

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

**TWENTY-FIRST 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

Monday, May 5, 1997

The Senate was called to order at 4:00 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	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		

**ABSENT**

Jones  
Total—1

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

**Prayer**

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

**Morning Hour**

**Messages from the House**

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

**Message from the House  
CONCURRING IN  
SENATE CONCURRENT RESOLUTIONS**

May 5, 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 concurred in the following Senate Concurrent Resolutions:

**SENATE CONCURRENT RESOLUTION NO. 93—**  
BY SENATOR HAINKEL

A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana upon the death of John S. "Jack" McIlhenny, philanthropist, chemist, conservationist, researcher, collector, and one of Louisiana's greatest benefactors.

Reported without amendments.

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

**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. 28—**  
BY SENATOR DARDENNE

A RESOLUTION

To recognize Wednesday, May 7, 1997, as Dental Hygiene Day in the state of Louisiana and to commend dental hygienists around the state for their outstanding contributions to the oral health of citizens of the state of Louisiana.

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

**SENATE CONCURRENT RESOLUTION NO. 99—**  
BY SENATOR HINES

A CONCURRENT RESOLUTION

To request the governor of the state of Louisiana, the commissioner of administration, and the secretary of the Department of Health and Hospitals to work diligently, creatively, and resourcefully to fully fund the Medically Needy Program within the Medical Vendor Program budget for Fiscal Year 1997-98.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

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Total—33

NAYS

Total—0

ABSENT

Greene  
Hainkel

Heitmeier  
Jones

Malone  
Schedler

Total—6

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

Messages from the House

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

May 1, 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 Bills and Joint Resolutions:

HOUSE BILL NO. 2065 (Duplicate of Senate Bill No. 826)— BY REPRESENTATIVE DOWNER AND SENATOR DARDENNE AND COAUTHORED BY REPRESENTATIVES ALARIO, BRUN, CRANE, DEWITT, DUPRE, ILES, LEBLANC, LONG, MCCAIN, McDONALD, MCMAINS, MICHOT, WALSWORTH, AND WIGGINS AND SENATORS EWING, HAINKEL, AND SCHEDLER

AN ACT

To amend and reenact Chapter 42 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3971 through 3973, 3981 through 3983, 3991 through 3993, 3995 through 3999, and 4001, and R.S. 39:75(C)(1)(b), relative to charter schools; to provide relative to the purpose and definitions applicable to charter schools and their establishment; to provide relative to eligibility to propose a charter; to provide relative to the approvals necessary to enter into a charter and other elements of the school chartering process; to provide relative to the contents, renewal, and revocation of a charter; to provide relative to the requirements, authorities, and limitations of a charter school; to provide relative to the funding of a charter school; to provide relative to the applicability of laws and rules to such schools; to provide relative to charter school employees; to provide relative to the Louisiana Charter School Loan Fund; to authorize every city and parish school board to grant charters; to eliminate the pilot nature of the authority to operate charter schools; to revise the limitations on the number of charters which may be granted; and to provide for related matters.

HOUSE BILL NO. 18— BY REPRESENTATIVE DOERGE

A JOINT RESOLUTION

Proposing to amend Article III, Section 7(C) and Article IV, Sections 6, 14, and 15 of the Constitution of Louisiana, to provide for the lieutenant governor to be president and presiding officer of the Senate; to include the president pro tempore of the Senate in the line of succession to fill a vacancy in the office of governor; to provide with respect to the speaker of the House of Representatives in the line of succession; to provide for the president pro tempore of the Senate to discharge the duties of lieutenant governor if a vacancy occurs in that office; to provide for effective dates; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

HOUSE BILL NO. 554— BY REPRESENTATIVE TRAVIS AN ACT

To amend and reenact R.S. 37:2150.1(7), relative to contractors; to provide for definition of "person"; and to provide for related matters.

HOUSE BILL NO. 558— BY REPRESENTATIVE TRAVIS AN ACT

To amend and reenact R.S. 37:2156.1(C) and (D)(1)(introductory paragraph) and (c), relative to licensure of contractors; to provide for requirements for issuance of a license; to provide for qualification as a qualifying party; and to provide for related matters.

HOUSE BILL NO. 559— BY REPRESENTATIVE TRAVIS AN ACT

To amend and reenact R.S. 37:2162(A), relative to violations of the provisions regulating contractors; to provide for payment of litigation expenses; and to provide for related matters.

HOUSE BILL NO. 1827— BY REPRESENTATIVE SALTER AN ACT

To amend and reenact R.S. 17:7(6)(b)(i), relative to the certification of elementary and secondary school teachers; to provide for the duties, functions, and responsibilities of the State Board of Elementary and Secondary Education; to provide qualifications and requirements for the certification of teachers, including for any person certified to teach in another state who applies for certification to teach in the public schools of Louisiana; to provide for issuance of a one-year nonrenewable provisional certificate; and to provide for related matters.

HOUSE BILL NO. 1905— BY REPRESENTATIVE WESTON AN ACT

To amend and reenact R.S. 17:202(D) and 204, relative to the In-School Intervention Pilot Program; to extend the termination date of the program; to provide for participation of additional schools; and to provide for related matters.

HOUSE BILL NO. 2169— BY REPRESENTATIVE SCALISE AN ACT

To amend and reenact the introductory paragraphs of R.S. 26:71.1 and 271.2 and to enact R.S. 26:71.1(4) and 271.2(4), relative to the Alcoholic Beverage Control Law; to provide for a Class A-Restaurant-Conditional permit; and to provide for related matters.

HOUSE BILL NO. 1187— BY REPRESENTATIVE PRATT AN ACT

To enact R.S. 17:436(D), relative to performing noncomplex health procedures; to require city and parish school boards to provide safety equipment, materials, and supplies to employees performing noncomplex health procedures; to specify such safety equipment, materials, and supplies to be provided; and to provide for related matters.

HOUSE BILL NO. 1009— BY REPRESENTATIVE PINAC AN ACT

To amend and reenact R.S. 11:103(B)(1) and (3)(a) and (C)(1), relative to all statewide public retirement systems; to provide with respect to deletion of certain criteria from the elements of cost contained in the gross required employer contribution; to further provide regarding the inclusion of certain members on the active member payroll; and to provide for related matters.

**HOUSE BILL NO. 1500—**

BY REPRESENTATIVE ALARIO  
AN ACT

To amend and reenact R.S. 36:451(C) and 458(B) through (E) and to enact R.S. 36:458(F), relative to the Department of Revenue and Taxation; to provide for the areas of responsibility for the offices within the department; to add the office of legal affairs and to provide for the supervision and management of the office; to provide for the functions and responsibilities of the office; to provide for an effective date; and to provide for related matters.

**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.

**HOUSE BILL NO. 1696—**

BY REPRESENTATIVES FORSTER, DOWNER, AND DEWITT  
AN ACT

To amend and reenact R.S. 23:1271(A)(3), relative to workers' compensation; to authorize parties to waive expiration of six months before settling certain claims; and to provide for related matters.

**HOUSE BILL NO. 1744—**

BY REPRESENTATIVE GUILLORY  
AN ACT

To enact R.S. 32:1504(C), relative to transportation of hazardous materials; to provide for inspection of rail cars transporting hazardous materials; and to provide for related matters.

**HOUSE BILL NO. 1943—**

BY REPRESENTATIVE HOLDEN  
AN ACT

To amend and reenact R.S. 9:2799(A), relative to offenses and quasi offenses; to limit the liability of food banks and donors of wild game for distribution to on-premises feeding programs; to provide definitions; and to provide for related matters.

**HOUSE BILL NO. 2047—**

BY REPRESENTATIVE DEWITT  
AN ACT

To amend and reenact R.S. 32:862(G)(3), relative to proof of insurance; prohibits persons from presenting altered or counterfeited proof of insurance; and to provide for related matters.

**HOUSE BILL NO. 2103—**

BY REPRESENTATIVE DEWITT  
AN ACT

To amend and reenact R.S. 35:393(B), relative to ex officio notaries for the Department of Public Safety and Corrections; to authorize gaming auditors to administer oaths and receive sworn statements; and to provide for related matters.

**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.

**HOUSE BILL NO. 41—**

BY REPRESENTATIVES RIDDLE AND FRITH  
AN ACT

To amend and reenact R.S. 9:315.13, relative to the guidelines for the determination of child support; to provide for allocation of the federal and state tax dependency deductions in certain cases; and to provide for related matters.

**HOUSE BILL NO. 561—**

BY REPRESENTATIVE TRAVIS  
AN ACT

To amend and reenact R.S. 37:2163(E), relative to contractors; to provide for hearings and imposition of fines by the board for violations of bid procedures; and to provide for related matters.

**HOUSE BILL NO. 284—**

BY REPRESENTATIVE MCCAIN  
AN ACT

To amend and reenact R.S. 9:315.12, relative to the guidelines for the determination of child support; to require the Department of Social Services and the Louisiana District Attorneys Association to assist the legislature in the federally mandated periodic review thereof; and to provide for related matters.

**HOUSE BILL NO. 354—**

BY REPRESENTATIVE FRUGE  
AN ACT

To amend and reenact R.S. 32:382(A)(1), relative to special length limits of a single vehicle; to provide for an increase in the maximum allowable length; and to provide for related matters.

**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.

**HOUSE BILL NO. 378—**

BY REPRESENTATIVE ALARIO  
AN ACT

To amend and reenact R.S. 38:291(R)(2) and 304(B) and to enact R.S. 38:304.2, relative to the West Jefferson Levee District; to provide for the membership of the board of commissioners of the district; to provide for the appointment of an additional member; and to provide for related matters.

**HOUSE BILL NO. 830—**

BY REPRESENTATIVE WELCH  
AN ACT

To enact R.S. 14:43.6, relative to sexual offenses; to define the crime of sexual misconduct by a psychiatrist or therapist; to provide definitions; to provide penalties; to provide exceptions; and to provide for related matters.

**HOUSE BILL NO. 1040 (Duplicate of Senate Bill No. 925)—**

BY REPRESENTATIVE ALARIO AND SENATOR HAINKEL AND COAUTHORED BY REPRESENTATIVE DEWITT AND SENATORS DARDENNE, EWING, AND BARHAM  
AN ACT

To amend and reenact R.S. 47:1562, 1563, and 1564, to change the procedure for determining tax liability and the time period allowed for taxpayer response to proposed assessments for certain taxpayers; and to provide for related matters.

**HOUSE BILL NO. 1453 (Duplicate of Senate Bill No. 1245)—**

BY REPRESENTATIVE FORSTER AND SENATOR ELLINGTON AND COAUTHORED BY REPRESENTATIVE DONELON  
AN ACT

To amend and reenact R.S. 46:2252, 2253(2) and (4) and 2254(A) and R.S. 51:2231, 2232(3), 2235(16)(a), 2236(A), 2237(2), 2246, and 2257(H)(2)(b), to enact Chapter 3-A of Title 23 of the Louisiana Revised Statutes of 1950, comprised of R.S. 23:301 through 354,

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and R.S. 51:2232(12) and (13), to repeal R.S. 23:892 and 893 and Parts IV, VII and VIII of Chapter 9 of Title 23 of the Louisiana Revised Statutes of 1950, comprised of R.S. 23:971 through 975, 1001 through 1004, and 1006 through 1008, R.S. 46:2253(7), (8), (9), and (19), and 2254(B), (C), (D), and (E), and R.S. 51:2232(4), (5), and (7), and 2242, 2243, 2244, and 2245, relative to employment discrimination; to consolidate employment discrimination provisions of law into one Chapter of law; to provide relative to age discrimination; to provide relative to disability discrimination; to provide relative to race, color, religion, sex, and national origin discrimination; to provide relative to pregnancy, childbirth, and related medical conditions discrimination; to provide relative to sickle cell trait discrimination; to remove references to employment discrimination in other Sections of law; and to provide for related matters.

**HOUSE BILL NO. 1184 (Duplicate of Senate Bill No. 131)—**  
BY REPRESENTATIVE MURRAY AND SENATOR COX  
AN ACT

To amend and reenact R.S. 23:1201.3(A), relative to the payment of workers' compensation benefits; to provide that judicial interest on a hearing officer's award shall run from the date the workers' compensation payment was due; and to provide for related matters.

**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.

**HOUSE BILL NO. 560—**  
BY REPRESENTATIVE TRAVIS  
AN ACT

To amend and reenact R.S. 37:2158(A)(introductory paragraph) and to enact R.S. 37:2158(A)(8) and (9), relative to contractors; to provide relative to revocation, suspension, and renewal of license; to provide for issuance of cease and desist orders; and to provide for related matters.

**HOUSE BILL NO. 901—**  
BY REPRESENTATIVE MONTGOMERY  
AN ACT

To amend and reenact R.S. 35:191(H), relative to notaries public; to authorize a notary appointed and qualified in Caddo, Bossier, Bienville, Claiborne, DeSoto, or Webster Parish to exercise notarial functions in all such parishes, without additional bonding or further application or examination; and to provide for related matters.

**HOUSE BILL NO. 974—**  
BY REPRESENTATIVES CLARKSON, DEVILLE, FLAVIN, FRUGE, HEBERT, JOHNS, MICHOT, SCALISE, AND WALSWORTH  
AN ACT

To amend and reenact Civil Code Article 2534, relative to the contract of sale and the action for redhibition; to provide for the prescriptive period within which to institute a claim in redhibition against "good faith" sellers of commercial immovable property; and to provide for related matters.

**HOUSE BILL NO. 1020—**  
BY REPRESENTATIVES ALARIO AND DEWITT  
AN ACT

To enact R.S. 47:1580(B)(4), relative to assessment and collection procedures; to suspend the running of prescription for taxes in bankruptcy cases; to provide for an effective date; and to provide

for related matters.

**HOUSE BILL NO. 1022—**  
BY REPRESENTATIVES ALARIO AND DEWITT  
AN ACT

To amend and reenact R.S. 47:1565(A), 1566(B), and 1568, relative to assessment and collection procedures; to allow notices to be mailed to an address other than that on the last report filed; and to provide for related matters.

**HOUSE BILL NO. 1023—**  
BY REPRESENTATIVES ALARIO AND DEWITT  
AN ACT

To amend and reenact R.S. 47:1578, relative to the collection of taxes owed to the state; to provide for the authority of the secretary of the Department of Revenue and Taxation to compromise a judgment for taxes; and to provide for related matters.

**HOUSE BILL NO. 1026—**  
BY REPRESENTATIVES ALARIO AND DEWITT  
AN ACT

To amend and reenact R.S. 47:287.85(B), to correct an incorrect statutory reference as to the alternative minimum tax; to provide for the applicability and effective date; and to provide for related matters.

**HOUSE BILL NO. 1035—**  
BY REPRESENTATIVES ALARIO AND DEWITT  
AN ACT

To amend and reenact R.S. 47:2420(A), relative to interest estate transfer taxes; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 1039—**  
BY REPRESENTATIVES ALARIO AND DEWITT  
AN ACT

To amend and reenact R.S. 47:1519, relative to payment of taxes; to provide for the use of credit or debit cards; and to provide for related matters.

**HOUSE BILL NO. 1041—**  
BY REPRESENTATIVES ALARIO AND DEWITT  
AN ACT

To amend and reenact R.S. 47:1516(B) and (G) and to enact R.S. 47:1516(H), (I), and (J), to authorize the secretary of the Department of Revenue and Taxation to enter into contracts with outside debt collection agencies for the collection of tax liabilities for which the department's statutory collection efforts have been exhausted and that have been deemed to be uncollectible; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 1166—**  
BY REPRESENTATIVE CARTER  
AN ACT

To amend and reenact R.S. 47:1925.1 and 1925.2(A)(1); to create an assessment district in East Feliciana Parish to fund the office of the assessor; and to provide for related matters.

**HOUSE BILL NO. 1167—**  
BY REPRESENTATIVE CARTER  
AN ACT

To amend and reenact R.S. 47:1908(A)(19) and (C)(1), relative to the assessor's expense account in East Feliciana Parish; to provide for an increase in such account; and to provide for related matters.

**HOUSE BILL NO. 1181—**  
BY REPRESENTATIVE MONTGOMERY  
AN ACT

To enact R.S. 2:605.1, relative to airport operators; to provide airport operators the option of collecting rentals, fees, and other charges from customers of tenant auto rental companies; and to provide for related matters.

**HOUSE BILL NO. 1307—**

BY REPRESENTATIVE TRAVIS  
AN ACT

To amend and reenact R.S. 9:1783, relative to trusts and trustees; to provide for what persons and entities may serve as trustees of a trust; and to provide for related matters.

**HOUSE BILL NO. 1375—**

BY REPRESENTATIVE DONELON  
AN ACT

To amend and reenact R.S. 12:804 and to enact R.S. 22:1113(B)(4), relative to professional law corporations; to provide that a professional law corporation or any limited liability company, limited liability partnership, or partnership may be licensed as a title insurance agency; and to provide for related matters.

**HOUSE BILL NO. 1609—**

BY REPRESENTATIVE MURRAY  
AN ACT

To enact R.S. 23:1103(D), relative to workers' compensation; to provide that an insurer shall grant a credit to an employer for recovery on a lien in a third party matter; and to provide for related matters.

**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.

**HOUSE BILL NO. 1821 (Duplicate of Senate Bill No. 1199)—**

BY REPRESENTATIVE MCCAIN AND SENATOR GUIDRY AND COAUTHORED BY SENATOR DARDENNE  
AN ACT

To amend and reenact Civil Code Art. 2375(A) and (C) and R.S. 9:2801(1)(a) and (2) and to enact R.S. 13:1415, relative to community property; to provide retroactive effect of termination of the community property regime to the date of filing of the original petition in certain cases; to clarify the time within which a party must file or traverse a sworn detailed descriptive list; to provide family courts with exclusive jurisdiction over actions for partition of property acquired pursuant to a matrimonial regime, actions seeking a termination or modification of a matrimonial regime, and actions for the settlement and enforcement of claims and for enforcement of judicial or contractual settlements related to matrimonial regimes; and to provide for related matters.

**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.

**HOUSE BILL NO. 2106 —**

BY REPRESENTATIVE DEWITT  
AN ACT

To amend and reenact R.S. 30:2361, 2363, 2364(introductory paragraph), (4), and (8), 2366(B), 2367(B)(2), 2368(B)(1) and (D), 2369(A) and (B)(1), 2370(E)(6) and (F), 2371, 2372(A), 2373(A), (B)(1) and (2), and (C)(1), (2), and (4), 2374(A) and (B), 2376(B), 2377(introductory paragraph), 2378, and 2379(B), to enact R.S. 30:2364(9) and (10), 2365(A)(6), 2366(C) and (D), 2369(E)(3), 2373(C)(3), (D), and (E), 2374(B)(4), and 2380, and to repeal R.S. 30:2370(E)(1), relative to the Hazardous Materials Information Development, Preparedness, and Response Act; to provide for definitions; to provide for procedures; to provide for reporting and notifications; to provide for fees; to provide for trade

secrets; to provide for penalties; to provide for the Right-To-Know Fund; to provide for limitations and uses of the funds; to provide for the Louisiana Chemical Network; to provide for rules; and to provide for related matters.

**HOUSE BILL NO. 2203—**

BY REPRESENTATIVE FLAVIN  
AN ACT

To amend and reenact R.S. 37:1431(4), (5), (7)(introductory paragraph), and (20), 1436(A), (B) and (D), 1437(A)(introductory paragraph) and (1), (B)(1), (C)(1) and (2) and (6)(a), 1437.2(A) through (E), 1437.3(C) and (E), 1439(B) and (C), 1443(1)(a) and (b), 1449(C) and (D), 1456(A)(1), (2), and (4), 1457, 1462(A), 1463(A)(1) and (E), and 1466(H) and to enact R.S. 37:1431(7)(h) and (32), 1439(F), 1441(C), 1446(F) and (G), 1449(E), and 1456(A)(5) and (6), relative to licensure of real estate sales persons; to provide definitions; to provide relative to application for a license; to provide relative to the licensing of corporations and partnerships; to provide for fees; to provide for commissions; and to provide for related matters.

**HOUSE BILL NO. 1351 (Duplicate of Senate Bill No. 608)—**

BY REPRESENTATIVE MCMAINS AND SENATOR HAINKEL AND COAUTHORED BY SENATORS DARDENNE, EWING, AND BARHAM  
AN ACT

To amend and reenact Chapter 1 of Code Title III of Code Book I of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:151 through 181, relative to the uniform disposition of unclaimed property; to define certain terms; to provide for various presumptions of abandonment of property; to provide for proceeds derived in class actions; to provide for limitations on dormancy charges; to provide for the burden of proof when the unclaimed obligation is evidenced by negotiable instruments; to provide various penalties for noncompliance; to provide for attorney fees in litigated enforcement actions; to provide for rules of confidentiality; to provide for limitations on agreements to locate property; to provide for the periods of time after which abandonment will be presumed for corporate stock, gift certificates, and for certain life insurance obligations; to provide for issuance of duplicate certificates and provide for liability respecting the property delivered; to authorize the Department of Revenue and Taxation to retain a certain percentage of the total unclaimed property collections for each year for administrative expenses; to provide for the statute of limitations; to provide for an effective date; and to provide for related matters.

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

**House Bills and Joint Resolutions**

Senator Bagneris asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just received from the House of Representatives with the view of acting on the same:

**HOUSE BILL NO. 18—**

BY REPRESENTATIVE DOERGE  
A JOINT RESOLUTION

Proposing to amend Article III, Section 7(C) and Article IV, Sections 6, 14, and 15 of the Constitution of Louisiana, to provide for the lieutenant governor to be president and presiding officer of the Senate; to include the president pro tempore of the Senate in the line of succession to fill a vacancy in the office of governor; to provide with respect to the speaker of the House of Representatives in the line of succession; to provide for the president pro tempore of the Senate to discharge the duties of lieutenant governor if a vacancy occurs in that office; to provide for effective dates; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

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

**HOUSE BILL NO. 41—**  
BY REPRESENTATIVES RIDDLE AND FRITH  
AN ACT

To amend and reenact R.S. 9:315.13, relative to the guidelines for the determination of child support; to provide for allocation of the federal and state tax dependency deductions in certain cases; and to provide for related matters.

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

**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 Bagneris, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

**HOUSE BILL NO. 284—**  
BY REPRESENTATIVE MCCAIN  
AN ACT

To amend and reenact R.S. 9:315.12, relative to the guidelines for the determination of child support; to require the Department of Social Services and the Louisiana District Attorneys Association to assist the legislature in the federally mandated periodic review thereof; and to provide for related matters.

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

**HOUSE BILL NO. 354—**  
BY REPRESENTATIVE FRUGE  
AN ACT

To amend and reenact R.S. 32:382(A)(1), relative to special length limits of a single vehicle; to provide for an increase in the maximum allowable length; and to provide for related matters.

On motion of Senator Bagneris, the bill was read by title and referred to the Committee on Transportation, Highways, and Public Works.

**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.

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

**HOUSE BILL NO. 378—**  
BY REPRESENTATIVE ALARIO  
AN ACT

To amend and reenact R.S. 38:291(R)(2) and 304(B) and to enact R.S. 38:304.2, relative to the West Jefferson Levee District; to provide for the membership of the board of commissioners of the district; to provide for the appointment of an additional member; and to provide for related matters.

On motion of Senator Bagneris, the bill was read by title and referred to the Committee on Transportation, Highways, and Public Works.

**HOUSE BILL NO. 554—**  
BY REPRESENTATIVE TRAVIS  
AN ACT

To amend and reenact R.S. 37:2150.1(7), relative to contractors; to provide for definition of "person"; and to provide for related matters.

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

**HOUSE BILL NO. 558—**  
BY REPRESENTATIVE TRAVIS  
AN ACT

To amend and reenact R.S. 37:2156.1(C) and (D)(1)(introductory paragraph) and (c), relative to licensure of contractors; to provide for requirements for issuance of a license; to provide for qualification as a qualifying party; and to provide for related matters.

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

**HOUSE BILL NO. 559—**  
BY REPRESENTATIVE TRAVIS  
AN ACT

To amend and reenact R.S. 37:2162(A), relative to violations of the provisions regulating contractors; to provide for payment of litigation expenses; and to provide for related matters.

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

**HOUSE BILL NO. 560—**  
BY REPRESENTATIVE TRAVIS  
AN ACT

To amend and reenact R.S. 37:2158(A)(introductory paragraph) and to enact R.S. 37:2158(A)(8) and (9), relative to contractors; to provide relative to revocation, suspension, and renewal of license; to provide for issuance of cease and desist orders; and to provide for related matters.

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

**HOUSE BILL NO. 561—**  
BY REPRESENTATIVE TRAVIS  
AN ACT

To amend and reenact R.S. 37:2163(E), relative to contractors; to provide for hearings and imposition of fines by the board for violations of bid procedures; and to provide for related matters.

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

**HOUSE BILL NO. 830—**  
BY REPRESENTATIVE WELCH  
AN ACT

To enact R.S. 14:43.6, relative to sexual offenses; to define the crime of sexual misconduct by a psychiatrist or therapist; to provide definitions; to provide penalties; to provide exceptions; and to provide for related matters.

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

**HOUSE BILL NO. 901—**  
BY REPRESENTATIVE MONTGOMERY  
AN ACT

To amend and reenact R.S. 35:191(H), relative to notaries public; to authorize a notary appointed and qualified in Caddo, Bossier, Bienville, Claiborne, DeSoto, or Webster Parish to exercise notarial functions in all such parishes, without additional bonding or further application or examination; and to provide for related matters.

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

**HOUSE BILL NO. 974—**  
BY REPRESENTATIVES CLARKSON, DEVILLE, FLAVIN, FRUGE, HEBERT,  
JOHNS, MICHOT, SCALISE, AND WALSWORTH  
AN ACT

To amend and reenact Civil Code Article 2534, relative to the contract of sale and the action for redhibition; to provide for the prescriptive period within which to institute a claim in redhibition against "good faith" sellers of commercial immovable property; and to provide for related matters.

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

**HOUSE BILL NO. 1009—**  
BY REPRESENTATIVE PINAC  
AN ACT

To amend and reenact R.S. 11:103(B)(1) and (3)(a) and (C)(1), relative to all statewide public retirement systems; to provide with respect to deletion of certain criteria from the elements of cost contained in the gross required employer contribution; to further provide regarding the inclusion of certain members on the active member payroll; and to provide for related matters.

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

**HOUSE BILL NO. 1020—**  
BY REPRESENTATIVES ALARIO AND DEWITT  
AN ACT

To enact R.S. 47:1580(B)(4), relative to assessment and collection procedures; to suspend the running of prescription for taxes in bankruptcy cases; to provide for an effective date; and to provide for related matters.

On motion of Senator Bagneris, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

**HOUSE BILL NO. 1022—**  
BY REPRESENTATIVES ALARIO AND DEWITT  
AN ACT

To amend and reenact R.S. 47:1565(A), 1566(B), and 1568, relative to assessment and collection procedures; to allow notices to be mailed to an address other than that on the last report filed; and to provide for related matters.

On motion of Senator Bagneris, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

**HOUSE BILL NO. 1023—**  
BY REPRESENTATIVES ALARIO AND DEWITT  
AN ACT

To amend and reenact R.S. 47:1578, relative to the collection of taxes owed to the state; to provide for the authority of the secretary of the Department of Revenue and Taxation to compromise a judgment for taxes; and to provide for related matters.

On motion of Senator Bagneris, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

**HOUSE BILL NO. 1026—**  
BY REPRESENTATIVES ALARIO AND DEWITT  
AN ACT

To amend and reenact R.S. 47:287.85(B), to correct an incorrect statutory reference as to the alternative minimum tax; to provide for the applicability and effective date; and to provide for related matters.

On motion of Senator Bagneris, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

**HOUSE BILL NO. 1035—**  
BY REPRESENTATIVES ALARIO AND DEWITT  
AN ACT

To amend and reenact R.S. 47:2420(A), relative to interest estate transfer taxes; to provide for an effective date; and to provide for related matters.

On motion of Senator Bagneris, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

**HOUSE BILL NO. 1039—**  
BY REPRESENTATIVES ALARIO AND DEWITT  
AN ACT

To amend and reenact R.S. 47:1519, relative to payment of taxes; to provide for the use of credit or debit cards; and to provide for related matters.

On motion of Senator Bagneris, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

**HOUSE BILL NO. 1040 (Duplicate of Senate Bill No. 925)—**  
BY REPRESENTATIVE ALARIO AND SENATOR HAINKEL AND  
COAUTHORED BY REPRESENTATIVE DEWITT AND SENATORS  
DARDENNE, EWING, AND BARHAM  
AN ACT

To amend and reenact R.S. 47:1562, 1563, and 1564, to change the procedure for determining tax liability and the time period allowed for taxpayer response to proposed assessments for certain taxpayers; and to provide for related matters.

On motion of Senator Bagneris, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

**HOUSE BILL NO. 1041—**  
BY REPRESENTATIVES ALARIO AND DEWITT  
AN ACT

To amend and reenact R.S. 47:1516(B) and (G) and to enact R.S. 47:1516(H), (I), and (J), to authorize the secretary of the Department of Revenue and Taxation to enter into contracts with outside debt collection agencies for the collection of tax liabilities for which the department's statutory collection efforts have been exhausted and that have been deemed to be uncollectible; to provide for an effective date; and to provide for related matters.

On motion of Senator Bagneris, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

**HOUSE BILL NO. 1166—**  
BY REPRESENTATIVE CARTER  
AN ACT

To amend and reenact R.S. 47:1925.1 and 1925.2(A)(1); to create an assessment district in East Feliciana Parish to fund the office of the assessor; and to provide for related matters.

On motion of Senator Bagneris, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

May 5, 1997

**HOUSE BILL NO. 1167—**

BY REPRESENTATIVE CARTER  
AN ACT

To amend and reenact R.S. 47:1908(A)(19) and (C)(1), relative to the assessor's expense account in East Feliciana Parish; to provide for an increase in such account; and to provide for related matters.

On motion of Senator Bagneris, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

**HOUSE BILL NO. 1181—**

BY REPRESENTATIVE MONTGOMERY  
AN ACT

To enact R.S. 2:605.1, relative to airport operators; to provide airport operators the option of collecting rentals, fees, and other charges from customers of tenant auto rental companies; and to provide for related matters.

On motion of Senator Bagneris, the bill was read by title and referred to the Committee on Transportation, Highways, and Public Works.

**HOUSE BILL NO. 1184 (Duplicate of Senate Bill No. 131)—**

BY REPRESENTATIVE MURRAY AND SENATOR COX  
AN ACT

To amend and reenact R.S. 23:1201.3(A), relative to the payment of workers' compensation benefits; to provide that judicial interest on a hearing officer's award shall run from the date the workers' compensation payment was due; and to provide for related matters.

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

**HOUSE BILL NO. 1187—**

BY REPRESENTATIVE PRATT  
AN ACT

To enact R.S. 17:436(D), relative to performing noncomplex health procedures; to require city and parish school boards to provide safety equipment, materials, and supplies to employees performing noncomplex health procedures; to specify such safety equipment, materials, and supplies to be provided; and to provide for related matters.

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

**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, GAUTREAUX, 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 Bagneris, the bill was read by title and referred to the Committee on Transportation, Highways, and Public Works.

**HOUSE BILL NO. 1307—**

BY REPRESENTATIVE TRAVIS  
AN ACT

To amend and reenact R.S. 9:1783, relative to trusts and trustees; to provide for what persons and entities may serve as trustees of a trust; and to provide for related matters.

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

**HOUSE BILL NO. 1375—**

BY REPRESENTATIVE DONELON  
AN ACT

To amend and reenact R.S. 12:804 and to enact R.S. 22:1113(B)(4), relative to professional law corporations; to provide that a professional law corporation or any limited liability company, limited liability partnership, or partnership may be licensed as a title insurance agency; and to provide for related matters.

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

**HOUSE BILL NO. 1351 (Duplicate of Senate Bill No. 608)—**

BY REPRESENTATIVE MCMAINS AND SENATOR HAINKEL AND COAUTHORED BY SENATORS DARDENNE, EWING, AND BARHAM  
AN ACT

To amend and reenact Chapter 1 of Code Title III of Code Book I of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:151 through 181, relative to the uniform disposition of unclaimed property; to define certain terms; to provide for various presumptions of abandonment of property; to provide for proceeds derived in class actions; to provide for limitations on dormancy charges; to provide for the burden of proof when the unclaimed obligation is evidenced by negotiable instruments; to provide various penalties for noncompliance; to provide for attorney fees in litigated enforcement actions; to provide for rules of confidentiality; to provide for limitations on agreements to locate property; to provide for the periods of time after which abandonment will be presumed for corporate stock, gift certificates, and for certain life insurance obligations; to provide for issuance of duplicate certificates and provide for liability respecting the property delivered; to authorize the Department of Revenue and Taxation to retain a certain percentage of the total unclaimed property collections for each year for administrative expenses; to provide for the statute of limitations; to provide for an effective date; and to provide for related matters.

On motion of Senator Hainkel, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

**HOUSE BILL NO. 1453 (Duplicate of Senate Bill No. 1245)—**

BY REPRESENTATIVE FORSTER AND SENATOR ELLINGTON AND COAUTHORED BY REPRESENTATIVE DONELON  
AN ACT

To amend and reenact R.S. 46:2252, 2253(2) and (4) and 2254(A) and R.S. 51:2231, 2232(3), 2235(16)(a), 2236(A), 2237(2), 2246, and 2257(H)(2)(b), to enact Chapter 3-A of Title 23 of the Louisiana Revised Statutes of 1950, comprised of R.S. 23:301 through 354, and R.S. 51:2232(12) and (13), to repeal R.S. 23:892 and 893 and Parts IV, VII and VIII of Chapter 9 of Title 23 of the Louisiana Revised Statutes of 1950, comprised of R.S. 23:971 through 975, 1001 through 1004, and 1006 through 1008, R.S. 46:2253(7), (8), (9), and (19), and 2254(B), (C), (D), and (E), and R.S. 51:2232(4), (5), and (7), and 2242, 2243, 2244, and 2245, relative to employment discrimination; to consolidate employment discrimination provisions of law into one Chapter of law; to provide relative to age discrimination; to provide relative to disability discrimination; to provide relative to race, color, religion, sex, and national origin discrimination; to provide relative to pregnancy, childbirth, and related medical conditions discrimination; to provide relative to sickle cell trait discrimination; to remove references to employment discrimination in other Sections of law; and to provide for related matters.

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

**HOUSE BILL NO. 1500—**

BY REPRESENTATIVE ALARIO

AN ACT

To amend and reenact R.S. 36:451(C) and 458(B) through (E) and to enact R.S. 36:458(F), relative to the Department of Revenue and Taxation; to provide for the areas of responsibility for the offices within the department; to add the office of legal affairs and to provide for the supervision and management of the office; to provide for the functions and responsibilities of the office; to provide for an effective date; and to provide for related matters.

On motion of Senator Bagneris, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

**HOUSE BILL NO. 1609—**

BY REPRESENTATIVE MURRAY

AN ACT

To enact R.S. 23:1103(D), relative to workers' compensation; to provide that an insurer shall grant a credit to an employer for recovery on a lien in a third party matter; and to provide for related matters.

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

**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.

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

**HOUSE BILL NO. 1696—**

BY REPRESENTATIVES FORSTER, DOWNER, AND DEWITT

AN ACT

To amend and reenact R.S. 23:1271(A)(3), relative to workers' compensation; to authorize parties to waive expiration of six months before settling certain claims; and to provide for related matters.

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

**HOUSE BILL NO. 1744—**

BY REPRESENTATIVE GUILLORY

AN ACT

To enact R.S. 32:1504(C), relative to transportation of hazardous materials; to provide for inspection of rail cars transporting hazardous materials; and to provide for related matters.

On motion of Senator Bagneris, the bill was read by title and referred to the Committee on Environmental Quality.

**HOUSE BILL NO. 1821 (Duplicate of Senate Bill No. 1199)—**

BY REPRESENTATIVE MCCAIN AND SENATOR GUIDRY AND COAUTHORED BY SENATOR DARDENNE

AN ACT

To amend and reenact Civil Code Art. 2375(A) and (C) and R.S. 9:2801(1)(a) and (2) and to enact R.S. 13:1415, relative to community property; to provide retroactive effect of termination of the community property regime to the date of filing of the original petition in certain cases; to clarify the time within which a party must file or traverse a sworn detailed descriptive list; to provide family courts with exclusive jurisdiction over actions for partition of property acquired pursuant to a matrimonial regime, actions seeking a termination or modification of a matrimonial regime, and actions for the settlement and enforcement of claims and for

enforcement of judicial or contractual settlements related to matrimonial regimes; and to provide for related matters.

On motion of Senator Bagneris, the bill which is a duplicate of Senate Bill No. 1199 was read by title and lies over under the rules.

**HOUSE BILL NO. 1827—**

BY REPRESENTATIVE SALTER

AN ACT

To amend and reenact R.S. 17:7(6)(b)(i), relative to the certification of elementary and secondary school teachers; to provide for the duties, functions, and responsibilities of the State Board of Elementary and Secondary Education; to provide qualifications and requirements for the certification of teachers, including for any person certified to teach in another state who applies for certification to teach in the public schools of Louisiana; to provide for issuance of a one-year nonrenewable provisional certificate; and to provide for related matters.

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

**HOUSE BILL NO. 1905—**

BY REPRESENTATIVE WESTON

AN ACT

To amend and reenact R.S. 17:202(D) and 204, relative to the In-School Intervention Pilot Program; to extend the termination date of the program; to provide for participation of additional schools; and to provide for related matters.

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

**HOUSE BILL NO. 1943—**

BY REPRESENTATIVE HOLDEN

AN ACT

To amend and reenact R.S. 9:2799(A), relative to offenses and quasi offenses; to limit the liability of food banks and donors of wild game for distribution to on-premises feeding programs; to provide definitions; and to provide for related matters.

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

**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.

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

**HOUSE BILL NO. 2047—**

BY REPRESENTATIVE DEWITT

AN ACT

To amend and reenact R.S. 32:862(G)(3), relative to proof of insurance; prohibits persons from presenting altered or counterfeited proof of insurance; and to provide for related matters.

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

**HOUSE BILL NO. 2065 (Duplicate of Senate Bill No. 826)—**

BY REPRESENTATIVE DOWNER AND SENATOR DARDENNE AND COAUTHORED BY REPRESENTATIVES ALARIO, BRUN, CRANE, DEWITT, DUPRE, ILES, LEBLANC, LONG, MCCAIN, MCDONALD, MCMAINS, MICHOT, WALSWORTH, AND WIGGINS AND SENATORS EWING, HAINKEL, AND SCHEDLER

AN ACT

To amend and reenact Chapter 42 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3971 through 3973,

3981 through 3983, 3991 through 3993, 3995 through 3999, and 4001, and R.S. 39:75(C)(1)(b), relative to charter schools; to provide relative to the purpose and definitions applicable to charter schools and their establishment; to provide relative to eligibility to propose a charter; to provide relative to the approvals necessary to enter into a charter and other elements of the school chartering process; to provide relative to the contents, renewal, and revocation of a charter; to provide relative to the requirements, authorities, and limitations of a charter school; to provide relative to the funding of a charter school; to provide relative to the applicability of laws and rules to such schools; to provide relative to charter school employees; to provide relative to the Louisiana Charter School Loan Fund; to authorize every city and parish school board to grant charters; to eliminate the pilot nature of the authority to operate charter schools; to revise the limitations on the number of charters which may be granted; and to provide for related matters.

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

**HOUSE BILL NO. 2103—**  
BY REPRESENTATIVE DEWITT

AN ACT

To amend and reenact R.S. 35:393(B), relative to ex officio notaries for the Department of Public Safety and Corrections; to authorize gaming auditors to administer oaths and receive sworn statements; and to provide for related matters.

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

**HOUSE BILL NO. 2106 —**  
BY REPRESENTATIVE DEWITT

AN ACT

To amend and reenact R.S. 30:2361, 2363, 2364(introductory paragraph), (4), and (8), 2366(B), 2367(B)(2), 2368(B)(1) and (D), 2369(A) and (B)(1), 2370(E)(6) and (F), 2371, 2372(A), 2373(A), (B)(1) and (2), and (C)(1), (2), and (4), 2374(A) and (B), 2376(B), 2377(introductory paragraph), 2378, and 2379(B), to enact R.S. 30:2364(9) and (10), 2365(A)(6), 2366(C) and (D), 2369(E)(3), 2373(C)(3), (D), and (E), 2374(B)(4), and 2380, and to repeal R.S. 30:2370(E)(1), relative to the Hazardous Materials Information Development, Preparedness, and Response Act; to provide for definitions; to provide for procedures; to provide for reporting and notifications; to provide for fees; to provide for trade secrets; to provide for penalties; to provide for the Right-To-Know Fund; to provide for limitations and uses of the funds; to provide for the Louisiana Chemical Network; to provide for rules; and to provide for related matters.

On motion of Senator Bagneris, the bill was read by title and referred to the Committee on Environmental Quality.

**HOUSE BILL NO. 2169—**  
BY REPRESENTATIVE SCALISE

AN ACT

To amend and reenact the introductory paragraphs of R.S. 26:71.1 and 271.2 and to enact R.S. 26:71.1(4) and 271.2(4), relative to the Alcoholic Beverage Control Law; to provide for a Class A-Restaurant-Conditional permit; and to provide for related matters.

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

**HOUSE BILL NO. 2203—**  
BY REPRESENTATIVE FLAVIN

AN ACT

To amend and reenact R.S. 37:1431(4), (5), (7)(introductory paragraph), and (20), 1436(A), (B) and (D), 1437(A)(introductory paragraph) and (1), (B)(1), (C)(1) and (2) and (6)(a), 1437.2(A) through (E), 1437.3(C) and (E), 1439(B) and (C), 1443(1)(a) and (b), 1449(C) and (D), 1456(A)(1), (2), and (4), 1457, 1462(A),

1463(A)(1) and (E), and 1466(H) and to enact R.S. 37:1431(7)(h) and (32), 1439(F), 1441(C), 1446(F) and (G), 1449(E), and 1456(A)(5) and (6), relative to licensure of real estate sales persons; to provide definitions; to provide relative to application for a license; to provide relative to the licensing of corporations and partnerships; to provide for fees; to provide for commissions; and to provide for related matters.

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

**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.

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

**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**

May 1, 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. 145—**

BY REPRESENTATIVES TRAVIS, FONTENOT, KENNARD, MCMAINS, PERKINS, AND POWELL

A CONCURRENT RESOLUTION

To commend and congratulate the Holden High School Lady Rockets basketball team for winning the 1997 Class B Louisiana State Championship, and to recognize the sportsmanship, outstanding performance, and dedication shown by the players, coaches, and staff during the 1997 season.

**HOUSE CONCURRENT RESOLUTION NO. 146—**

BY REPRESENTATIVE PINAC AND SENATORS CASANOVA AND THEUNISSEN

A CONCURRENT RESOLUTION

To commend and congratulate Bill Williams and Shel Kanter upon the fortieth anniversary of The Bill & Shel Show and for their cultural contributions to Acadiana and the state of Louisiana, and to wish them continued success in this and all other future endeavors.

**HOUSE CONCURRENT RESOLUTION NO. 151—**

BY REPRESENTATIVES FLAVIN, GUILLORY, HILL, ILES, JOHNS, MORRISH, AND STELLY AND SENATORS CAIN, CASANOVA, COX, HINES, AND THEUNISSEN

A CONCURRENT RESOLUTION

To commend and congratulate PPG Industries for fifty years of service to the Lake Charles area, to express gratitude for their innumerable social and economic contributions to the state of Louisiana, and to wish them continued success in all of their future commercial endeavors.

**HOUSE CONCURRENT RESOLUTION NO. 149—**

BY REPRESENTATIVE MORRELL  
A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana upon the death of Mr. Louis Emile Morrell, Jr.

**HOUSE CONCURRENT RESOLUTION NO. 152—**

BY REPRESENTATIVES WILKERSON, R. ALEXANDER, AND SALTER AND SENATOR CAMPBELL  
A CONCURRENT RESOLUTION

To recognize and commend the Arcadia High School Lady Hornets basketball team for their outstanding season and for winning the Class A Sweet Sixteen State Championship.

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. 145—**

BY REPRESENTATIVES TRAVIS, FONTENOT, KENNARD, MCMAINS, PERKINS, AND POWELL  
A CONCURRENT RESOLUTION

To commend and congratulate the Holden High School Lady Rockets basketball team for winning the 1997 Class B Louisiana State Championship, and to recognize the sportsmanship, outstanding performance, and dedication shown by the players, coaches, and staff during the 1997 season.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total—0

**ABSENT**

Bagneris	Jones
Campbell	Malone
Total—4	

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

**HOUSE CONCURRENT RESOLUTION NO. 146—**

BY REPRESENTATIVE PINAC AND SENATORS CASANOVA AND THEUNISSEN  
A CONCURRENT RESOLUTION

To commend and congratulate Bill Williams and Shel Kanter upon the fortieth anniversary of The Bill & Shel Show and for their cultural contributions to Acadiana and the state of Louisiana, and to wish them continued success in this and all other future endeavors.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total—0

**ABSENT**

Bagneris	Jones	Malone
Total—3		

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

**HOUSE CONCURRENT RESOLUTION NO. 149—**

BY REPRESENTATIVE MORRELL  
A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana upon the death of Mr. Louis Emile Morrell, Jr.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

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Total—0

ABSENT

Bagneris Jones
Heitmeier Malone
Total—4

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

HOUSE CONCURRENT RESOLUTION NO. 151—
BY REPRESENTATIVES FLAVIN, GUILLORY, HILL, ILES, JOHNS, MORRISH, AND STELLY AND SENATORS CAIN, CASANOVA, COX, HINES, AND THEUNESSIN

A CONCURRENT RESOLUTION

To commend and congratulate PPG Industries for fifty years of service to the Lake Charles area, to express gratitude for their innumerable social and economic contributions to the state of Louisiana, and to wish them continued success in all of their future commercial endeavors.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Bagneris Jones
Heitmeier Malone
Total—4

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

HOUSE CONCURRENT RESOLUTION NO. 152—
BY REPRESENTATIVES WILKERSON, R. ALEXANDER, AND SALTER AND SENATOR CAMPBELL

A CONCURRENT RESOLUTION

To recognize and commend the Arcadia High School Lady Hornets basketball team for their outstanding season and for winning the Class A Sweet Sixteen State Championship.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Heitmeier Jones Malone
Total—3

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

House Bills and Joint Resolutions on Second Reading to be Referred

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

HOUSE BILL NO. 200—
BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 37: 1455(A)(21) and 1467, relative to real estate agency disclosure; to provide that licensees shall provide parties to a real estate transaction with an agency disclosure form or pamphlet; to provide that the Louisiana Real Estate Commission may prescribe such forms or pamphlets; to provide for causes for censure, suspension, or revocation of license, registration, or certification; and to provide for related matters.

Under the provisions of Joint Rule No. 5, the duplicate bill was read by title and referred to the Legislative Bureau.

Senate Bills and Joint Resolutions on Second Reading

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

SENATE BILL NO. 1548 (Substitute for Senate Bill No. 1427 by Senator Guidry)—

BY SENATOR GUIDRY
AN ACT

To amend and reenact Parts I, II, and III of Chapter 3 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:381 through R.S. 40:580.9, relative to housing; to provide for the public policy of the state with regard to residential housing; to provide that all citizens of the state have access to safe and sanitary housing facilities for rent or purchase; and to provide for related matters.

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

SENATE BILL NO. 1549 (Substitute for Senate Bill No. 1448 by Senator Hollis)—

BY SENATORS HOLLIS AND SCHEDLER
AN ACT

To enact Subpart B of Part II of Chapter 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2115.11 through

2115.22, and to redesignate R.S. 40:2100 through 2115 as Subpart A of Part II of Chapter 11 of the Louisiana Revised Statutes of 1950, relative to hospitals; to authorize the attorney general to review and approve or disapprove the acquisition of certain hospitals; to provide for criteria for such review and procedures; and to provide for related matters.

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

**SENATE BILL NO. 1550 (Substitute for Senate Bill No. 1046 by Senator Ellington)—**

BY SENATOR ELLINGTON

**AN ACT**

To amend and reenact R.S. 56:320(A)(1) and to enact R.S. 56:8(131), 302.3(B)(6), 305(B)(15), 320(A)(5) and 322(E)(5) relative to fishing gear, to provide definitions; to authorize the use of certain types of gear; to provide for fees; to provide for limitations; and to provide for related matters.

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

**Special Order of the Day**

The following Senate 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:

**SENATE BILL NO. 922—**

BY SENATORS DARDENNE, HAINKEL, BARHAM AND ELLINGTON AND REPRESENTATIVES MCMAINS, FORSTER, DEWITT, WIGGINS AND DOWNER

**AN ACT**

To amend and reenact R.S. 23:1061(A), relative to workers' compensation; to provide with respect to liability of principal to employees of independent contractor; to provide for guidelines to determine principal contractors' liability; to provide that a statutory employer relationship shall exist in certain instances; to provide a rebuttable presumption of a statutory employer relationship in certain instances; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Cox sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Cox to Engrossed Senate Bill No. 922 by Senator Dardenne, et al.

AMENDMENT NO. 1

On page 3, between lines 14 and 15, insert the following:

"Section 3. The provisions of this Act shall be applied prospectively only and shall not apply to any cause of action arising prior to the effective date of this Act."

AMENDMENT NO. 2

On page 3, line 15, change "Section 3" to "Section 4"

On motion of Senator Cox, the amendments were adopted.

**Floor Amendments Sent Up**

Senator Jordan sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Jordan to Engrossed Senate Bill No. 922 by Senator Dardenne

AMENDMENT NO. 1

On Amendment 8 proposed by Senator Dardenne on April 30, 1997 and adopted by the Senate on April 30, 1997, on line 21, delete "is an" and on line 22, delete "integral part of or" and insert "is"

AMENDMENT NO. 2

Delete Amendment 10, 11 and 12, proposed by Senator Dardenne on April 30, 1997 and adopted by the Senate on April 30, 1997, and insert the following:

On page 3, delete lines 2 through 8, and insert:

"(3) Except in those instances covered by Paragraph (A)(2) of this Subsection, a statutory employer relationship shall not exist between the principal and the contractor's employees, whether the direct employees or statutory employees, unless there is a written contract between the principal and a contractor which is the employee's immediate employer, which recognizes the principal as a statutory employer."

AMENDMENT NO. 3

On page 1, line 6, after "instances;" delete the remainder of the line and delete line 7, and insert "and to provide"

Senator Jordan moved adoption of the amendments.

Senator Dardenne objected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Bagneris	Cravins	Lambert
Bajoie	Fields	Landry
Campbell	Guidry	
Cox	Jordan	
Total—10		

**NAYS**

Mr. President	Ellington	Robichaux
Barham	Greene	Romero
Bean	Hainkel	Schedler
Branch	Heitmeier	Short
Cain	Hines	Siracusa
Casanova	Hollis	Smith
Dardenne	Irons	Tarver
Dean	Lentini	Theunissen
Dyess	Malone	Ullo
Total—27		

**ABSENT**

Johnson	Jones
Total—2	

The Chair declared the amendments were rejected.

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	Greene	Romero
Barham	Hainkel	Schedler
Bean	Heitmeier	Short
Branch	Hines	Siracusa

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Cain	Hollis	Smith
Casanova	Irons	Tarver
Dardenne	Jordan	Theunissen
Dean	Lentini	Ullo
Dyess	Malone	
Ellington	Robichaux	
Total—28		

NAYS

Bagneris	Cox	Guidry
Bajoie	Cravins	Lambert
Campbell	Fields	Landry
Total—9		

ABSENT

Johnson	Jones
Total—2	

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.

**Senate Bills and Joint Resolutions Returned from the House of Representatives with Amendments**

The following Senate Bills and Joint Resolutions returned from the House of Representatives with amendments were taken up and acted upon as follows:

**SENATE BILL NO. 509—**  
BY SENATOR ROMERO

AN ACT

To amend and reenact R.S. 56:722 and 727, and to repeal Sections 2, 3, 4, 5, 6, 8, 9, 10 and 11 of Act 261 of the 1940 Regular Session of the Legislature, Act 226 of the 1946 Regular Session of the Legislature, Act 462 of the 1960 Regular Session of the Legislature, Section 11 of Act 455 of the 1966 Regular Session of the Legislature, and Act 129 of the 1995 Regular Session of the Legislature, relative to parish game and fish commissions; to provide for composition of parish commissions; to provide for rules and regulations proposed by parish commissions; to provide for promulgation of rules and regulations; to provide for penalties; to abolish the Spanish Lake Game and Fish Commission as a state agency; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 509 by Senator Romero

**AMENDMENT NO. 1**

On page 2, line 20, following "shall" change "only become effective" to "become effective only"

Senator Bagneris moved to concur in the amendments proposed by the House.

**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	Hines	Smith
Casanova	Hollis	Tarver
Cox	Irons	Theunissen
Cravins	Jordan	Ullo
Dardenne	Lambert	
Dean	Landry	
Total—37		

NAYS

Total—0

ABSENT

Johnson	Jones
Total—2	

The Chair declared the amendments proposed by the House were concurred in. Senator Bagneris moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

**SENATE BILL NO. 674—**  
BY SENATOR BAGNERIS

AN ACT

To amend and reenact R.S. 36:204(A)(7), relative to the powers and duties of the secretary of culture, recreation and tourism; to permit the secretary to authorize the printing of materials which assist in the promotion of the cultural, natural, historic, and recreational resources and programs of the state; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 674 by Senator Bagneris

**AMENDMENT NO. 1**

On page 1, line 12 after "law," and before "shall:" delete "he" and insert "the secretary"

**AMENDMENT NO. 2**

On page 1, line 16, after "thereof." delete the remainder of the line and on page 2, delete lines 1 through 3 and insert the following:

"The secretary shall not authorize reports and recommendations which include the issue, publication, or distribution of general information documents or pamphlets, which are published on a regular basis and are generally known as newsletters; except that the secretary may"

Senator Bagneris moved to reject the amendments proposed by the House.

**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	Hines	Smith
Casanova	Hollis	Tarver
Cox	Irons	Theunissen
Cravins	Jordan	Ullo
Dardenne	Lambert	
Dean	Landry	
Total—37		

NAYS

Total—0

ABSENT

Johnson	Jones
Total—2	

The Chair declared the amendments proposed by the House were rejected. Senator Bagneris moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

**SENATE BILL NO. 736—**  
BY SENATORS ROBICHAUX AND DARDENNE  
AN ACT

To enact R.S. 42:1125, relative to the Code of Governmental Ethics; to provide for disclosure of private contributions to governor-elect's transition and inauguration; to provide for definitions; to provide for penalties; to provide for immunity; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

**HOUSE COMMITTEE AMENDMENTS**

Conforming Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 736 by Senators Robichaux and Dardenne

AMENDMENT NO. 1  
On page 1, after "SENATE BILL NO. 736" insert "(DUPLICATE OF HOUSE BILLS NOS. 486, 625, 672, AND 1292)"

AMENDMENT NO. 2  
On page 1, change "BY SENATORS ROBICHAUX AND DARDENNE" to "BY SENATOR ROBICHAUX AND REPRESENTATIVE WELCH AND COAUTHORED BY SENATOR DARDENNE AND REPRESENTATIVES HOLDEN, LANCASTER, AND MARIONNEAUX"

AMENDMENT NO. 3  
On page 1, at the beginning of line 2, after "To" delete "enact R.S. 42:1125," and insert the following:

"amend and reenact R.S. 42:1124(C)(2)(a) and 1157(A)(4) and to enact Part II-A of Chapter 15 of Title 42 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 42:1125 through 1128,"

AMENDMENT NO. 4  
On page 1, delete lines 3 through 5 and insert the following:

"require the disclosure of certain contributions and expenditures for the transition and inauguration of a person elected to statewide office; to prohibit the receipt of anonymous contributions; to limit the receipt of cash contributions; to limit the amount of contributions; to prohibit contributions from certain persons; to provide for the disbursement of surplus funds; to provide a deadline for such disclosure; to provide fees for late filing; to provide for enforcement and penalties; and to provide for related matters."

AMENDMENT NO. 5  
On page 1, line 7, delete "R.S. 42:1125" and insert "R.S. 42:1124(C)(2)(a) and 1157(A)(4) are hereby amended and reenacted and Part II-A of Chapter 15 of Title 42 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 42:1125 through 1128,"

AMENDMENT NO. 6  
On page 1, delete lines 8 through 16 and delete pages 2 and 3 and insert the following:

"§1124. Financial disclosure for the governor

\* \* \*

C.

\* \* \*

(2) The amount of such penalty shall be:

(a) Five hundred dollars per day for statements or reports required by R.S. 42:1124 or Part II-A of this Chapter.

\* \* \*

PART II-A. TRANSITION AND INAUGURATION

§1125. Purpose  
The legislature recognizes that the effectiveness of representative government is dependent upon the confidence the electorate has in their elected public officials, particularly their statewide elected officials. The legislature therefore enacts this Part to provide public disclosure of funds used to finance the transition and inauguration of persons elected to statewide office, to limit contributions for purposes related to the transition and inauguration of a statewide elected official, and to prohibit contributions from certain persons substantially interested in the gaming industry for purposes related to the transition and inauguration of a statewide elected official.

§1126. Definitions  
The terms used in this Part shall have the same meanings given to each as provided in R.S. 18:1483 unless the context clearly indicates otherwise and except as provided below:

(1) The term "candidate" in any provision of law referenced in this Part shall mean a person elected to statewide elective office, for the purposes of this Part only.

(2) The term "campaign treasurer" in any provision of law referenced in this Part shall mean the chairman of the transition committee, if any, for the purposes of this Part only.

(3) The terms "contribution", "transfer of funds", "expenditure", and "loan" shall have the same meaning in R.S. 18:1483 except that the purpose of a "contribution", "expenditure", or "loan" shall be to facilitate in any way or manner the transition or inauguration of a person to a statewide elective office.

(4) The term "reporting period" means the period from the date on which the first contribution, including a transfer of funds, or loan is received or the first expenditure is made by the statewide elected official or transition committee or any person acting on behalf of the statewide elected official or transition committee, whichever is earlier, through March fifteenth of the year of the inauguration of the statewide elected official.

(5) The term "transition committee" shall mean two or more persons or any corporation organized for the primary purpose of facilitating in any way or manner the transition or inauguration of a person to statewide elective office.

§1127. Reports; contents; records  
A. A report shall be filed with the board which discloses contributions, loans, transfers of funds, expenditures, and other information relative to the financing and conduct of the transition

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and inauguration of the statewide elected official no later than the first day of April following the end of the reporting period. The statewide elected official and the transition committee chairman, if any, shall be responsible for filing the report required by this Section. The statewide elected official and the transition committee chairman, if any, shall certify that the information contained in the report is true and correct to the best of their knowledge, information, and belief, and that no expenditures have been made and no contributions have been received that are not reported therein and that no information required by this Section has been deliberately omitted.

B.(1) The report required by this Section shall contain all of the information required by R.S. 18:1495.5, except such information shall relate to the financing and conduct of the transition and inauguration of the statewide elected official.

(2) The report shall also contain expenditures made by any person on behalf of the statewide elected official or transition committee for transition or inauguration purposes. Such expenditures shall be considered to be expenditures of the statewide elected official or the transition committee and must be reported as required by this Section. Any such person who makes any expenditure on behalf of the statewide elected official or committee for transition or inauguration purposes shall timely furnish to the statewide elected official or transition committee chairman such information relative thereto as may be required for compliance with this Section.

(3) The report shall also contain the amount of any funds for the transition or inauguration remaining on hand at the end of the reporting period and the date such funds were donated to the Advisory Board of the Old State Capitol as required by R.S. 42:1128.

C. The requirements contained in R.S. 18:1495.2 shall apply to funds relating to the transition and inauguration of a statewide elected official and records of transition and inauguration funds shall be maintained in the manner required by R.S. 18:1495.3.

§1128. Prohibitions; limitations; penalties; enforcement; exception  
A. The provisions of R.S. 18:1505.2 shall apply to this Part, except as otherwise provided in this Section.

B. The contribution limits established in R.S. 18:1505.2(H) for candidates for major office shall apply to contributions made for the purpose of facilitating the transition or inauguration of the statewide elected official during the reporting period. For the purposes of determining the contributions allowed under the provisions of this Part, the reporting period shall constitute a separate election.

C. No expenditures shall be made by the statewide elected official or the transition committee or any person on behalf of the statewide elected official or transition committee from funds of the transition or inauguration after the last day of the reporting period.

D. No contributions shall be made or accepted for purposes related to the transition or inauguration after the last day of the reporting period. Any contribution received for purposes related to the transition or inauguration after the last day of the reporting period shall be immediately returned to the contributor. The receipt and the return of any such contribution shall be reported by the statewide elected official to the supervisory committee within five days after the receipt of the contribution.

E. Notwithstanding the provisions of R.S. 18:1505.2(I), any funds received for the transition or inauguration which are not expended at the end of the reporting period for the transition or inauguration shall be donated to the Advisory Board of the Old State Capitol within ten days after the last day of the reporting period.

F. Failure to submit the reports required by this Part shall constitute a violation of this Chapter. Failure to submit the reports required by this Part at the time required shall constitute a violation of this Part. Failure to disclose or failure to disclose accurately any information required to be reported by this Part shall constitute a violation of this Chapter.

G. The enforcement provisions and the penalties contained

in this Chapter which apply to violations of this Chapter shall apply to violations of this Part.

H. The provisions of this Part shall not apply to any funds specifically appropriated by the legislature for the transition or inauguration of a statewide elected official."

\* \* \*

§1157. Late filing fees

A.

\* \* \*

(4) The late filing fees for any violation of R.S. 42:1114, ~~and 1124, or Part II-A of this Chapter~~ shall be as provided in R.S. 42:1124(C).

\* \* \*

Section 2. The provisions of this Act shall be effective for the transition and inauguration of any person elected to statewide elective office after the effective date of this Act."

Senator Robichaux moved to reject the amendments proposed by the House.

**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	Hines	Smith
Casanova	Hollis	Tarver
Cox	Irons	Theunissen
Cravins	Jordan	Ullo
Dardenne	Lambert	
Dean	Landry	
Total—37		

NAYS

Total—0

ABSENT

Johnson	Jones
Total—2	

The Chair declared the amendments proposed by the House were rejected. Senator Robichaux moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

**SENATE BILL NO. 989—**  
 BY SENATOR ELLINGTON

AN ACT

To enact R.S. 23:12, relative to the Department of Labor; to provide with respect to the administration of records by the department; to provide for electronically digitizing of records; to deem the use of copies of such electronically digitized produced records as an original record; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 989 by Senator Ellington

AMENDMENT NO. 1

On page 1, line 5, change "electronically" to "electronic"

AMENDMENT NO. 2

On page 1, line 4 after "records;" and before "to deem" insert "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;"

AMENDMENT NO. 3

On page 2, line 3 after "Title." insert

"However, when electronic digitizing is utilized the original source document or microfilm of such source document shall be maintained until such time as electronic digitizing is recognized as an acceptable means of records preservation."

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 989 by Senator Ellington

AMENDMENT NO. 1

On page 1, line 9, following "\$12." and before "digitized", change "Electronically" to "Electronic"

Senator Ellington moved to concur in the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total—0

**ABSENT**

Johnson	Jones
Total—2	

The Chair declared the amendments proposed by the House were concurred in. Senator Ellington moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

**Senate and Concurrent Resolutions  
on Second Reading  
Reported by Committees**

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

**SENATE RESOLUTION NO. 17—**

BY SENATOR CRAVINS

**A RESOLUTION**

To urge and request the office of motor vehicles within the Department of Transportation and Development to place portable weigh scales on the portion of Louisiana Highway 94 between the cities of Breaux Bridge and Lafayette.

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

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

**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	Jordan	Theunissen
Dardenne	Lambert	Ullo
Total—36		

**NAYS**

Dean
Total—1

**ABSENT**

Johnson	Jones
Total—2	

The Chair declared the Senate had adopted the Senate Resolution.

**SENATE CONCURRENT RESOLUTION NO. 76—**

BY SENATOR CASANOVA

**A CONCURRENT RESOLUTION**

To create and provide for the Atchafalaya and Tech-Vermilion Flood Control Advisory Commission to study and make recommendations relative to solutions to the flood problems in the parishes of Rapides, Avoyelles, St. Landry, Evangeline, Lafayette, St. Martin, Vermilion, Iberia, and St. Mary.

Reported favorably by the Committee on Natural Resources.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total—37

NAYS

Total—0

ABSENT

Johnson Jones

Total—2

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

**SENATE CONCURRENT RESOLUTION NO. 77—**  
 BY SENATOR ROMERO  
 A CONCURRENT RESOLUTION  
 To memorialize the Congress of the United States to revise the federal highway funding formulas to ensure that Louisiana gets its fair share of federal highway funds.

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

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

**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	Hainkel	Schedler
Campbell	Heitmeier	Short
Casanova	Hines	Siracusa
Cox	Hollis	Smith
Cravins	Irons	Tarver
Dardenne	Jordan	Theunissen
Dean	Lambert	Ullo

Total—36

NAYS

Bajoie

Total—1

ABSENT

Johnson Jones

Total—2

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

**SENATE CONCURRENT RESOLUTION NO. 87—**  
 BY SENATOR ROMERO  
 A CONCURRENT RESOLUTION  
 To urge and request the office of motor vehicles within the Department of Transportation and Development to place portable weigh scales on the portion of Louisiana Highway 94 between the cities of Breaux Bridge and Lafayette.

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 Original Senate Concurrent Resolution No. 87 by Senator Romero

AMENDMENT NO. 1  
 On page 1, line 16, after "that" delete "the Senate of"

On motion of Senator Landry, the committee amendment was adopted.

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

**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	Jordan	Theunissen
Dardenne	Lambert	Ullo

Total—36

NAYS

Dean

Total—1

ABSENT

Johnson Jones

Total—2

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

**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. 53—**  
 BY SENATORS SMITH AND CAIN  
 AN ACT  
 To enact R.S. 32:387.8, relative to motor vehicles; to provide for issuance of special permits for vehicles transporting logging equipment from weight restrictions under certain conditions; to

provide for weight limits under the special permit; and to provide for related matters.

On motion of Senator Smith, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

**SENATE BILL NO. 485—**  
BY SENATOR JORDAN

AN ACT

To amend and reenact R.S. 24:51(5), relative to the term "lobbyist"; to provide for the definition of "lobbyist"; 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 on behalf of the Legislative Bureau to Engrossed Senate Bill No. 485 by Senator Jordan

AMENDMENT NO. 1

On page 1, line 10, following "(5)" and before "Lobbyist" insert "(a)" and on page 1, line 11, before "Any" change "(a)" to "(i)" and on page 1, line 14, before "Any" change "(b)" to "(ii)" and on page 2, line 4, change "(c)" to "(iii)" and on page 2, line 8, before "A" insert "(b)"

On motion of Senator Bagneris, the amendments were adopted.

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

**SENATE BILL NO. 519—**  
BY SENATOR SMITH

AN ACT

To enact R.S. 24: 513(D)(6), relative to the office of the inspector general; to terminate the office of the inspector general in the division of administration, office of the governor; to transfer the authority, duties, powers, and employees of the office of the inspector general to the legislative auditor; to provide for duties of the legislative auditor; to specify transitional provisions; to provide for an effective date; 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.

**SENATE BILL NO. 969—**  
BY SENATORS HAINKEL, DARDENNE, EWING AND BAGNERIS

AN ACT

To enact R.S. 46:233.1, relative to certain public assistance benefits; to provide for a one year period of ineligibility for the receipt of certain public assistance or food stamp benefits for individuals convicted of certain drug related crimes; 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.

**SENATE BILL NO. 1121—**  
BY SENATOR DYESS

AN ACT

To amend and reenact R.S. 45:162(5)(f) and 172(A)(4)(c) and to enact R.S. 45:162(5)(h), relative to motor carriers; to provide for removal of exemptions for certain carriers of household goods; to provide for the granting of certain Public Service Commission Certificates; to provide for effective dates; 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 on behalf of the Legislative Bureau to Engrossed Senate Bill No. 1121 by Senator Dyess

AMENDMENT NO. 1

On page 3, line 3, following "therefrom" change ";" to ":"

AMENDMENT NO. 2

On page 3, line 5, following "exception" insert "of"

On motion of Senator Bagneris, the amendments were adopted.

**Motion**

On motion of Senator Dyess, Senate Bill No. 1121 was made Special Order of the Day 1 on Tuesday, May 6, 1997 immediately following the Morning Hour.

**Appointment of Conference Committee  
on Senate Bill No. 674**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 674: Senators Bagneris, Dardenne, and Ellington.

**Appointment of Conference Committee  
on Senate Bill No. 736**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 736: Senators Robichaux, Dardenne, and Landry.

**Rules Suspended**

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

**Introduction of Senate Resolutions**

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

**SENATE RESOLUTION NO. 29—**  
BY SENATOR GUIDRY

A RESOLUTION

To commend Kappa Alpha Psi Fraternity, Inc. for their achievements and in recognition of their Legislative Day at the Louisiana Legislature.

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

**Reports of Committees**

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON  
REVENUE AND FISCAL AFFAIRS**

Senator Barham, Chairman on behalf of the Committee on

Revenue and Fiscal Affairs, submitted the following report:

May 5, 1997

To the President and Members of the Senate:

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

**SENATE BILL NO. 616—**  
BY SENATORS HAINKEL, DARDENNE, EWING AND LAMBERT  
AN ACT

To amend and reenact R.S. 30:2351.59, and to repeal R.S. 30:2351.60, relative to lead abatement programs; to provide for licensure, certification, accreditation, and notification fees to be paid into the Lead Hazard Reduction Fund; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 872—**  
BY SENATOR HINES  
AN ACT

To amend and reenact R.S. 30:2011(A)(3) and D(23), 2073(8), 2074(A)(4), 2078(A), (B)(1), the introductory paragraph of (B)(2), (B)(2)(a) and (i), (B)(3), and (C), 2079(A), 2080, 2081, 2083, 2087 and 2088, and to enact R.S. 30:2073 (9) and (10) and 2074(B)(8) and Chapter 32 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2821 through 2826, relative to state funds, to provide for legislative findings relative to the necessity of having a drinking water revolving loan fund; to provide for definitions; to create the Drinking Water Revolving Loan Fund; to authorize the Department of Environmental Quality to administer the fund; to authorize the Department of Environmental Quality to issue tax-exempt debt relative to the fund; to provide for deposit of monies into the fund; to provide for uses of monies in the fund; to provide for certain loan and loan repayment conditions; to provide for rule making authority for the Department of Environmental Quality and the Department of Health and Hospitals, office of public health; to create the Drinking Water Revolving Loan Fund Program within the Department of Health and Hospitals, office of public health; to provide for the administration of the program by the office of public health; to authorize the Department of Health and Hospitals, office of public health to enter into agreements with the federal government relative to receipt of grant funds for the purpose of providing financial assistance for the improvement of certain public water systems; to authorize the imposition of an administrative fee; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 927—**  
BY SENATOR BRANCH  
AN ACT

To enact R.S. 47:463.46, relative to license plates; to create a prestige plate to promote Louisiana public education; to provide for a fee; to create a special fund and to provide for the use of revenue from the plate; to purchase text books; to provide relative to the design of the plate; to authorize promulgation of rules; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 942—**  
BY SENATORS HAINKEL, DARDENNE AND EWING  
AN ACT

To amend and reenact R.S. 39:101(A)(1) and (3),(B) and (C), 112(A)(3)(a), and 122, to enact R.S. 39:101(D)(3), and to repeal R.S. 39:112(B), relative to capital outlay; to provide with respect to the capital outlay budget development; to provide relative to the submission of capital outlay requests; to provide for certain certifications to the division of administration by nonstate entities

concerning capital outlay projects; to provide for certain exemptions; to provide relative to the commencement of work; to delete the requirement for the resolution implementing the remaining four-year plan; to provide for an effective date; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 1285—**  
BY SENATOR DARDENNE  
AN ACT

To amend and reenact R.S. 47:463.3(A), 463.6(B)(3), 463.8(B), 463.9(B), 463.10, 463.12(B), 463.14(B), 463.15(C), 463.16(D), 463.22(B), 463.23(B), 463.24(B), 463.28(C), 463.30(B), 463.32(E), 463.33(B), 463.36(B), 463.37(B), and 463.42(B), and to enact R.S. 40:1236.5 and R.S. 47:463.46 and 463.47, relative to motor vehicles; to provide relative to certain prestige license plates; to repeal annual fee for such plates; to require one time fee for such plates; to authorize certain new prestige plates; to provide for fees; to provide for the distribution of funds for certain plates; to require the promulgation of rules relative to certain plates; to provide for the design of certain plates; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 1289—**  
BY SENATORS HAINKEL, DARDENNE AND EWING  
AN ACT

To enact R.S. 40:600.25, relative to the Louisiana Housing Finance Agency; to provide for certain fees; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 1441—**  
BY SENATOR BARHAM  
AN ACT

To amend and reenact R.S. 56:10(B)(7) and to enact R.S. 47:463.46, relative to motor vehicles; to establish the Louisiana Wild Turkey Federation license plate; to provide for a fee; to provide for the use of the revenues from the license plate; to provide relative to the Louisiana Wild Turkey Stamp Fund; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 1547 (Substitute for Senate Bill 729 by Senator Ullo)—**  
BY SENATOR ULLO  
AN ACT

To amend and reenact R.S. 26:793(C)(1) and to enact Chapter 7 of Title 26 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 26:901 through 922, relative to tobacco products; to provide for the office of alcohol and tobacco control to issue licenses to dealers who sell or offer for sale tobacco products at wholesale, retail and through vending machines; to provide for definitions, fees, fines, rules and regulations; to change the name of the office of alcoholic beverage control to the office of alcohol and tobacco control; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1437—**  
BY REPRESENTATIVES ALARIO AND DEWITT  
AN ACT

To enact R.S. 47:296.1, relative to the individual income tax; to authorize the secretary of the Department of Revenue and Taxation to simplify the income tax filing requirements for certain resident individual taxpayers by providing a no-return option; to require employers to withhold income taxes at special rates from employees that properly elect a no-return option; to authorize the

promulgation of rules and regulations, subject to legislative oversight; to provide for an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
ROBERT J. BARHAM  
Chairman

#### REPORT OF COMMITTEE ON

#### JUDICIARY C

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

May 5, 1997

To the President and Members of the Senate:

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

#### SENATE BILL NO. 54— BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 14:93.1, relative to offenses affecting public morality; to create the crime of abuse of toxic vapors; to provide definitions and penalties; and to provide for related matters.

Reported with amendments.

#### SENATE BILL NO. 151— BY SENATOR JORDAN

AN ACT

To amend and reenact Code of Criminal Procedure Art. 894.2(A)(2); relative to requirements of home incarceration; to provide that home incarceration may be recommended by the district attorney, or under certain circumstances, ordered by the court; and to provide for related matters.

Reported favorably.

#### SENATE BILL NO. 305— BY SENATOR BARHAM

AN ACT

To enact R.S. 14:63.11, relative to armed criminal trespass on agricultural land or timberland, to require any person entering the agricultural land or timberland of another while armed and not accompanied by the landowner, shall have in his immediate possession at all times the written permission of the landowner, to provide penalties, to provide definitions, to provide exception, to provide immunity from liability; and to provide for related matters.

Reported with amendments.

#### SENATE BILL NO. 447— BY SENATOR JORDAN

AN ACT

To amend and reenact Code of Criminal Procedure Art. 899(C), relative to suspended sentence and probation; to provide with respect to arrest or summons for violation of probation; to provide for bail; and to provide for related matters.

Reported with amendments.

#### SENATE BILL NO. 513— BY SENATOR COX

AN ACT

To repeal R.S. 15:571, relative to time limitations, to delete requirement for an expeditious disposition of criminal cases involving minors;

and to provide for related matters.

Reported favorably.

#### SENATE BILL NO. 940— BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 14:93.2, relative to offenses affecting general morality; to provide with respect to tattooing and body piercing of minors; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
J. LOMAX JORDAN, JR.  
Chairman

#### REPORT OF COMMITTEE ON

#### RETIREMENT

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

May 5, 1997

To the President and Members of the Senate:

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

#### SENATE BILL NO. 1020— BY SENATOR HEITMEIER

AN ACT

To enact R.S. 11:2016, relative to the Parochial Employees' Retirement System; to provide for the recovery of money owed the system, plus interest thereon; and to provide for related matters.

Reported with amendments.

#### SENATE BILL NO. 1070— BY SENATOR HEITMEIER

AN ACT

To enact R.S. 11:143.1 and 153(H) and to repeal R.S. 11:154(D), relative to state and statewide retirement systems; to provide relative to qualified plan status under the Internal Revenue Code; to provide for direct rollover of funds from a qualified retirement plan to certain eligible plans; to provide for contributions, benefits, and service credit based on certain qualified military service; to repeal provision requiring income tax withholdings pending certain rulings; and to provide for related matters.

Reported with amendments.

#### 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.

May 5, 1997

**HOUSE BILL NO. 1075—**

BY REPRESENTATIVE PIERRE

AN ACT

To amend and reenact R.S. 11:2225(A)(11)(a) and 3501(D)(1), relative to the Municipal Police Employees' Retirement System; to provide with respect to mergers of municipal systems into the Municipal Police Employees' Retirement System and the funding thereof; to reduce the percentage of payment to be made by the municipality in such mergers; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1432—**

BY REPRESENTATIVE STELLY

AN ACT

To amend and reenact R.S. 11:761 and 768, relative to the Teachers' Retirement System of Louisiana; to provide with respect to retirement eligibility requirements; to provide for certain actuarial reduction of benefits; to provide for an effective date; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 1714—**

BY REPRESENTATIVE STELLY

AN ACT

To amend and reenact R.S. 11:511(4) and (5), relative to the Louisiana State Employees' Retirement System; to provide with respect to the board of trustees and the composition thereof; to further provide with respect to limitation on service as a trustee; to provide an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
FRANCIS C. HEITMEIER  
Chairman

**REPORT OF COMMITTEE ON**

**FINANCE**

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

May 5, 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. 19—**

BY SENATORS CAIN, SHORT, TARVER, CASANOVA, DYESS, LAMBERT AND FIELDS AND REPRESENTATIVES MITCHELL, SALTER, STRAIN, GAUTREAU, ILES, DOERGE, HUDSON, HILL, MICHOT, FONTENOT, FRITH, ODINET AND WIGGINS

AN ACT

To amend and reenact the introductory paragraph of R.S. 17:3026(A)(1) and (A)(1)(f), 3026(A)(2), (3)(d), (B)(2)(c), and I and to repeal R.S. 17:3026(A)(1)(g), (C), and (G), relative to the provision of college tuition paid by the state out of monies appropriated from the Lottery Proceeds Fund for certain students; to eliminate any showing of financial need as a requirement; to provide for certain exceptions; to provide for an effective date; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 58—**

BY SENATOR GUIDRY

AN ACT

To enact R.S. 49:1015(F), relative to employee drug testing; to require drug testing prior to the hiring of certain public employees; to require random drug testing of certain public employees; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 333—**

BY SENATOR JOHNSON

A JOINT RESOLUTION

Proposing to amend Article X, Section 10(A)(1)(a) of the Constitution of Louisiana, relative to state and city civil service rules; investigations, wages and hours; to authorize supplemental pay to certain police officers from self-generated funds; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported favorably.

**SENATE BILL NO. 529—**

BY SENATOR GUIDRY

AN ACT

To amend and reenact R.S. 17:350.21(B), relative to funding of laboratory schools; to increase state funding for the university laboratory schools operated by Louisiana State University and Agricultural and Mechanical College and by Southern University and Agricultural and Mechanical College; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 790—**

BY SENATOR CAMPBELL

AN ACT

To enact Part XVI of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:369, and Chapter 9-C of Subtitle II of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:1357, relative to public property; to provide for the ownership of certain property purchased with certain funds; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 1253—**

BY SENATOR DARDENNE

AN ACT

To enact R.S. 36:4(R) and Part V-B of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:211 through 216, relative to technology innovations; to establish a technology innovation fund; to create a council; to provide for application and review process; to provide for funding; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
JOHN HAINKEL  
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. 19—

BY SENATORS CAIN, SHORT, TARVER, CASANOVA, DYESS, LAMBERT AND FIELDS AND REPRESENTATIVES MITCHELL, SALTER, STRAIN, GAUTREAUX, ILES, DOERGE, HUDSON, HILL, MICHOT, FONTENOT, FRITH, ODINET AND WIGGINS

AN ACT

To amend and reenact the introductory paragraph of R.S. 17:3026(A)(1) and (A)(1)(f), 3026(A)(2), (3)(d), (B)(2)(c), and I and to repeal R.S. 17:3026(A)(1)(g), (C), and (G), relative to the provision of college tuition paid by the state out of monies appropriated from the Lottery Proceeds Fund for certain students; to eliminate any showing of financial need as a requirement; to provide for certain exceptions; to provide for an effective date; 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 Senate Bill No. 19 by Senator Cain

AMENDMENT NO. 1

On page 1, line 3, after "(B)(2)(c)," insert "(C)(1),"

AMENDMENT NO. 2

On page 1, line 4, after "17:3026" and before "(G)" delete "(A)(1)(g), (C), and"

AMENDMENT NO. 3

On page 1, at the end of line 6, after "students;" delete the remainder of the line

AMENDMENT NO. 4

On page 1, at the beginning of line 7, delete "financial need as a requirement;" and insert "to revise the financial need requirement;"

AMENDMENT NO. 5

On page 1, line 11, after "(B)(2)(c)," insert "(C)(1),"

AMENDMENT NO. 6

On page 2, line 16, after "17:3026(A)(1)(a), (b)," delete "and (f), and (g)" and insert "(f), and (g)"

AMENDMENT NO. 7

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

"C. (1) An applicant shall be found to be in financial need if the annual adjusted gross income of the applicant's family is less than ~~thirty-five~~ **sixty** thousand dollars, plus five thousand dollars for each dependent child other than the applicant, and the applicant meets the requirements of the standardized needs methodology as determined by the commission and established pursuant to R.S. 17:3206(B)(2)(d). The adjusted gross income eligibility limitation shall be annually adjusted for inflation in accordance with the Implicit Deflator for Personal Consumption Expenditure Index, annualized, as reported by the United States Department of Commerce, Economic Statistics Administration, Bureau of Economic Analysis.

\* \* \*

AMENDMENT NO. 8

On page 3, line 14, after "R.S. 17:3026" delete the remainder of the line and insert "(G) is hereby repealed."

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

SENATE BILL NO. 54—

BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 14:93.1, relative to offenses affecting public morality; to create the crime of abuse of toxic vapors; to provide definitions and penalties; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Original Senate Bill No. 54 by Senator Cain

AMENDMENT NO. 1

On page 1, at the end of line 2, delete "public" and at the beginning of line 3, delete "morality" and insert "the health and morals of minors"

AMENDMENT NO. 2

On page 2, line 13, after "of" delete the comma ","

AMENDMENT NO. 3

On page 2, delete lines 19 through 27 and on page 3, delete lines 1 through 3 and insert the following:

\* \* \*

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

SENATE BILL NO. 58—

BY SENATOR GUIDRY

AN ACT

To enact R.S. 49:1015(F), relative to employee drug testing; to require drug testing prior to the hiring of certain public employees; to require random drug testing of certain public employees; 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.

SENATE BILL NO. 151—

BY SENATOR JORDAN

AN ACT

To amend and reenact Code of Criminal Procedure Art. 894.2(A)(2); relative to requirements of home incarceration; to provide that home incarceration may be recommended by the district attorney, or under certain circumstances, ordered by the court; and to provide for related matters.

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

SENATE BILL NO. 305—

BY SENATOR BARHAM

AN ACT

To enact R.S. 14:63.11, relative to armed criminal trespass on agricultural land or timberland, to require any person entering the agricultural land or timberland of another while armed and not accompanied by the landowner, shall have in his immediate possession at all times the written permission of the landowner, to provide penalties, to provide definitions, to provide exception, to provide immunity from liability; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Original Senate Bill No. 305 by Senator Barham

May 5, 1997

AMENDMENT NO. 1

On page 1, line 5, after "landowner" insert "or lessee"

AMENDMENT NO. 2

On page 1, line 6, after "landowner" insert "or lessee"

AMENDMENT NO. 3

On page 1, line 7, delete ", to provide immunity from liability"

AMENDMENT NO. 4

On page 1, line 14, after "person" insert ", except an immediate family member of the landowner or lessee,"

AMENDMENT NO. 5

On page 1, line 15, after "landowner" insert "or lessee or an immediate family member of the landowner or lessee"

AMENDMENT NO. 6

On page 1, line 16, after "landowner" insert "or lessee, or have in his possession a lawful document or item evidencing authority to perform a certain activity on the specific property"

AMENDMENT NO. 7

On page 2, line 8, after "landowners" insert ", or lessee or lessees,"

AMENDMENT NO. 8

On page 2, line 15, after "animals," insert "amphibians,"

AMENDMENT NO. 9

On page 2, line 24, after "revolver," add "crossbow,"

AMENDMENT NO. 10

On page 3, delete lines 2 and 3

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

**SENATE BILL NO. 333—**

BY SENATOR JOHNSON

A JOINT RESOLUTION

Proposing to amend Article X, Section 10(A)(1)(a) of the Constitution of Louisiana, relative to state and city civil service rules; investigations, wages and hours; to authorize supplemental pay to certain police officers from self-generated funds; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

**SENATE BILL NO. 447—**

BY SENATOR JORDAN

AN ACT

To amend and reenact Code of Criminal Procedure Art. 899(C), relative to suspended sentence and probation; to provide with respect to arrest or summons for violation of probation; to provide for bail; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary C to Original Senate Bill No. 447 by Senator Jordan

AMENDMENT NO. 1

On page 1, line 13, change "shall" to "may"

AMENDMENT NO. 2

On page 1, at the end of line 13 add" In determining whether to grant

bail and the amount of bail to be fixed the court shall consider the factors enumerated in C.Cr.P. Art. 334."

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

**SENATE BILL NO. 513—**

BY SENATOR COX

AN ACT

To repeal R.S. 15:571, relative to time limitations, to delete requirement for an expeditious disposition of criminal cases involving minors; and to provide for related matters.

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

**SENATE BILL NO. 529—**

BY SENATOR GUIDRY

AN ACT

To amend and reenact R.S. 17:350.21(B), relative to funding of laboratory schools; to increase state funding for the university laboratory schools operated by Louisiana State University and Agricultural and Mechanical College and by Southern University and Agricultural and Mechanical College; 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.

**SENATE BILL NO. 616—**

BY SENATORS HAINKEL, DARDENNE, EWING AND LAMBERT

AN ACT

To amend and reenact R.S. 30:2351.59, and to repeal R.S. 30:2351.60, relative to lead abatement programs; to provide for licensure, certification, accreditation, and notification fees to be paid into the Lead Hazard Reduction Fund; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed Senate Bill No. 616 by Senator Hainkel, et al.

AMENDMENT NO. 1

On page 1, at the beginning of line 11, insert "A."

AMENDMENT NO. 2

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

"e. A person applying for licensure under more than one category shall pay only the fee for the highest category.

f. No fees shall be assessed to public entities or employees of public entities for certification."

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

**SENATE BILL NO. 790—**

BY SENATOR CAMPBELL

AN ACT

To enact Part XVI of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:369, and Chapter 9-C of Subtitle II of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:1357, relative to public property; to provide for the ownership of certain property purchased with certain funds; 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.

**SENATE BILL NO. 872—**  
BY SENATOR HINES

AN ACT

To amend and reenact R.S. 30:2011(A)(3) and D(23), 2073(8), 2074(A)(4), 2078(A), (B)(1), the introductory paragraph of (B)(2), (B)(2)(a) and (i), (B)(3), and (C), 2079(A), 2080, 2081, 2083, 2087 and 2088, and to enact R.S. 30:2073 (9) and (10) and 2074(B)(8) and Chapter 32 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2821 through 2826, relative to state funds, to provide for legislative findings relative to the necessity of having a drinking water revolving loan fund; to provide for definitions; to create the Drinking Water Revolving Loan Fund; to authorize the Department of Environmental Quality to administer the fund; to authorize the Department of Environmental Quality to issue tax-exempt debt relative to the fund; to provide for deposit of monies into the fund; to provide for uses of monies in the fund; to provide for certain loan and loan repayment conditions; to provide for rule making authority for the Department of Environmental Quality and the Department of Health and Hospitals, office of public health; to create the Drinking Water Revolving Loan Fund Program within the Department of Health and Hospitals, office of public health; to provide for the administration of the program by the office of public health; to authorize the Department of Health and Hospitals, office of public health to enter into agreements with the federal government relative to receipt of grant funds for the purpose of providing financial assistance for the improvement of certain public water systems; to authorize the imposition of an administrative fee; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed Senate Bill No. 872 by Senator Hines

AMENDMENT NO. 1

On page 1, line 2, change "D" to "(D)"

AMENDMENT NO. 2

On page 1, line 5, delete "2073(9) and (10) and"

AMENDMENT NO. 3

On page 2, line 14, delete "2073(9) and (10) and" and change "are" to "is"

AMENDMENT NO. 4

On page 2, line 21, after "30:2078" insert "et seq." and delete "through 30:2079"

AMENDMENT NO. 5

On page 3, line 11, delete "as provided in R.S."

AMENDMENT NO. 6

On page 3, line 12, delete "30:2011(D) (23) and 2080 through 2087"

AMENDMENT NO. 7

On page 3, line 23, after "30:2078" insert "et seq.," and delete "through 2079"

AMENDMENT NO. 8

On page 4, delete lines 12 through 21

AMENDMENT NO. 9

On page 5, line 1, delete "through 2079"

AMENDMENT NO. 10

On page 6, line 3, change "water quality" to "clean water"

AMENDMENT NO. 11

On page 6, line 6, change "water quality" to "clean water"

AMENDMENT NO. 12

On page 6, line 9, change "water quality" to "clean water"

AMENDMENT NO. 13

On page 6, line 14, change "water quality" to "clean water"

AMENDMENT NO. 14

On page 11, line 20, delete "governmental agency,"

AMENDMENT NO. 15

On page 19, line 16, change "and 2079." to "et seq."

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

**SENATE BILL NO. 927—**  
BY SENATOR BRANCH

AN ACT

To enact R.S. 47:463.46, relative to license plates; to create a prestige plate to promote Louisiana public education; to provide for a fee; to create a special fund and to provide for the use of revenue from the plate; to purchase text books; to provide relative to the design of the plate; to authorize promulgation of rules; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed Senate Bill No. 927 by Senator Branch

AMENDMENT NO. 1

On page 1, line 3, delete "public"

AMENDMENT NO. 2

On page 1, line 14, delete "public"

AMENDMENT NO. 3

On page 2, line 1, change "Books for Schools" to "Helping Schools"

AMENDMENT NO. 4

On page 2, line 17, after "used in" change "the" to "approved"

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

**SENATE BILL NO. 940—**  
BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 14:93.2, relative to offenses affecting general morality; to provide with respect to tattooing and body piercing of minors; and to provide for related matters.

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

**SENATE BILL NO. 942—**  
BY SENATORS HAINKEL, DARDENNE AND EWING

AN ACT

To amend and reenact R.S. 39:101(A)(1) and (3),(B) and (C), 112(A)(3)(a), and 122, to enact R.S. 39:101(D)(3), and to repeal R.S. 39:112(B), relative to capital outlay; to provide with respect

to the capital outlay budget development; to provide relative to the submission of capital outlay requests; to provide for certain certifications to the division of administration by nonstate entities concerning capital outlay projects; to provide for certain exemptions; to provide relative to the commencement of work; to delete the requirement for the resolution implementing the remaining four-year plan; to provide for an effective date; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 942 by Senator Hainkel, et al.

AMENDMENT NO. 1

On page 1, change "BY SENATORS HAINKEL, DARDENNE AND EWING" to "BY SENATORS BARHAM, HAINKEL, DARDENNE AND EWING"

AMENDMENT NO. 2

On page 1, line 2, after "(B)" insert "(1)"

AMENDMENT NO. 3

On page 1, delete lines 6 and 7, and insert "outlay requests;"

AMENDMENT NO. 4

On page 1, line 13, after "(B)" insert "(1)"

AMENDMENT NO. 5

On page 3, delete lines 22 through 27, and on page 4, delete lines 1 through 6

AMENDMENT NO. 6

On page 4, line 24, after "(a)" change "(1)" to "(i)"

AMENDMENT NO. 7

On page 4, line 27, after "administration." insert "(ii)"

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

SENATE BILL NO. 1020— BY SENATOR HEITMEIER

AN ACT

To enact R.S. 11:2016, relative to the Parochial Employees' Retirement System; to provide for the recovery of money owed the system, plus interest thereon; and to provide for related matters.

Reported with amendments by the Committee on Retirement.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Original Senate Bill No. 1020 by Senator Heitmeier

AMENDMENT NO. 1

On page 1, line 14, delete "reasonable" and on line 15 delete "number of months" and insert:

"time period calculated by allowing not less than twelve months for each three thousand dollars of repayment adjusted as necessary to assure that no period of repayment exceeds five years"

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

SENATE BILL NO. 1070— BY SENATOR HEITMEIER

AN ACT

To enact R.S. 11:143.1 and 153(H) and to repeal R.S. 11:154(D), relative to state and statewide retirement systems; to provide relative to qualified plan status under the Internal Revenue Code; to provide for direct rollover of funds from a qualified retirement plan to certain eligible plans; to provide for contributions, benefits, and service credit based on certain qualified military service; to repeal provision requiring income tax withholdings pending certain rulings; and to provide for related matters.

Reported with amendments by the Committee on Retirement.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Original Senate Bill No. 1070 by Senator Heitmeier

AMENDMENT NO. 1

On page 1, line 2, delete "R.S. 11:143.1 and 153(H)" and insert "R.S. 11:1457 and 1939.1"

AMENDMENT NO. 2

On page 1, line 2, delete "state and statewide retirement systems" and insert "Assessors' Retirement Fund and the Parochial Employees' Retirement System"

AMENDMENT NO. 3

On page 1, delete lines 6 and 7 and insert:

"plans; to repeal provision requiring income"

AMENDMENT NO. 4

On page 1, between lines 9 and 10, insert:

"Notice of intention to introduce this Act has been published."

AMENDMENT NO. 5

On page 1, line 11, delete "R.S. 11:143.1 is" and insert "R.S.11:1457 and 1939.1 are"

AMENDMENT NO. 6

On page 1, line 13, delete "§143.1." and insert "§1457."

AMENDMENT NO. 7

On page 1, line 15, delete "(1)"

AMENDMENT NO. 8

On page 2, line 5, change ""(2)" to "B."

AMENDMENT NO. 9

On page 2, line 9, change "(a)" to "(1)"

AMENDMENT NO. 10

On page 2, line 13, change "(b)" to "(2)"

AMENDMENT NO. 11

On page 2, line 15, change "(3)" to "C."

AMENDMENT NO. 12

On page 2, line 17, change "(a)" to "(1)"

AMENDMENT NO. 13

On page 2, line 19, change "(b)" to "(2)" and after "means" delete the remainder of the line and delete lines 20 through 24 and insert:

"a member or former member. In addition, the member's or former member's surviving spouse, or the member's spouse or former member's spouse with whom a benefit or return of employee contributions is to be divided pursuant to R.S. 11:291(B) are distributees with reference to an

interest of the member or former spouse."

AMENDMENT NO. 14

On page 2, line 25, change "(c)" to "(3)"

AMENDMENT NO. 15

On page 3, line 7, change "(d)" to "(4)"

AMENDMENT NO. 16

On page 3, delete lines 19 through 21

AMENDMENT NO. 17

On page 3, delete lines 23 through 27 and on page 4, delete lines 1 through 4 and insert:

"§1939.1. Qualified plan; direct rollover; eligible retirement plan; election

**R.S. 11:1939.1 is all proposed new law.**

A. Notwithstanding any other provision of law to the contrary that would otherwise limit a state or statewide retirement system member's election under this Section, a distributee may elect, at the time and in the manner prescribed by the plan administrator, to have any portion of an eligible rollover distribution paid directly to an eligible retirement plan specified by the distributee in a direct rollover.

B. If a distribution is one to which Sections 401(a)(11) and 417 of the Internal Revenue Code do not apply, such distribution may commence less than thirty days after the notice required under Section 1.411(a)-11(c) of the Income Tax Regulations is given, provided that:

(1) The plan administrator clearly informs the participant that the participant has a right to a period of at least thirty days after receiving the notice to consider the decision of whether or not to elect a distribution and, if applicable, a particular distribution option, and

(2) The participant, after receiving the notice, affirmatively elects a distribution.

C. As used in this Section, the following terms shall mean the following:

(1) "Direct rollover" means a payment by the plan to the eligible retirement plan specified by the distributee.

(2) "Distributee" means a member or former member. In addition, the member's or former member's surviving spouse, or the member's spouse or former member's spouse with whom a benefit or return of employee contributions is to be divided pursuant to R.S. 11:291(B) are distributees with reference to an interest of the member or former spouse.

(3) "Eligible retirement plan" means an individual retirement account described in Section 408(a) of the Internal Revenue Code, an individual retirement annuity described in Section 408(b) of the Internal Revenue Code, an annuity plan described in Section 403(a) of the Code, or a qualified trust described in Section 401(a) of the Internal Revenue Code, that accepts the distributee's eligible rollover distribution. However, in the case of an eligible rollover distribution to the surviving spouse, an eligible retirement plan is an individual retirement account or individual retirement annuity.

(4) "Eligible rollover distribution" means any distribution of all or any portion of the balance to the credit of the distributee, except that an eligible rollover distribution does not include: any distribution that is one of a series of substantially equal periodic

payments, not less frequently than annually, made for the life or life expectancy of the distributee or the joint lives or joint life expectancies of the distributee and the distributee's designated beneficiary, or for a specified period of ten years or more; any distribution to the extent such distribution is required under Section 401(a)(9) of the Internal Revenue Code; and the portion of any distribution that is not includible in gross income, determined without regard to the exclusion for net unrealized appreciation with respect to employer securities."

AMENDMENT NO. 18

On page 4, delete lines 6 and 7 and insert:

"Section 3. This Act shall become effective as of January 1, 1993."

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

**SENATE BILL NO. 1253—**

BY SENATOR DARDENNE

AN ACT

To enact R.S. 36:4(R) and Part V-B of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:211 through 216, relative to technology innovations; to establish a technology innovation fund; to create a council; to provide for application and review process; to provide for funding; 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.

**SENATE BILL NO. 1285—**

BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 47:463.3(A), 463.6(B)(3), 463.8(B), 463.9(B), 463.10, 463.12(B), 463.14(B), 463.15(C), 463.16(D), 463.22(B), 463.23(B), 463.24(B), 463.28(C), 463.30(B), 463.32(E), 463.33(B), 463.36(B), 463.37(B), and 463.42(B), and to enact R.S. 40:1236.5 and R.S. 47:463.46 and 463.47, relative to motor vehicles; to provide relative to certain prestige license plates; to repeal annual fee for such plates; to require one time fee for such plates; to authorize certain new prestige plates; to provide for fees; to provide for the distribution of funds for certain plates; to require the promulgation of rules relative to certain plates; to provide for the design of certain plates; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed Senate Bill No. 1285 by Senator Dardenne

AMENDMENT NO. 1

On page 10, delete line 2 and insert:

"be a one-time fee of twenty-five dollars, which shall be in addition to"

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

**SENATE BILL NO. 1289—**

BY SENATORS HAINKEL, DARDENNE AND EWING

AN ACT

To enact R.S. 40:600.25, relative to the Louisiana Housing Finance Agency; to provide for certain fees; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. On motion of Senator Barham, the bill was read by title and passed to a third reading.

**SENATE BILL NO. 1441—**  
BY SENATOR BARHAM

AN ACT

To amend and reenact R.S. 56:10(B)(7) and to enact R.S. 47:463.46, relative to motor vehicles; to establish the Louisiana Wild Turkey Federation license plate; to provide for a fee; to provide for the use of the revenues from the license plate; to provide relative to the Louisiana Wild Turkey Stamp Fund; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. On motion of Senator Barham, the bill was read by title and passed to a third reading.

**SENATE BILL NO. 1547 (Substitute for Senate Bill 729 by Senator Ullo)—**

BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 26:793(C)(1) and to enact Chapter 7 of Title 26 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 26:901 through 922, relative to tobacco products; to provide for the office of alcohol and tobacco control to issue licenses to dealers who sell or offer for sale tobacco products at wholesale, retail and through vending machines; to provide for definitions, fees, fines, rules and regulations; to change the name of the office of alcoholic beverage control to the office of alcohol and tobacco control; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. On motion of Senator Barham, the bill was read by title, ordered engrossed and passed to a third reading.

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

Senator Heitmeier 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. 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 Retirement.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 629 by Representative Stelly

**AMENDMENT NO. 1**

On page 2, at the end of line 15, insert:

"Such investment in any indexed fund shall not be required whenever in the consecutive twelve-month period immediately prior to a determination by the system's governing authority to divest the system from any indexed fund, the Standard and Poor's 500 Composite Value Index has declined by not less than ten percent, provided the system

notifies, in writing, the House and Senate retirement committees within ten days of the governing authority's decision."

**AMENDMENT NO. 2**

On page 3, line 1, change "seventy" to "sixty-five"

**AMENDMENT NO. 3**

On page 3, line 11, change "seventy" to "sixty-five"

On motion of Senator Heitmeier the committee amendment was adopted. The amended bill was read by title and recommitted to the Committee on Finance.

**HOUSE BILL NO. 1075—**

BY REPRESENTATIVE PIERRE

AN ACT

To amend and reenact R.S. 11:2225(A)(11)(a) and 3501(D)(1), relative to the Municipal Police Employees' Retirement System; to provide with respect to mergers of municipal systems into the Municipal Police Employees' Retirement System and the funding thereof; to reduce the percentage of payment to be made by the municipality in such mergers; and to provide for related matters.

Reported favorably by the Committee on Retirement. 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. 1432—**

BY REPRESENTATIVE STELLY

AN ACT

To amend and reenact R.S. 11:761 and 768, relative to the Teachers' Retirement System of Louisiana; to provide with respect to retirement eligibility requirements; to provide for certain actuarial reduction of benefits; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Retirement.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 1432 by Representative Stelly

**AMENDMENT NO. 1**

On page 1, line 15, change "January 1, 1998" to "July 1, 1999"

**AMENDMENT NO. 2**

On page 1, line 20, change "January 1, 1998" to "July 1, 1999"

**AMENDMENT NO. 3**

On page 4, line 8, change "January 1, 1998" to "July 1, 1999"

**AMENDMENT NO. 4**

On page 5, line 2, change "January 1, 1998" to "July 1, 1999"

**AMENDMENT NO. 5**

On page 6, line 9, change "January 1, 1998" to "July 1, 1999"

**AMENDMENT NO. 6**

On page 6, lines 14 and 15, change "January 1, 1998" to "July 1, 1999"

On motion of Senator Heitmeier, 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. 1437—**  
BY REPRESENTATIVES ALARIO AND DEWITT  
AN ACT

To enact R.S. 47:296.1, relative to the individual income tax; to authorize the secretary of the Department of Revenue and Taxation to simplify the income tax filing requirements for certain resident individual taxpayers by providing a no-return option; to require employers to withhold income taxes at special rates from employees that properly elect a no-return option; to authorize the promulgation of rules and regulations, subject to legislative oversight; to provide for an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 1714—**  
BY REPRESENTATIVE STELLY  
AN ACT

To amend and reenact R.S. 11:511(4) and (5), relative to the Louisiana State Employees' Retirement System; to provide with respect to the board of trustees and the composition thereof; to further provide with respect to limitation on service as a trustee; to provide an effective date; and to provide for related matters.

Reported favorably by the Committee on Retirement. 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 Short asked for and obtained a suspension of the rules for the purpose of recalling House Bill No. 198 from the Committee on Commerce and Consumer Protection.

**HOUSE BILL NO. 198—**  
BY REPRESENTATIVES TRAVIS, R. ALEXANDER, CLARKSON, DEVILLE, DEWITT, FLAVIN, MICHOT, PERKINS, PINAC, JACK SMITH, THOMPSON, AND WIGGINS AND SENATORS BEAN AND SHORT  
AN ACT

To enact Chapter IV of Code Title XV of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:3889 through 3897, relative to real estate transactions; to provide relative to dual agents; to provide definitions; and to provide for related matters.

On motion of Senator Short, the bill which is a duplicate of Senate Bill No. 224 was read by title and lies over under the rules.

**Messages from the House**

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

**Message from the House**

**SIGNED HOUSE CONCURRENT RESOLUTIONS**

May 5, 1997

To the Honorable President and Members of the Senate:

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

**HOUSE CONCURRENT RESOLUTION NO. 46—**  
BY REPRESENTATIVE RIDDLE  
A CONCURRENT RESOLUTION

To commend and recognize the village of Hessmer in Avoyelles Parish as the "Home of the First Bowie Knife".

**HOUSE CONCURRENT RESOLUTION NO. 96—**  
BY REPRESENTATIVE SALTER  
A CONCURRENT RESOLUTION

To commend Logansport, Louisiana, and the Logansport Lions Club for their upcoming Christmas fundraiser and Christmas Pageant Tour.

**HOUSE CONCURRENT RESOLUTION NO. 137 (Duplicate of Senate Concurrent Resolution No. 32)—**  
BY REPRESENTATIVE JOHN SMITH AND SENATOR CAIN AND COAUTHORED BY REPRESENTATIVES HILL AND ILES  
A CONCURRENT RESOLUTION

To recognize the Four Winds Tribe, Louisiana Cherokee Confederacy, as an Indian tribe.

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

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

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

**Message from the House**

**SIGNED HOUSE BILLS AND JOINT RESOLUTIONS**

May 5, 1997

To the Honorable President and Members of the Senate:

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

**HOUSE BILL NO. 475—**  
BY REPRESENTATIVE PIERRE AND SENATOR CRAVINS  
AN ACT

To enact R.S. 11:2260(A)(11)(g), relative to the Firefighters' Retirement System; to provide with respect to membership; to authorize the Firemen's Pension and Relief Fund for the city of Lafayette to merge into the statewide Firefighters' Retirement System; and to provide for related matters.

**HOUSE BILL NO. 549—**  
BY REPRESENTATIVES RIDDLE, A. ALEXANDER, CARTER, GUILLORY, MCCALLUM, THOMPSON, DOWNER, R. ALEXANDER, BARTON, BAYLOR, BOWLER, BRUCE, CLARKSON, COPELIN, CURTIS, DAMICO, DIEZ, DOERGE, DURAND, FAUCHEUX, FONTENOT, FRITH, FRUGE, GAUTREAUX, HILL, HOPKINS, HUDSON, HUNTER, ILES, KENNARD, KENNEY, LANDRIEU, MARIONNEAUX, MCCAIN, McDONALD, MICHOT, MORRELL, MORRISH, PERKINS, PIERRE, PINAC, POWELL, PRATT, QUEZAIRE, SCHNEIDER, SHAW, JACK SMITH, THORNHILL, TRAVIS, VITTER, WALSWORTH, WELCH, WESTON, WIGGINS, WILKERSON, WILLARD-LEWIS, AND WINSTON AND SENATOR LANDRY  
A JOINT RESOLUTION

Proposing to add Article VIII, Section 16 of the Constitution of Louisiana, to authorize the legislature to provide by law for the operation and management of public hospitals and their programs by the Board of Regents or by any board having powers of management over public institutions of higher education; to exclude certain institutions and programs from such authorization; to provide for legislative oversight; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

**HOUSE BILL NO. 1162—**  
BY REPRESENTATIVES R. ALEXANDER, DOWNER, DEWITT, BAYLOR, BRUCE, CLARKSON, CRANE, DEVILLE, DOERGE, DUPRE, FLAVIN, KENNARD, McMAINS, POWELL, RIDDLE, SHAW, JACK SMITH, THOMAS, THOMPSON, TOOMY, WALSWORTH, DANIEL, MCCALLUM, MONTGOMERY, PERKINS, ALARIO, A. ALEXANDER, ANSARDI, BARTON, BAUDOIN, CARTER, COPELIN, CURTIS, DIMOS, DONELON, FAUCHEUX, FRITH, FRUGE, GAUTREAUX, GUILLORY, HEATON, HEBERT, HILL, HUDSON, HUNTER, JOHNS, KENNEY, LANCASTER, LANDRIEU,

LEBLANC, LONG, MARTINY, McDONALD, MICHOT, MORRISH, MURRAY, ODINET, PIERRE, PINAC, PRATT, QUEZAIRE, ROMERO, ROUSSELLE, SALTER, SCALISE, SCHNEIDER, JOHN SMITH, STRAIN, THORNHILL, TRAVIS, TRICHE, VITTER, WARNER, WELCH, WIGGINS, WILLARD, LEWIS, WRIGHT, AND HOLDEN AND SENATORS DARDENNE, HINES, EWING, BARHAM, BEAN, CRAVINS, ELLINGTON, GREENE, ROBICHAUX, SCHEDLER, TARVER, LANDRY, AND ULLO

AN ACT

To amend and reenact R.S. 17:3215(6), R.S. 36:251(B), R.S. 39:1554(D)(4) and 1593, R.S. 40:2018.1(A) and (B)(6), 2241(A)(3), 2251(A)(3), 2742(B)(1)(introductory paragraph), R.S. 45:836(introductory paragraph), and R.S. 46:160.8(A)(3)(a) and 1072(2)(b), to enact Subpart C-2 of Part II of Chapter 4 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:1519 through 1519.8, R.S. 22:3021 and 3022, R.S. 36:254(A)(14) and 259(FF), R.S. 39:1593.1, and R.S. 40:2742(B)(4), and to repeal R.S. 39:101(B)(3), R.S. 40:2742(B)(1)(f), R.S. 45:836(8), and Parts I and II of Chapter 6 of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:701 through 709 and 751 through 776, respectively, relative to the delivery of health care services; to transfer public hospitals and their funds, property, records, obligations, functions, and employees from the Louisiana Health Care Authority to the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College; to provide for the operation of public hospitals by the Louisiana State University Medical Center under the overall direction, supervision, and management of the board; to provide for the health care services division of the medical center; to provide for the powers and duties of the board, the medical center and its chancellor, and the division, including provisions for funds and funding and the issuance of debt; to provide for legislative approval for certain actions and for certain reports to the legislature and legislative committees; to abolish the Louisiana Health Care Authority; to provide for the administration of the Medical Center of Louisiana at New Orleans; to provide for the administration of the Huey P. Long Medical Center; to create and provide for the membership, powers, and duties of the Medical Education Commission; to provide for membership on certain boards and commissions; to provide relative to the powers and duties of the secretary of the Department of Health and Hospitals; to repeal provisions related to Charity Hospital at New Orleans; to provide for an effective date; and to provide for related matters.

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

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

The House Bills and Joint Resolutions contained herein were signed by the President of the Senate.

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

May 5, 1997

To the President and Members of the Senate:

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

The following Senate Concurrent Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 28—

BY SENATORS IRONS, BAGNERIS, BARHAM, BEAN, BRANCH, CAIN, CAMPBELL, CASANOVA, COX, DARDENNE, DEAN, ELLINGTON, EWING, FIELDS, GREENE, GUIDRY, HAINKEL, HEITMEIER, HINES, JOHNSON, JONES, JORDAN, LAMBERT, LANDRY, LENTINI, MALONE, ROMERO, SHORT, SMITH, THEUNISSEN AND ULLO

A CONCURRENT RESOLUTION

To designate the month of May 1997 as Teen Pregnancy Awareness and Prevention Month.

SENATE CONCURRENT RESOLUTION NO. 84—

BY SENATOR JONES

A CONCURRENT RESOLUTION

To express the condolences of the Louisiana Legislature upon the death of Dorothy La Faye Howell.

SENATE CONCURRENT RESOLUTION NO. 86—

BY SENATORS DYESS, EWING AND SMITH

A CONCURRENT RESOLUTION

To commend and congratulate the Louisiana Forestry Association on the celebration of its fiftieth anniversary and for its invaluable contributions to improving the economy and sustainability of forest revenues in Louisiana.

Respectfully submitted,  
JAY DARDENNE  
Chairman

The foregoing Senate Concurrent Resolutions were signed by the President of the Senate and the Speaker of the House of Representatives and presented to the Secretary of State by the Secretary.

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

May 5, 1997

To the President and Members of the Senate:

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

The following Senate Resolutions have been properly enrolled:

SENATE RESOLUTION NO. 3—

BY SENATOR LENTINI

A RESOLUTION

To amend and readopt Senate Rules No. 6.8 and to adopt Senate Rule 11.6.1 of the Rules of Order of the Senate of the Legislature of Louisiana, to provide for a motion to limit debate while a speaker has the floor.

SENATE RESOLUTION NO. 21—

BY SENATORS LANDRY AND EWING

A RESOLUTION

To adopt Senate Rule No. 7.15 of the Rules of Order of the Senate, relative to duplicate bills, to provide for the procedures for passage of duplicate bills.

SENATE RESOLUTION NO. 22—

BY SENATOR GUIDRY

A RESOLUTION

To commend Captain Dale Colomb, Darryl "D.D." Sanders, Jerome Robertson, Shaun Wales, and Tim Ricca of the Baton Rouge Fire Department, Engine Co. #4 for outstanding and continued public service to the Baton Rouge community.

**SENATE RESOLUTION NO. 23—**

BY SENATORS BAJOIE AND JOHNSON

**A RESOLUTION**

To commend Art Neville on winning a Grammy in the rock instrumental performance category.

**SENATE RESOLUTION NO. 24—**

BY SENATORS GUIDRY, BAGNERIS, BAJOIE, BARHAM, BEAN, BRANCH, CAIN, CAMPBELL, CASANOVA, COX, CRAVINS, DARDENNE, DEAN, DYESS, ELLINGTON, EWING, FIELDS, GREENE, HAINKEL, HEITMEIER, HINES, HOLLIS, IRONS, JOHNSON, JONES, JORDAN, LAMBERT, LANDRY, LENTINI, MALONE, ROBICHAUX, ROMERO, SCHEDLER, SHORT, SIRACUSA, SMITH, TARVER, THEUNISSEN AND ULLO

**A RESOLUTION**

To commend and congratulate each member of the Louisiana State University Lady Tigers Basketball team on their remarkable and successful 1996-1997 season and on the quality of their athletic performance and their exemplary conduct as a team and as individual students, and to acknowledge the excellent work of Sue Gunter, the head basketball coach of the Lady Tigers and congratulate her and all the members of her staff.

**SENATE RESOLUTION NO. 25—**

BY SENATORS HINES, DYESS, BAGNERIS, BAJOIE, BARHAM, BEAN, BRANCH, CAIN, CAMPBELL, CASANOVA, COX, CRAVINS, DARDENNE, DEAN, ELLINGTON, EWING, FIELDS, GREENE, GUIDRY, HAINKEL, HEITMEIER, HOLLIS, IRONS, JOHNSON, JONES, JORDAN, LAMBERT, LANDRY, LENTINI, MALONE, ROBICHAUX, ROMERO, SCHEDLER, SHORT, SIRACUSA, TARVER, THEUNISSEN AND ULLO

**A RESOLUTION**

To express the condolences of the Senate on behalf of its members and staff, to the family of Margie Smith, mother of Senator Mike Smith.

Respectfully submitted,  
JAY DARDENNE  
Chairman

The foregoing Senate Resolutions were signed by the President of the Senate and presented to the Secretary of State by the Secretary.

**Leaves of Absence**

The following leaves of absence were asked for and granted:

Jones 1 Day

**Adjournment**

Senator Bagneris moved that the Senate adjourn until Tuesday, May 6, 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 Tuesday, May 6, 1997.

MICHAEL S. BAER, III  
Secretary of the Senate

GAYE F. HAMILTON  
Journal Clerk