

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

FIRST DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Monday, April 27, 1998

The Senate was called to order at 12:00 o'clock noon, 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 C	Romero
Barham	Greene	Schedler
Branch	Hines	Siracusa
Cox	Hollis	Smith
Cravins	Johnson	Tarver
Dardenne	Jones	Theunissen
Dean	Lambert	Ullo
Total—27		

ABSENT

Bean	Fields W	Jordan
Cain	Hainkel	Malone
Campbell	Heitmeier	Robichaux
Casanova	Irons	Short
Total—12		

The President of the Senate announced there were 27 Senators present and a quorum.

Prayer

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

Morning Hour

Rules Suspended

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

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. 1
BY SENATOR BAGNERIS

A RESOLUTION

BE IT RESOLVED by the Senate of the State of Louisiana that a committee of five be appointed to notify the House of Representatives that the Senate is now duly convened and organized and prepared to transact such business as may be brought before it.

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

In compliance with the resolution the President of the Senate appointed the following committee:

Senators Dean, Ullo, Johnson, W. Fields and Siracusa.

SENATE RESOLUTION NO. 2
BY SENATOR BAGNERIS

A RESOLUTION

BE IT RESOLVED by the Senate of the State of Louisiana that a committee of five be appointed to act with such a committee as the House of Representatives may appoint to notify the Governor that the Legislature is now duly convened and organized and prepared to receive such communication as he may desire to lay before it.

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

In compliance with the resolution the President of the Senate appointed the following committee:

Senators Romero, Branch, Dyess, Malone and Jones.

Reports of Committees

The committee appointed to notify the Governor that the Senate had convened and was prepared to transact business reported it had performed that duty. The President of the Senate thanked the Committee and discharged it.

The committee appointed to notify the House of Representatives that the Senate had convened and was prepared to transact business reported it had performed that duty. The President of the Senate thanked the Committee and discharged it.

**Committee from the
House of Representatives**

A committee from the House of Representatives appeared before the Bar of the Senate and informed the Senate that the House of Representatives was organized and ready to proceed with business.

**Introduction of
Senate Concurrent Resolutions**

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

SENATE CONCURRENT RESOLUTION NO. 1—
BY SENATOR BAGNERIS AND REPRESENTATIVE BRUNEAU
A CONCURRENT RESOLUTION

To invite the Honorable Murphy J. Foster, Governor of Louisiana to address a joint session of the legislature.

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

April 27, 1998

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Romero
Bagneris	Fields W	Schedler
Barham	Greene	Siracusa
Branch	Heitmeier	Smith
Cain	Hollis	Tarver
Casanova	Jones	Theunissen
Cox	Lambert	Ullo
Dardenne	Landry	
Dean	Lentini	
Total—25		

NAYS

Total—0

ABSENT

Bajoie	Fields C	Jordan
Bean	Hainkel	Malone
Campbell	Hines	Robichaux
Cravins	Irons	Short
Dyess	Johnson	
Total—14		

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

Petitions, Memorials and Communications

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

Ken Duncan
Treasurer of the State of Louisiana
P.O. Box 44154
Baton Rouge, LA 70804

January 31, 1997

The Honorable Randy L. Ewing
President of the Louisiana Senate
State Capitol Building
Baton Rouge, Louisiana 70804

Dear Senator Ewing:

Please allow this letter to serve as my official notification of the appointment of Carl Vincent Berthelot as my First Assistant State Treasurer.

Accordingly, I am submitting his name to the Louisiana Senate for confirmation in accordance with Article 4, Section 13 of the 1974 Louisiana Constitution. As instructed, I have enclosed a completed confirmation questionnaire.

Mr. Berthelot has served effectively in this position since joining the staff in June of last year, and I feel is quite deserving of this nomination. I would like to, therefore, request your support of Mr. Berthelot's nomination and confirmation by the Senate.

Thank you for your continued support.

With kindest regards, I am

Sincerely yours,

KEN DUNCAN
State Treasurer

Enclosure

cc: Mr. Mike Baer, Secretary of Louisiana Senate

Randy Ewing
President of the Senate
State of Louisiana
P.O. Box 94183
Baton Rouge, LA 70804-9183

April 23, 1998

Honorable Donald R. Cravins
State Senator
200 West Pine Street
Lafayette, LA 70501

Dear Senator Cravins:

Under the authority granted to the Senate President by Senate Rules 3.3(15), 13.1(A), and 13.2, you are hereby removed as Chairman of the Senate Committee on Judiciary B, and from membership of the Senate Committee on Finance.

Under the same authority you are hereby appointed as a member of the Senate Committee on Judiciary B.

Sincerely,
RANDY L. EWING

Randy Ewing
President of the Senate
State of Louisiana
P.O. Box 94183
Baton Rouge, LA 70804-9183

April 23, 1998

Honorable Charles D. Jones
State Senator
141 Desiard Street, Suite 315
Monroe, LA 71202

Dear Senator Jones:

Under the authority granted to the Senate President by Senate Rules 3.3(15), 13.1(A), and 13.2, you are hereby appointed Chairman of the Senate Committee on Labor and Industrial Relations, and under the same authority are hereby appointed as a member of the Senate Committee on Finance.

Sincerely,
RANDY L. EWING

Randy Ewing
President of the Senate
State of Louisiana
P.O. Box 94183
Baton Rouge, LA 70804-9183

April 23, 1998

Honorable Noble Ellington
State Senator
4272 Front Street
Winnsboro, LA 71295

Dear Senator Ellington:

April 27, 1998

Under the authority granted to the Senate President by Senate Rules 3.3(15) and 13.2, you are hereby removed as Chairman of the Senate Committee on Labor and Industrial Relations, and are appointed Chairman of Senate Committee on Judiciary B.

Sincerely,
RANDY L. EWING

Randy Ewing
President of the Senate
State of Louisiana
P.O. Box 94183
Baton Rouge, LA 70804-9183

April 23, 1998

Honorable Gerald "Jerry" Theunissen
State Senator
P.O. Box 287
Jennings, LA 70546

Dear Senator Theunissen:

Under the authority granted to the Senate President by Senate Rules 3.3(15) and 13.1(A), you are hereby removed from membership of the Senate Committee on Agriculture.

Sincerely,
RANDY L. EWING

Randy Ewing
President of the Senate
State of Louisiana
P.O. Box 94183
Baton Rouge, LA 70804-9183

April 23, 1998

Honorable Francis Heitmeier
State Senator
3709 General DeGaulle
New Orleans, LA 70114

Dear Senator Heitmeier:

Under the authority granted to the Senate President by Senate Rules 3.3(15) and 13.1(A), you are hereby removed from membership of the Senate Committee on Judiciary C, and, under the same authority are hereby appointed as a member of the Senate Committee on Finance.

Sincerely,
RANDY L. EWING

Randy Ewing
President of the Senate
State of Louisiana
P.O. Box 94183
Baton Rouge, LA 70804-9183

April 23, 1998

Honorable Lynn Dean
State Senator
101 Dean Drive
Braithwaite, LA 70040

Dear Senator Dean:

Under the authority granted to the Senate President by Senate Rules 3.3(15) and 13.1(A), you are hereby removed from membership of the Senate Committee on Local and Municipal Affairs, and, under the

same authority are hereby appointed as a member of the Senate Committee on Education.

Sincerely,
RANDY L. EWING

Randy Ewing
President of the Senate
State of Louisiana
P.O. Box 94183
Baton Rouge, LA 70804-9183

April 23, 1998

Honorable Ron Bean
State Senator
2520 Burt Kouns Industrial Loop, Suite 201
Shreveport, LA 71118

Dear Senator Bean:

Under the authority granted to the Senate President by Senate Rules 3.3(15) and 13.1(A), you are hereby removed from membership of the Senate Committee on Revenue and Fiscal Affairs, and, under the same authority are hereby appointed as a member of the Senate Committee on Finance.

Sincerely,
RANDY L. EWING

Randy Ewing
President of the Senate
State of Louisiana
P.O. Box 94183
Baton Rouge, LA 70804-9183

April 23, 1998

Honorable Foster L. Campbell
State Senator
1800 Jimmie Davis Highway
Bossier City, LA 70112

Dear Senator Campbell:

Under the authority granted to the Senate President by Senate Rules 3.3(15) and 13.1(A), you are hereby removed from membership of the Senate Committee on Finance and Senate Committee on Education, and, under the same authority are hereby appointed as a member of the Senate Committee on Local and Municipal Affairs and Senate Agriculture Committee.

Sincerely,
RANDY L. EWING

Randy Ewing
President of the Senate
State of Louisiana
P.O. Box 94183
Baton Rouge, LA 70804-9183

April 23, 1998

Honorable Paulette Irons
State Senator
3308 Tulane Avenue, Suite 300
New Orleans, LA 70119

Dear Senator Irons:

Under the authority granted to the Senate President by Senate Rules 3.3(15) and 13.1(A), you are hereby removed from membership of the Senate Committee on Finance, and, under the same authority are hereby appointed as a member of the Senate Committee on Judiciary C.

Sincerely,
RANDY L. EWING

**Prefiled Senate Bills and
Joint Resolutions to be Referred**

The following prefiled Senate Bills and Joint Resolutions were read by title and referred to committees.

SENATE BILL NO. 1—

BY SENATORS DARDENNE, EWING, HAINKEL, BARHAM, ROMERO, BRANCH, CASANOVA, GREENE, SHORT, THEUNISSEN, BAGNERIS, BEAN, DEAN, DYESS, ELLINGTON, HINES, JORDAN, LAMBERT, SCHEDLER, SMITH AND ULLO AND REPRESENTATIVES DOWNER, LONG, DEWITT, LEBLANC, MCMAINS, MACDONALD, MURRAY, THOMPSON AND SALTER
A JOINT RESOLUTION

Proposing to amend Article VII, Section 10.1(C)(2) through (4), the introductory paragraph of (D)(1), (D)(1)(c), the introductory paragraph of (D)(2), and (D)(2)(a) and (c), and Article VIII, Section 3(A), and 5(A), the introductory paragraph of (D), (D)(3), (4), and (5), and (E) and to add Article VIII, Section 7.1, all of the Constitution of Louisiana, relative to providing for the governance and management of education; to create and provide for the Louisiana Community and Technical College System; to create and provide for the Board of Supervisors of Community and Technical Colleges as a management board for the system subject to the planning, coordinating, and budgeting responsibility of the Board of Regents; to provide for members to be appointed by the governor; to provide relative to the consent of the Senate and the terms of members; to provide for student membership on the board; to empower the board with supervision and management of all public postsecondary vocational-technical education programs and institutions of higher education awarding certain types of degrees as assigned by law; to require divisions within the Louisiana Community and Technical College System; to revise the powers and duties of the Board of Regents to extend its authority over postsecondary education; to revise certain references; to provide with regard to the requirements to create a new institution of postsecondary education, transfer an institution of higher education from one management board to another, merge any postsecondary institution into any other postsecondary institution, or establish a new management board; to temporarily require certain minimum funding for postsecondary institutions; to provide relative to the authorization to allocate money appropriated out of the Louisiana Quality Education Support Fund for postsecondary educational purposes; to require the appropriation of certain funds for vocational-technical education purposes; to provide for the effectiveness of the proposal if approved by the electorate; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

SENATE BILL NO. 2—

BY SENATOR CAMPBELL

A JOINT RESOLUTION

Proposing to amend Article VII, Section 4(B) and (C), to add Article VII, Section 4.1, and to repeal Article IX, Section 9 of the Constitution of Louisiana, relative to taxes related to natural resources and the use of such taxes; to levy a tax on the use of hydrocarbon processing facilities; to provide for the reduction and repeal of certain severance taxes; to dedicate such tax; to provide for any litigation or legal remedies available concerning the tax; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

SENATE BILL NO. 3—

BY SENATOR SHORT

AN ACT

To amend and reenact R.S. 47:297(D)(1) and (2), relative to individual income tax; to provide for a home-school tax credit; 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.

SENATE BILL NO. 4—

BY SENATOR COX

AN ACT

To amend and reenact R.S. 47:301(8)(c) and 305.29, relative to sales and use tax of the state and its political subdivisions; to provide for an exemption and an exclusion for certain purchases of certain persons performing state and political subdivision contract work; 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.

SENATE BILL NO. 5—

BY SENATOR ROMERO

AN ACT

To amend and reenact R.S. 47:1681, relative to refunds of certain gasoline taxes; to provide gasoline tax refund for catfish farmers and other forms of aquaculture; 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.

SENATE BILL NO. 6—

BY SENATOR COX

A JOINT RESOLUTION

Proposing to amend Article VII, Section 20(A)(1) of the Constitution of Louisiana, relative to homestead exemption from ad valorem taxes; to increase the amount of the homestead exemption; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

SENATE BILL NO. 7—

BY SENATOR COX

AN ACT

To enact R.S. 40:1501.4; relative to fire protection districts; to prohibit double taxation of property within certain municipalities of Calcasieu Parish unless such tax levy is required to secure outstanding bonded indebtedness of the districts; and to provide for related matters.

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

SENATE BILL NO. 8—

BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 47:301(18)(a)(i) and (ii), relative to state and local sales and use taxes; to provide for an exclusion from state and local sales and use taxes on food items donated to food banks; 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.

SENATE BILL NO. 9—
BY SENATOR SCHEDLER

A JOINT RESOLUTION

Proposing to add Article VII, Section 21(B)(1)(c) of the Constitution of Louisiana, relative to ad valorem property tax exemptions; to provide for the exemption of certain property leased to certain corporations or associations; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

SENATE BILL NO. 10—
BY SENATORS CAMPBELL AND CAIN
AN ACT

To amend and reenact R.S. 47:303(B)(4) and to enact R.S. 47:301(3)(h), (10)(s), (13)(e), (18)(g), and 22, relative to state and local sales tax; to provide for the taxation of certain mobile homes, manufactured homes, and manufactured housing; 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.

SENATE BILL NO. 11—
BY SENATOR SCHEDLER
AN ACT

To amend and reenact the introductory paragraph of R.S. 47:601(A), and R.S. 47:601(D) and 611, relative to corporate franchise tax; to exclude from the taxable base of such tax the first five hundred thousand dollars of capital stock, surplus, undivided profits, and borrowed capital of a corporation; 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.

SENATE BILL NO. 12—
BY SENATOR SCHEDLER
AN ACT

To amend and reenact the introductory paragraph of R.S. 47:601(A), and R.S. 47:601(D) and 611, relative to corporate franchise tax; to exclude from the taxable base of such tax the first one hundred thousand dollars of capital stock, surplus, undivided profits, and borrowed capital of a corporation; 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.

SENATE BILL NO. 13—
BY SENATOR BEAN
AN ACT

To amend and reenact R.S. 47:463(A)(2), relative to motor vehicles; to provide relative to registration license tax; to require renewal of such tax be based on current value of vehicle; 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.

SENATE BILL NO. 14—
BY SENATOR BEAN
AN ACT

To enact R.S. 47:462(B)(9) and 463(A)(4), relative to motor vehicles; to provide relative to license plates for trucks and private passenger vehicles; to require credit for time remaining on such plates under certain circumstances; 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.

SENATE BILL NO. 15—
BY SENATOR SHORT
AN ACT

To enact R.S. 47:2106.1, relative to ad valorem property taxes; to authorize the State Board of Commerce and Industry, with approval of the governor, the Joint Legislative Committee on the Budget, and the appropriate local tax authority to permit the temporary deferral of ad valorem property tax on certain new retirement communities at a certain interest rate; 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.

SENATE BILL NO. 16—
BY SENATOR SHORT
AN ACT

To enact Chapter 5 of Subtitle V of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:4321 through 4326, relative to exemption from taxes; to authorize the State Board of Commerce and Industry, with approval of the governor and the Joint Legislative Committee on the Budget, to enter into certain contracts of exemption from taxes for the construction of certain retirement communities; 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.

SENATE BILL NO. 17—
BY SENATOR ROMERO
AN ACT

To enact R.S. 47:301(10)(s) and (t) and 18(g) and (h), relative to sales and use taxation; to exclude from certain sales and use taxation certain sales to and use by construction contractors and subcontractors; 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.

SENATE BILL NO. 18—
BY SENATOR ROMERO
AN ACT

To amend and reenact R.S. 47:648.21(A) and (B), relative to severance tax; to provide for severance tax rates for certain nonhazardous oilfield waste; to provide for definitions; 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.

SENATE BILL NO. 19—
BY SENATOR ROMERO
AN ACT

To amend R.S. 47:301(7)(b) and (10)(a)(i), (ii), and (iii), and 18(a)(i), (ii), and (iii), and to repeal R.S. 47:301(10)(a)(iv) and (18)(a)(iv), relative to state and political subdivision sales and use tax; excludes from such tax tangible personal property purchased, leased, or rented which is, in turn, leased or rented; 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.

SENATE BILL NO. 20—
BY SENATOR BARHAM
AN ACT

To enact R.S. 47:301(10)(s) and (18)(g), relative to retail sales and use taxes; to provide for an exclusion from retail sales and use taxes on the sale of tangible personal property to The Salvation Army; 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.

SENATE BILL NO. 21—
BY SENATOR COX

A JOINT RESOLUTION

Proposing to amend Article VII, Section 4(B) and (C), to add Article VII, Section 4.1, and to repeal Article IX, Section 9 of the Constitution of Louisiana, relative to taxes related to natural resources and the use of such taxes; to levy a tax on the use of hydrocarbon processing facilities; to provide for the reduction and repeal of certain severance taxes; to dedicate such tax; to provide for any litigation or legal remedies available concerning the tax; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

SENATE BILL NO. 22—
BY SENATOR JORDAN

A JOINT RESOLUTION

Proposing to amend Article VII, Section 21(F) and to add Article VII, Sections 18-A and 21(J) of the Constitution of Louisiana, relative to ad valorem property tax exemptions; to limit the authority of the State Board of Commerce and Industry to grant tax exemption contracts; to create the Louisiana Industrial Tax for Education Fund and to provide for the levy of a tax for the fund; to provide for the distribution of monies from the fund to each city and parish school system; to provide that certain exemption contracts by the State Board of Commerce and Industry shall not apply to certain millages; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

SENATE BILL NO. 23—
BY SENATOR COX

A JOINT RESOLUTION

Proposing to amend Article VII, Section 21(F) of the Constitution of Louisiana, relative to ad valorem tax exemptions; to provide that exemption contracts by the State Board of Commerce and Industry shall not apply to millages levied for local public school or educational purposes; to provide for submission of the proposed amendment to the electors; 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.

SENATE BILL NO. 24—
BY SENATOR EWING

A JOINT RESOLUTION

Proposing to enact Article VII, Section 1.1 of the Constitution of Louisiana; to authorize a law levying or authorizing a new tax, increasing an existing tax, or legislating with regard to any tax exemption, exclusion, deduction, reduction, repeal, or credit to become operative when approved by the electors of this state who vote thereon in an election held for that purpose; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

SENATE BILL NO. 25—
BY SENATOR MALONE

A JOINT RESOLUTION

Proposing to amend Article VI, Sections 19, 26(A), 27(A), 30 and 36(A), and Article VIII, Section 13(C)(Third) of the Constitution of Louisiana, relative to ad valorem property taxes; to require approval of two-thirds of the electorate before such taxes which are

not self-operative may be levied; to authorize the reduction or repeal of such taxes by a vote of the electorate; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

SENATE BILL NO. 26—
BY SENATOR JORDAN

A JOINT RESOLUTION

Proposing to amend Article VII, Section 21(F) and to add Article VII, Sections 18-A and 21(J) of the Constitution of Louisiana, relative to ad valorem property tax exemptions; to limit the authority of the State Board of Commerce and Industry to grant tax exemption contracts; to create the Louisiana Industrial Tax for Education Fund and to provide for the levy of a tax for the fund; to provide for the distribution of monies from the fund to each city and parish school system; to provide that certain exemption contracts by the State Board of Commerce and Industry shall not apply to certain millages; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

SENATE BILL NO. 27—
BY SENATOR ELLINGTON

A JOINT RESOLUTION

Proposing to amend Article VII, Section 2 of the Constitution of Louisiana, to provide for the vote required to repeal, reduce, or suspend an existing tax exemption, exclusion, deduction, refund, or credit; to provide for submission of the proposed amendment to the electors, and provide a ballot proposition; 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.

SENATE BILL NO. 28—
BY SENATOR ROBICHAUX

A JOINT RESOLUTION

Proposing to amend Article VII, Section 21(F) of the Constitution of Louisiana, relative to ad valorem tax exemptions; to provide that exemption contracts by the State Board of Commerce and Industry shall not apply to millages levied for local public school or educational purposes; to provide for submission of the proposed amendment to the electors; 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.

SENATE BILL NO. 29—
BY SENATOR BAGNERIS

A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, relative to providing certain tax deductions to owners of blighted properties; to authorize a waiver of tax liens and tax liabilities on such properties in certain circumstances; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

SENATE BILL NO. 30—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 47:601(A) and (D), 602(A), and 603, relative to corporate franchise tax; to gradually reduce the amount of borrowed capital included in the taxable base; 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.

SENATE BILL NO. 31—
BY SENATORS SHORT, CASANOVA, DARDENNE, DEAN, DYESS, GREENE, AND JORDAN

AN ACT

To amend and reenact R.S. 14:90.3(F), R.S. 27:2(B), 13(C)(2), (3), (4), (6), and (7)(b), 14(A), 15(B)(1), 20(C), 24(A)(4) and (B)(1), and 25(D) and to repeal R.S. 14:90(E) and R.S. 27:201 through 286, relative to the Louisiana Economic Development and Gaming Corporation Act; to repeal the authority and procedure for the conducting of land-based casino gaming operations and activities, and the exception of such operations and activities from the crime of gambling; and to provide for related matters.

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

SENATE BILL NO. 32—
BY SENATOR MALONE

A JOINT RESOLUTION

Proposing to amend Article VII, Section 21(H) of the Constitution of Louisiana, relative to ad valorem property tax exemptions; to authorize the State Board of Commerce and Industry to enter into tax exemption contracts, subject to the approval of the governor and the local governing authority, with a property owner who proposes the expansion, restoration, improvement, or development of an existing structure or structures in a downtown district, primarily to develop structures for residential use, for an initial term of five years after completion of the work and up to two five-year renewals for a total of fifteen years; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

SENATE BILL NO. 33—
BY SENATOR BARHAM

A JOINT RESOLUTION

Proposing to add Article VII, Section 4-A of the Constitution of Louisiana, relative to taxation of activities on Indian reservations; to provide for the circumstances under which state taxes may be levied upon non-gaming activities and gaming activities; to provide for certain tax compacts and agreements; to provide for good faith negotiations; to provide for certain dedications; to provide for related matters; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

SENATE BILL NO. 34—
BY SENATORS JOHNSON, BAGNERIS, COX, ELLINGTON, HINES, JORDAN, LANDRY, SIRACUSA AND THEUNISSEN AND REPRESENTATIVES ANSARDI, BAUDOIN, BRUCE, DAMICO, DIEZ, DUPRE, FARVE, FAUCHEUX, FRITH, GAUTREAUX, HAMMETT, MARTINEZ, MORRELL, MURRAY, PINAC, ROUSSELLE, SCHWEGMANN, THOMPSON, TOOMY AND WILLARD

A JOINT RESOLUTION

Proposing to amend Article VI, Section 29(D) of the Constitution of Louisiana, relative to revenue and finance; to provide for certain voting requirements for enacting certain tax exemptions or exclusions from sales and use taxes levied by local governmental subdivisions, school boards, and other political subdivisions whose boundaries are not coterminous with those of the state; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

SENATE BILL NO. 35—
BY SENATOR JOHNSON

A JOINT RESOLUTION

Proposing to amend Article VII, Section 15 and to add Article VII, Section 14(E) of the Constitution of Louisiana, relative to state revenue and finance; to authorize local governing authorities to subordinate and waive tax liens on blighted properties; to authorize local governing authorities to assess the tax liens of blighted properties upon the former owners of such properties; and to specify an election date for submission of the proposition to electors and provide a ballot proposition.

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

SENATE BILL NO. 36—
BY SENATOR COX

A JOINT RESOLUTION

Proposing to amend Article VII, Section 21(F) of the Constitution of Louisiana, relative to ad valorem property tax; to limit the amount of exemptions granted by certain tax exemption contracts of the Board of Commerce and Industry; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

SENATE BILL NO. 37—
BY SENATOR HAINKEL

A JOINT RESOLUTION

Proposing to add Article VII, Section 18-A of the Constitution of Louisiana, relative to the levy of ad valorem property tax; to provide for the levy of such tax on nuclear electric generating facility property; to create the Nuclear Facility Property Tax Fund and provide for the distribution of the proceeds; to provide for related matters; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

SENATE BILL NO. 38—
BY SENATOR COX

A JOINT RESOLUTION

Proposing to add Article VII, Section 4.1 of the Constitution of Louisiana, relative to a litter tax; to provide for the levy and collection of the tax and use of the proceeds; to provide for related matters; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

SENATE BILL NO. 39—
BY SENATOR MALONE

AN ACT

To enact R.S. 18:402(F)(8), relative to elections; to provide that local ad valorem tax elections shall be held on the same date as the congressional primary elections; to provide for an emergency exception; 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.

SENATE BILL NO. 40—
BY SENATOR ROMERO

AN ACT

To amend and reenact R.S. 33:2716 and 2716.2(A) and to enact R.S. 47:301(10)(s), relative to sales and use or rental and lease taxation; to exclude from certain state and/or political subdivision sales and use and lease or rental taxation certain sales to, and use, lease, and

rentals by, construction contractors and subcontractors; 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.

SENATE BILL NO. 41—
BY SENATOR GREENE

AN ACT

To enact R.S. 47:306(B)(10), relative to taxation; to exempt drop shipment sales by a manufacturer to a wholesaler without a "W" number if the property is subsequently transferred to a wholesaler with a "W" number; to provide for evidence of such sale; 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.

SENATE BILL NO. 42—
BY SENATOR ELLINGTON

AN ACT

To enact R.S. 47:301(10)(s) and 18(g), relative to sales and use taxation; to exclude from state and political subdivision sales and use taxation certain items; 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.

SENATE BILL NO. 43—
BY SENATOR COX

AN ACT

To enact R.S. 33:2740.38, relative to taxing authorities which levy certain taxes in Calcasieu Parish; to authorize such authorities to levy and collect a tax on complimentary hotel rooms; to provide relative to such tax; and to provide for related matters.

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

SENATE BILL NO. 44—
BY SENATOR BARHAM

AN ACT

To amend and reenact R.S. 47:301(14)(a), to enact R.S. 33:2740 and R.S. 47:302.48, and to repeal R.S. 47:302.4 through 302.47, 322.1 through 322.38, and 332.1 through 332.43 under certain conditions, relative to the state sales tax on the furnishing of sleeping rooms, cottages, or cabins; to limit imposition of such tax; to repeal certain dedications of the proceeds of such tax; to authorize the levy of a similar tax by parishes and municipalities; 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.

SENATE BILL NO. 45—
BY SENATOR BARHAM

AN ACT

To enact Part II-B of Chapter 4 of Code Title II of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:2440.1 through 2440.12, relative to successions; to provide for uniform transfer on death of securities; 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. 46—
BY SENATOR BARHAM

AN ACT

To enact R.S. 33:4861.4(D)(4), relative to licensing requirements for charitable gaming; to exempt certain conservation organizations

from such requirements; to define such conservations organizations; 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. 47—
BY SENATOR SCHEDLER

AN ACT

To enact R.S. 47:297(L), relative to personal income taxation; to provide for an income tax credit for legally adopted children; 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.

SENATE BILL NO. 48—
BY SENATOR CAIN

AN ACT

To enact R.S. 47:301(7)(h), (10)(s), (18)(g), and (22), relative to sales and use tax; to provide for an exclusion from the sales tax of the state and its political subdivisions for certain non-profit hospitals; 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.

SENATE BILL NO. 49—
BY SENATOR BAJOE

AN ACT

To enact R.S. 47:301(10)(s) and (18)(g), relative to retail sales and use taxes; to provide for an exclusion from retail sales and use taxes on the sale of tangible personal property to The Salvation Army; 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.

SENATE BILL NO. 50—
BY SENATOR C. FIELDS

AN ACT

To enact R.S. 47:42(I), relative to exclusions from income taxation; to exclude the salary received by teachers for teaching in a public school from gross income; 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.

SENATE BILL NO. 51—
BY SENATOR HAINKEL

AN ACT

To amend and reenact R.S. 47:301(14)(g)(i), relative to sales and use tax; to provide for an exclusion from political subdivision sales and use tax for certain repairs to tangible personal property; and to provide for related matters.

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

SENATE BILL NO. 52—
BY SENATOR CASANOVA

AN ACT

To amend and reenact R.S. 47:303(B)(1)(b) and (3)(b)(ii), relative to credits against state and political subdivision sales taxes on motor vehicles; to limit the sales tax imposed on certain motor vehicles purchased outside of Louisiana by providing a certain credit; 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.

SENATE BILL NO. 53—
BY SENATOR BARHAM

AN ACT

To enact R.S. 47:643.1, relative to the taxation of timber; to provide that the severance tax shall be the only tax on timber or the right to cut and remove or use timber; 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.

SENATE BILL NO. 54—
BY SENATOR BARHAM

AN ACT

To amend and reenact R.S. 47:287.95(C) and to enact R.S. 47:601.1, relative to corporate income tax and franchise tax of certain transportation companies; to provide a minimal nexus standard for certain trucking companies before their income is apportioned to Louisiana for income tax purposes and before corporation franchise tax is imposed; 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.

SENATE BILL NO. 55—
BY SENATOR SHORT

AN ACT

To amend and reenact R.S. 47:301(13)(b), relative to state and political subdivision sales tax on the purchase of personal property; to redefine the term "sales price" for the purchase of certain motor vehicles; 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.

SENATE BILL NO. 56—
BY SENATOR SIRACUSA

AN ACT

To amend and reenact R.S. 38:90.12 (D), relative to the statewide flood-control program; to limit the amount of credit for construction work performed in lieu of cash match; to provide for value of in-kind construction; to provide for period of commencement of such work; 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. 57—
BY SENATOR ELLINGTON AND REPRESENTATIVE JACK SMITH

AN ACT

To amend and reenact R.S. 47:301(8)(c), relative to the state sales and use tax; to define person to exclude a contractors or subcontractors designated as the agent of a public entity in a public works contract; 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.

SENATE BILL NO. 58—
BY SENATOR COX

AN ACT

To enact R.S. 33:2740.38, relative to taxing authorities which levy taxes on the furnishing of certain accommodations; to authorize such authorities to levy and collect a tax on complimentary hotel rooms; to provide relative to such tax; and to provide for related matters.

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

SENATE BILL NO. 59—
BY SENATOR BARHAM

AN ACT

To repeal Part II of Chapter 6 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, composed of R.S. 47:651, Part III of Chapter 6 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, composed of R.S. 47:671 through 681.1, and Part IV of Chapter 6 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, composed of R.S. 47:691 through 697, relative to taxes related to natural resources; to repeal certain 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.

SENATE BILL NO. 60—
BY SENATOR BARHAM

AN ACT

To provide a tax credit for certain amounts paid under the provisions of Act 690 of the 1993 Regular Session of the Legislature of the state of Louisiana; to provide for application of the credit against corporate income and corporate franchise taxes; to provide for calculation of the credit; to limit application of the credit; to provide relative to the net operating loss deduction; 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.

SENATE BILL NO. 61—
BY SENATOR BEAN

AN ACT

To amend R.S. 47:301(7)(b) and (10)(a)(i), (ii), and (iii), and 18(a)(i), (ii), and (iii), and to repeal R.S. 47:301(10)(a)(iv) and (18)(a)(iv), relative to state and political subdivision sales and use tax; excludes from such tax tangible personal property purchased, leased, or rented which is, in turn, leased or rented; 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.

SENATE BILL NO. 62—
BY SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 47:633(7)(c)(iv)(aa) and 648.2(1)(c), relative to severance tax suspensions; to extend the period for severance tax suspensions for inactive and new discovery wells; 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.

SENATE BILL NO. 63—
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 47:1206, relative to the gift tax, to reduce the Louisiana Gift Tax; to provide for the repeal of the gift tax effective July 1, 2004; 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.

SENATE BILL NO. 64—
BY SENATOR MALONE

AN ACT

To amend and reenact R.S. 47:305.41 and 305.43(A), relative to sales taxation of Bass Life; to provide an exemption from state and local sales and use tax for Bass Life or any of its chapters; 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 Revenue and Fiscal Affairs.

SENATE BILL NO. 65—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 23:1377(B)(1), relative to the Workers' Compensation Second Injury Fund; to reduce the annual assessment levied against property and casualty insurers, individual self-insurers, and group self-insurance funds credited to the Workers' Compensation Second Injury Fund; 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.

SENATE BILL NO. 66—
BY SENATOR ELLINGTON

AN ACT

To enact R.S. 47:301(13)(f), (14)(j), (16)(d), (e), and (f), (22), (23), and (24), relative to sales and use taxes levied by local governmental subdivisions, school boards, and other political subdivisions whose boundaries are not coterminous with those of the state; to exclude from such tax activities, transactions, and property related to certain computer software and related to certain professional persons; 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 Local and Municipal Affairs.

SENATE BILL NO. 67—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 47:301(7)(f), 8(d)(iv), 10(q)(ii), and 18(e)(ii) and Section 2 of Act 15 of the 1996 Regular Session of the Louisiana Legislature, relative to sales and use tax of the state and its political subdivisions; to extend and broaden such sales tax exclusions for certain parochial and private schools and certain churches and synagogues; 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.

SENATE BILL NO. 68—
BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 48:274.1(D), 274.3(E), 381(G), 381.1(E), and 381.2(D), relative to highways, to provide relative to permitted use and occupancy of highway rights-of-way; to provide for the disposition of revenue from fees for such permitting; to abolish certain funds established relative to such fees; to provide that the revenue from such fees be considered as self-generated revenue to the Department of Transportation and Development; 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.

SENATE BILL NO. 69—
BY SENATOR BAGNERIS

AN ACT

To amend and reenact R.S. 47:120.37 (B) and (D), and to enact R.S. 47:120.37 (E), (F), and (G), relative to revenue and taxation; to lower the minimum threshold for organizations to remain on the Louisiana Income Tax Donation Schedule; to require the annual rotation of organization names on the donation schedule; to allow organizations to provide an informational telephone number next to their name; to allow organizations removed from the income tax donation schedule due to the current minimum donation requirement to apply to be placed back on the donation schedule

if they would have satisfied the lowered donation requirement during the past five years; 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.

SENATE BILL NO. 70—
BY SENATOR ROMERO

AN ACT

To amend and reenact R.S. 33:2716 and 2716.2(A) and to enact R.S. 47:301(10)(s) and (t), relative to sales and use or rental and lease taxation; to exclude from certain state and/or political subdivision sales and use and lease or rental taxation certain sales to, and use, lease, and rentals by, construction contractors and subcontractors; and to provide for related matters.

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

SENATE BILL NO. 71—
BY SENATOR HAINKEL

AN ACT

To enact R.S. 45:1163(A)(4) relative to the power of the Public Service Commission to regulate rates and service; to prevent the Public Service Commission from authorizing public utilities or certain electric cooperatives to pass through the impact of taxes to their customers through the rates charged; 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.

SENATE BILL NO. 72—
BY SENATOR HAINKEL

AN ACT

To enact R.S. 47:2101.2, relative to the uniform levy and collection of ad valorem taxes; to prohibit parishes, municipalities, or political subdivisions from imposing penalties, interest, fees, costs, or expenses for nonpayment of ad valorem taxes; to prohibit parishes, municipalities, or political subdivisions from attaching certain tax liens, imposing personal liability, or establishing certain procedures relative to nonpayment of 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.

SENATE BILL NO. 73—
BY SENATOR BARHAM

AN ACT

To amend and reenact R.S. 39:1410.60(B)(1), relative to bonds and other debt; to provide an exception to the requirement of State Bond Commission approval; 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.

SENATE BILL NO. 74—
BY SENATOR BARHAM

AN ACT

To amend and reenact R.S. 47:2304(B), relative to assessment of immovable property; to provide for the filing of applications for use value assessment and appraisals; 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.

SENATE BILL NO. 75—
BY SENATOR HAINKEL

AN ACT

To enact R.S. 47:6012, relative to income tax credits; to establish a credit against the corporate and personal income taxes for the rehabilitation of historic structures; to provide for the determination

of the credit; to provide for the taxable periods to which the credit applies; 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.

SENATE BILL NO. 76—
BY SENATOR BARHAM

AN ACT

To enact R.S. 47:6012, relative to employer tax credits; to establish an employer tax credit for income taxes and corporation franchise taxes for the donation of materials, equipment, advisors, or instructors to certain entities; to provide for the amount of the tax credit; to establish the taxable period for the tax credit; to provide for the promulgation of rules and regulations; and to provide for related matters.

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

SENATE BILL NO. 77—
BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 47:820.4, 820.5(A) and (B), and 850.5.1(A), R.S. 48:1092(A), 1092.1, and 1101.1(A) and (B)(2) and (4) and to repeal R.S. 47:820.5(B)(4), relative to tolls on certain bridges; to extend the duration of collection of tolls on the Sunshine Bridge and the Greater New Orleans Mississippi River bridges; to provide relative to the membership, duties, and terms of the board of commissioners of the Mississippi River Bridge Authority; to provide for issuance of Automatic Vehicular Identification toll tags; to require promulgation of rules and regulations for such issuance; to provide for the use of toll proceeds; 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 Transportation, Highways, and Public Works.

SENATE BILL NO. 78—
BY SENATOR ROBICHAUX

AN ACT

To amend and reenact R.S. 47:1561.1, relative to personal liability for taxes; to provide for the personal liability of certain members of limited liability companies or limited partnerships; 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.

SENATE BILL NO. 79—
BY SENATOR HEITMEIER

AN ACT

To enact R.S. 47:297(L), relative to personal income taxation; to provide for an income tax credit for tolls paid on certain state bridges and ferries; to provide for the promulgation of rules and regulations; 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.

SENATE BILL NO. 80—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 15:566(A) and 824(B)(1)(a), relative to persons committed to the Department of Public Safety and Corrections; to provide for an increase in per diem payments made to sheriffs or parish governing authorities for feeding and maintaining state prisoners housed in parish correctional facilities

pending an appeal or non-placement in a state correctional facility; 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. 81—
BY SENATOR LANDRY AND REPRESENTATIVE TRAVIS

AN ACT

To amend and reenact R.S. 45:162(7) and R.S. 47:1003(11)(b), relative to gross receipt tax; to define contract carrier by bus; to exempt such carrier from gross receipt tax; to provide for 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.

SENATE BILL NO. 82—
BY SENATOR CAMPBELL

AN ACT

To amend and reenact R.S. 47:3202(C) and 4304(C), relative to tax exemptions; to provide a right of first refusal to Louisiana businesses as a condition for business and manufacturing establishments; to receive certain tax exemptions; 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.

SENATE BILL NO. 83—
BY SENATOR BARHAM

AN ACT

To enact Part V of Chapter 1 of Title 23 of the Louisiana Revised Statutes of 1950 to be comprised of R.S. 23:81 through 95, relative to tax exemptions; to authorize the creation of education and training programs; to exempt such programs from state and local taxes; to create the Louisiana Consortium of Air Conditioning, Heating, Ventilation, and Refrigeration; to provide for the development of an education and training program for the heating, ventilation, air conditioning and refrigeration industry; to create a board of directors and provide relative to its composition, powers, authority, and functions; to permit the imposition of fees and civil penalties on distributors of heating, ventilation, air conditioning and refrigeration products; to exempt the heating, ventilation, air conditioning and refrigeration consortium from state and local taxes; 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.

SENATE BILL NO. 84—
BY SENATOR LANDRY AND REPRESENTATIVE MONTGOMERY

AN ACT

To amend and reenact R.S. 45:162(7) and R.S. 47:305.50(A)(1) and to repeal Section 2 of Act No. 8 of the 1996 Regular Session of the Legislature, relative to sales and use tax; to define contract carrier by bus; to provide for exemption for such carrier from sales and use tax; to repeal sunset 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 referred to the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 85—
BY SENATOR BAGNERIS

AN ACT

To enact R.S. 47:297.3, relative to income tax; to provide for an earned income tax credit against income tax liability; 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.

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SENATE BILL NO. 86—
BY SENATOR COX

AN ACT

To enact R.S. 30:2525(D) and 2532(B)(3), relative to dedication and allocation of funds for the Keep Louisiana Beautiful Fund; 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.

Introduction of Senate Bills
and Joint Resolutions

Senator Bagneris asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Bills and Joint Resolutions a first and second time and referring them to committee.

SENATE BILL NO. 87—
BY SENATOR HOLLIS

AN ACT

To enact R.S. 27:245(C), relative to the Gaming Control Board, to authorize the board to renegotiate and execute a contract; 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.

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. 3—
BY SENATOR HOLLIS

A RESOLUTION

To adopt Senate Rule No. 1.4 of the Rules of Order of the Senate, relative to auditory and video recordings; to prohibit such recordings within the Senate Chamber; to provide for exceptions; to provide for the immediate ejection and barring reentry into the Chamber for one year.

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

SENATE CONCURRENT RESOLUTION NO. 2—
BY SENATORS CAIN AND BARHAM AND REPRESENTATIVE JOHN R. SMITH

A CONCURRENT RESOLUTION

To create and provide with respect to a joint legislative committee to study the effects of a proposed oil and gas processing tax.

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

SENATE CONCURRENT RESOLUTION NO. 3—
BY SENATOR ELLINGTON

A CONCURRENT RESOLUTION

To direct the State Board of Elementary and Secondary Education to study the development and implementation of career options beginning in the ninth grade with a course of study for students planning immediate post secondary education and a course of study for students planning immediate entry into the work force, with both options receiving the same diploma and meeting the same requirements for all state- sponsored scholarship and other student financial assistance programs.

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

SENATE CONCURRENT RESOLUTION NO. 4—
BY SENATORS HAINKEL AND SHORT

A CONCURRENT RESOLUTION

To request the Department of Wildlife and Fisheries to study that portion of the Tchefuncte River from the Highway 22 Bridge to its entrance into Lake Pontchartrain for possible inclusion in the Louisiana natural and scenic rivers system.

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

SENATE CONCURRENT RESOLUTION NO. 5—
BY SENATOR LAMBERT

A CONCURRENT RESOLUTION

To direct the Department of Transportation and Development to install flashing lights and "slow-school zone" signs at highways adjacent to the entrance of all schools.

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

SENATE CONCURRENT RESOLUTION NO. 6—
BY SENATOR LAMBERT

A CONCURRENT RESOLUTION

To authorize and direct the Department of Transportation and Development to install a flashing caution light and a school speed zone sign in the school zone of Oak Grove Primary School at 17550 Old Jefferson Highway (Louisiana Highway 73) near Louisiana Highway 42 in Prairieville, Louisiana.

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

SENATE CONCURRENT RESOLUTION NO. 7—
BY SENATORS THEUNISSEN AND CASANOVA AND REPRESENTATIVE PINAC

A CONCURRENT RESOLUTION

To designate May 5, 1998, as "FFA Day" at the Louisiana Legislature.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Bagneris	Fields C	Malone
Bajoie	Fields W	Romero
Barham	Greene	Schedler
Branch	Heitmeier	Short
Cain	Hines	Siracusa
Cox	Hollis	Smith
Cravins	Johnson	Tarver
Dardenne	Jones	Theunissen
Dean	Lambert	Ullo
Dyess	Landry	
Total—32		

NAYS

Total—0

ABSENT

Bean	Hainkel	Robichaux
Campbell	Irons	

Casanova Jordan
Total—7

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

SENATE CONCURRENT RESOLUTION NO. 8—
BY SENATOR DARDENNE

A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Senate and Governmental Affairs and the House Committee on House and Governmental Affairs to function as a joint committee to study the feasibility of mandating a reporting system which requires certain candidates for a statewide office to disclosure a contributor's occupation and employer.

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

Messages from the House

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

Message from the House

**ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS**

April 27, 1998

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. 1—
BY REPRESENTATIVE WILKERSON

A CONCURRENT RESOLUTION

To commend Houston Chief of Police and Gambling alumni Clarence O'Neal "Brad" Bradford for his many accomplishments upon the occasion of his visit to the Legislature of Louisiana.

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. 1—
BY REPRESENTATIVE WILKERSON

A CONCURRENT RESOLUTION

To commend Houston Chief of Police and Gambling alumni Clarence O'Neal "Brad" Bradford for his many accomplishments upon the occasion of his visit to the Legislature of Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Bajoie
Barham
Branch
Cain
Casanova
Cox
Cravins
Dardenne
Dean
Total—30

Dyess
Ellington
Fields C
Fields W
Greene
Heitmeier
Hines
Hollis
Johnson
Jones

Lambert
Landry
Lentini
Romero
Schedler
Syracusa
Smith
Tarver
Theunissen
Ullo

NAYS

Total—0

ABSENT

Bagneris
Bean
Campbell
Total—9

Hainkel
Irons
Jordan

Malone
Robichaux
Short

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

Motion

Senator Bagneris moved that the Senate proceed to the House of Representatives to meet in Joint Session.

Joint Session of the Legislature

The joint session of the legislature was called to order at 1:00 P.M. by the honorable Randy L. Ewing, President of the Senate.

On motion of Sen. Short, the calling of the roll on the part of the Senate was dispensed with.

On motion of Rep. Dimos, the calling of the roll on the part of the House was dispensed with.

The President of the Senate appointed the following committee to escort the honorable Murphy J. Foster, Jr., Governor of the State of Louisiana, to the joint session.

On the part of the Senate: Sens. Tarver, Bajoie, Landrieu, Schedler, and Short.

On the part of the House: Reps. Hebert, Triche, Durand, Baudoin, and Bruce.

The President of the Senate introduced the honorable Murphy J. Foster, Jr., who addressed the joint session of the legislature.

On motion of Sen. Short, the Senate retired to its own chamber.

After Joint Session

ROLL CALL

The Senate was called to order by the President of the Senate with the following Senators present:

PRESENT

Mr. President
Bagneris
Bajoie
Barham
Branch
Cox

Dyess
Ellington
Fields C
Greene
Hines
Hollis

Landry
Lentini
Romero
Schedler
Syracusa
Smith

April 27, 1998

Cravins
Dardenne
Dean
Total—27

Johnson
Jones
Lambert

ABSENT

Tarver
Theunissen
Ullo

Bean
Cain
Campbell
Casanova
Total—12

Fields W
Hainkel
Heitmeier
Irons

Jordan
Malone
Robichaux
Short

The President of the Senate announced there were 27 Senators present and a quorum.

**Senate Business Resumed
After Joint Session**

Leaves of Absence

The following leaves of absence were asked for and granted:

Bean	1 Day	Cain	1 Day
Campbell	1 Day	Casanova	½ Day
W. Fields	½ Day	Hainkel	1 Day
Heitmeier	½ Day	Irons	1 Day
Jordan	1 Day	Malone	1 Day
Robichaux	1 Day	Short	1 Day

Adjournment

Senator Bagneris moved that the Senate adjourn until Tuesday, May 5, 1998 at 4:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 4:00 o'clock P.M. on Tuesday, May 5, 1998.

MICHAEL S. BAER, III
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk