINDHORST AN ACT

To enact R.S. 49:963(E), relative to administrative procedure; to provide relative to judicial review of rules; to allow certain rules to be declared invalid; and to provide for related matters.

Floor Amendments Sent Up

Senator Heitmeier sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Engrossed House Bill No. 1859 by Representative Windhorst

AMENDMENT NO. 1

On page 1, line 13, delete "the provisions of"

On motion of Senator Heitmeier, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Barham, Bean, Branch, Cain, Casanova, Cox, Cravins, Dardenne, Dean, Dyess, Total—32; Ellington, Fields, Guidry, Heitmeier, Hines, Hollis, Johnson, Jordan, Lambert, Landry, Lentini; Malone, Robichaux, Romero, Schedler, Short, Siracusa, Smith, Tarver, Theunissen, Ullo.

NAYS

Hainkel Total—1

ABSENT

Table with 3 columns of names: Bagneris, Bajoie, Total—6; Campbell, Greene; Irons, Jones.

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

Rules Suspended

Senator Hainkel asked for a suspension of the rules for the purpose of reverting to the order of Senate Bills on Third Reading and Final Passage.

Senator Bean objected.

ROLL CALL

The roll was called with the following result:

YEAS

June 12, 1995

Barham	Ellington	Robichaux
Cain	Fields	Schedler
Casanova	Hainkel	Smith
Cox	Heitmeier	Tarver
Cravins	Johnson	Theunissen
Dardenne	Jordan	Ullo
Dean	Landry	
Dyess	Lentini	
Total—22		

NAYS

Bean	Guidry	Romero
Branch	Malone	Short
Total—6		

ABSENT

Mr. President	Greene	Jones
Bagneris	Hines	Lambert
Bajoie	Hollis	Siracusa
Campbell	Irons	
Total—11		

The Chair declared the rules were suspended.

**Senate Bills and Joint Resolutions on
Third Reading
and Final Passage**

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

SENATE BILL NO. 818—
BY SENATOR HAINKEL

AN ACT

To amend and reenact R.S. 18:443.2(4) and (6), relative to state central committees; to provide for annual meetings of a state central committee; to provide for vote of committee; to provide for ramification of certain members; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Robichaux
Barham	Guidry	Romero
Bean	Hainkel	Schedler
Branch	Heitmeier	Short
Cain	Hines	Siracusa
Casanova	Johnson	Smith
Cox	Jordan	Theunissen
Cravins	Landry	Ullo
Dardenne	Lentini	
Dean	Malone	
Total—28		

NAYS

Total—0

ABSENT

Bagneris	Fields	Jones
Bajoie	Greene	Lambert
Campbell	Hollis	Tarver
Ellington	Irons	
Total—11		

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

Rules Suspended

Senator Bean asked for a suspension of the rules for the purpose of reverting to the Morning Hour.

Senator Landry objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bean	Malone	Short
Branch	Robichaux	Siracusa
Total—6		

NAYS

Barham	Guidry	Romero
Cox	Hainkel	Schedler
Dardenne	Heitmeier	Smith
Dean	Johnson	Theunissen
Dyess	Landry	Ullo
Ellington	Lentini	
Total—17		

ABSENT

Mr. President	Cravins	Jones
Bagneris	Fields	Jordan
Bajoie	Greene	Lambert
Cain	Hines	Tarver
Campbell	Hollis	
Casanova	Irons	
Total—16		

The Chair declared the Senate refused to suspend the rules.

SENATE BILL NO. 1341—
BY SENATOR LANDRY

AN ACT

To enact R.S. 22:2004.1 and R.S. 40:2207, relative to health care organizations; to require health maintenance organizations and preferred provider organizations to provide coverage for the expenses of interpreters for hearing impaired enrollees and covered patients; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Robichaux
Barham	Guidry	Romero
Branch	Hainkel	Schedler
Casanova	Heitmeier	Short
Cox	Hines	Siracusa
Cravins	Johnson	Smith
Dardenne	Jordan	Theunissen
Dean	Landry	Ullo
Dyess	Lentini	
Ellington	Malone	
Total—28		

NAYS

Bean
Total—1

ABSENT

Bagneris	Greene	Lambert
Bajoie	Hollis	Tarver
Cain	Irons	
Campbell	Jones	
Total—10		

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

Rules Suspended

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

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

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

Called from the Calendar

Senator Ellington asked that Senate Bill No. 990 be called from the Calendar at this time.

SENATE BILL NO. 990—
BY SENATOR ELLINGTON
AN ACT

To enact R.S. 47:302.31, relative to the proceeds of the state sales tax on hotel occupancy in certain parishes; to provide for the creation of the Franklin Visitor Enterprise Fund; to provide for uses of monies in the fund; to provide for an effective date; and to provide for related matters.

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

Called from the Calendar

Senator Heitmeier asked that Senate Bill No. 1032 be called from the Calendar at this time.

SENATE BILL NO. 1032—
BY SENATOR HEITMEIER
AN ACT

To enact R.S. 47:322.1, relative to the proceeds of state sales tax on hotel occupancy in the city of Gretna; to create the Gretna Tourist Commission Enterprise Fund; to dedicate a portion of such tax collected in the city of Gretna to the fund; to provide for deposit of monies into the fund and allowable uses of the fund; and to provide for related matters.

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

Called from the Calendar

Senator Cox asked that Senate Bill No. 1366 be called from the Calendar at this time.

SENATE BILL NO. 1366—
BY SENATOR COX
AN ACT

To amend and reenact R.S. 47:302.12(A) and 302.14(A), relative to the proceeds of the state sales and use tax on hotel occupancy in certain parishes; to provide for the proceeds of additional state sales and use taxes on hotel occupancy in Calcasieu Parish; to provide for an effective date; and to provide for related matters.

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

Called from the Calendar

Senator Romero asked that Senate Bill No. 1500 be called from the Calendar at this time.

SENATE BILL NO. 1500—
BY SENATORS ROMERO AND CAIN
AN ACT

To enact Subpart J of Part VI of Chapter 1 of Title 56 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 56:310 through 310.2, relative to labeling; to require that all seafood products originating from or being imported from a foreign country and sold in Louisiana be labeled with the country of origin; to provide for penalties; and to provide for related matters.

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

Rules Suspended

Senator Guidry asked for and obtained a suspension of the rules for the purpose of recalling House Bill No. 1544 from the Committee on Finance.

HOUSE BILL NO. 1544—
BY REPRESENTATIVE LEBLANC
AN ACT

To amend and reenact R.S. 39:1366(1), relative to the sale of bonds; to authorize the publication of a summary of the notice of sale; and to provide for related matters.

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

Rules Suspended

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

Introduction of Resolutions, Senate and Concurrent

Senator Hainkel 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. 57—
BY SENATOR LANDRY
A RESOLUTION

To adopt Senate Rule No. 8.5 of the Rules of Order of the Senate of the Legislature of Louisiana, to provide for a method for ordering floor amendments as they are received by the secretary of the Senate.

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

SENATE RESOLUTION NO. 58—
BY SENATOR JORDAN

June 12, 1995

A RESOLUTION

To enact and adopt Chapter 18 of the Rules of Order of the Senate, comprised of Senate Rule Nos. 18.1 through 18.5, relative to the registration of lobbyists.

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

SENATE CONCURRENT RESOLUTION NO. 149— BY SENATOR EWING

A CONCURRENT RESOLUTION

To urge and request entities and persons involved with information technology programs and activities of the state which are supported in whole or in part by public funds to incorporate aspects which facilitate access to and use of such technology by the blind and visually impaired.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Barham, Branch, Cain, Casanova, Cox, Cravins, Dardenne, Dean, Total—26; Dyess, Guidry, Hainkel, Hollis, Johnson, Jordan, Landry, Lentini, Robichaux; Romero, Schedler, Short, Siracusa, Smith, Tarver, Theunissen, Ullo.

NAYS

Total—0

ABSENT

Table with 3 columns of names: Bagneris, Bajoie, Bean, Campbell, Ellington, Total—13; Fields, Greene, Heitmeier, Hines, Irons; Jones, Lambert, Malone.

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 12, 1997

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. 213—

BY REPRESENTATIVE TRAVIS

A CONCURRENT RESOLUTION

To urge and request local governing authorities to distinguish between licensed massage therapists and massage therapy establishments, and massage parlors and adult entertainment businesses in establishing zoning regulations.

Respectfully submitted, ALFRED W. SPEER

Clerk of the House of Representatives

House Concurrent Resolutions

Senator Bagneris asked for and obtained a suspension of the rules to take up at this time the following House Concurrent Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 213—

BY REPRESENTATIVE TRAVIS

A CONCURRENT RESOLUTION

To urge and request local governing authorities to distinguish between licensed massage therapists and massage therapy establishments, and massage parlors and adult entertainment businesses in establishing zoning regulations.

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

Rules Suspended

Senator Theunissen asked for a suspension of the rules for the purpose of advancing to the order of House Bills on Third Reading and Final Passage, Subject to Call

Senator Bean objected.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Barham, Branch, Cain, Casanova, Cox, Cravins, Dardenne, Dean, Dyess, Total—26; Ellington, Fields, Guidry, Hainkel, Heitmeier, Johnson, Jordan, Landry, Lentini; Robichaux, Romero, Short, Siracusa, Smith, Tarver, Theunissen, Ullo.

NAYS

Bean Total—1

ABSENT

Table with 3 columns of names: Mr. President, Bagneris, Bajoie, Campbell, Total—12; Greene, Hines, Hollis, Irons; Jones, Lambert, Malone, Schedler.

The Chair declared the rules were suspended.

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

The following House 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 Theunissen asked that House Bill No. 1510 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1510—
BY REPRESENTATIVES DONELON, DUPRE, HUDSON, AND POWELL AND
SENATOR SHORT

AN ACT

To amend and reenact R.S. 32:295(A), (C), (D), and (H), relative to safety restraint systems in motor vehicles; to provide for the age at which child restraint systems must be used; to provide relative to penalties for lack of use of safety restraint systems; and to provide for related matters.

Floor Amendments Sent Up

Senator Short sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Short to Reengrossed House Bill No. 1510 by Representative Donelon

AMENDMENT NO. 1
On page 1, line 2, after "(A)," add "(B),"

AMENDMENT NO. 2
On page 1, line 5, after the semicolon ";" add "to provide for definitions;"

AMENDMENT NO. 3
On page 1, line 8, after "(A)," add "(B),"

AMENDMENT NO. 4
On page 1, at the end of line 15, change "child" to "an age or size appropriate"

AMENDMENT NO. 5
On page 2, between lines 3 and 4, add the following:

"B.(1) The term "motor vehicle" as used in this Section, shall not mean the following: bicycle; farm tractor; motorcycle or motor-driven cycle; truck of manufacturer's rating carrying capacity of over 2000 pounds; ambulance or other emergency vehicle; school bus as defined in R.S. 32:1(62)(a) and (b); church bus, private bus, or recreational vehicle which has a passenger capacity of over ten persons; or commercial truck, van, or taxi.

(2) The term "child restraint system" as used in this Section shall mean a lap belt, a shoulder harness, or an age or size appropriate child safety seat."

AMENDMENT NO. 6
On page 2, at the end of line 6, change "child" to "an age or size appropriate"

AMENDMENT NO. 7
On page 2, line 9, after "of" change "child" to "an age or size appropriate"

AMENDMENT NO. 8

On page 2, line 22, after "approved" change "child" to "an age or size appropriate"

AMENDMENT NO. 9
Delete Senator Floor Amendments proposed by Senator Short and adopted by the Senate on June 12, 1997 at 9:00 p.m.

On motion of Senator Short, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Malone
Barham	Ellington	Robichaux
Bean	Guidry	Romero
Branch	Hainkel	Schedler
Casanova	Heitmeier	Siracusa
Cox	Johnson	Smith
Dardenne	Landry	Theunissen
Dean	Lentini	Uilo
Total—24		

NAYS

Total—0

ABSENT

Bagneris	Fields	Jones
Bajoie	Greene	Jordan
Cain	Hines	Lambert
Campbell	Hollis	Short
Cravins	Irons	Tarver
Total—15		

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

Adjournment

Senator Hainkel moved that the Senate adjourn until Friday, June 13, 1997 at 1:30 o'clock P.M.

The President of the Senate declared the Senate adjourned until 1:30 o'clock P.M. on Friday, June 12, 1997.

MICHAEL S. BAER, III
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk