

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

FIFTH DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Monday, April 5, 1999

The Senate was called to order at 5:00 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	Fields C	Landry
Bajoie	Fields W	Lentini
Barham	Greene	Robichaux
Boissiere	Hainkel	Romero
Branch	Heitmeier	Schedler
Cain	Hines	Siracusa
Campbell	Hollis	Smith
Cravins	Irons	Theunissen
Dardenne	Johnson	Thomas
Dean	Jones	Ullo
Dyess	Jordan	
Ellington	Lambert	
Total—34		

ABSENT

Bean	Cox	Tarver
Casanova	Malone	
Total—5		

The President of the Senate announced there were 34 Senators present and a quorum.

Prayer

The prayer was offered by Senator Barham, 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 Barham, 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**

April 5, 1999

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. 46—
BY SENATOR EWING

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana to Senator Charles D. Jones and his entire family upon the death of his brother, Sam Jones, Jr.

Reported without amendments.

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

**Introduction of Senate Bills
and Joint Resolutions**

Senator Landry 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. 987—
BY SENATOR LANDRY

AN ACT

To enact R.S. 14:141.1 and R.S. 30:2026.1, relative to offenses affecting the public and the environment; to create the crime of environmental fraud by state employees; to provide for criminal and civil penalties and fines; to provide relative to the prosecution of environmental fraud crimes; to provide for citizen suits under certain circumstances; to provide relative to prohibited reprisals and remedies; and to provide for related matters.

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

SENATE BILL NO. 988—
BY SENATORS DYESS AND CAIN

AN ACT

To enact R.S. 49:191(12) and to repeal R.S. 49:191(10)(c), relative to the Department of Agriculture and Forestry including provisions to provide for the re-creation of the Department of Agriculture and Forestry and the statutory entities made a part of the department by law; to provide for the effective termination date of all statutory authority for the existence of such statutory entities; and to provide for related matters.

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

SENATE BILL NO. 989—
BY SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 39:554, relative to bonded indebtedness for school purposes; to authorize school districts to incur debt and issue bonds for the purpose of acquiring school and activity buses; and to provide for related matters.

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

SENATE BILL NO. 990—

BY SENATOR THEUNISSEN

AN ACT

To enact R.S. 13:985, 985.1, and 996.58, relative to the Thirty-first Judicial District Court; to provide for a court reporter, an indigent transcript fund, and a judicial expense fund; and to provide for related matters.

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

SENATE BILL NO. 991—

BY SENATOR COX

AN ACT

To enact Part LI of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.151 through 1300.153, relative to hepatitis C; to provide for legislative findings and purpose; to provide for protocols and guidelines for educating health care providers and community service providers on hepatitis C detection, diagnosis, treatment, and therapeutic decisions making; and to provide for related matters.

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

**Introduction of
Senate Concurrent Resolutions**

Senator Landry 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. 48—

BY SENATOR THOMAS

A CONCURRENT RESOLUTION

To direct the Department of Health and Hospitals to allow Washington Parish Hospital Service District No. 1 to certify, as a contributing public agency, public funds as representing expenditures eligible for federal financial participation in the Medicaid program to the extent authorized by federal law.

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

SENATE CONCURRENT RESOLUTION NO. 49—

BY SENATOR DYESS

A CONCURRENT RESOLUTION

To urge and request the Board of Regents, under the authority of Article VIII, Section 5(D)(3) of the Constitution of Louisiana, to study the need for and feasibility of converting Louisiana State University at Alexandria from a college limited to offering degrees of a lower rank than baccalaureate to a college authorized to offer baccalaureate degrees or establishing a branch campus of Louisiana State University and Agricultural and Mechanical College at Alexandria, and to further request the Board of Regents to submit a report to the Senate and House education committees by May 3, 1999.

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

SENATE CONCURRENT RESOLUTION NO. 50—

BY SENATOR JONES

A CONCURRENT RESOLUTION

To create a special committee to study the constitutional power and authority of the three branches of government with respect to execution of clemency power.

On motion of Senator Landry, 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 BILLS AND JOINT RESOLUTIONS**

April 5, 1999

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. 76—

BY REPRESENTATIVE BRUNEAU

AN ACT

To enact R.S. 51:2613(I), relative to enforcement of the Louisiana Open Housing Act by private persons; to authorize courts to award court costs and reasonable attorney fees to a prevailing defendant; and to provide for related matters.

HOUSE BILL NO. 88—

BY REPRESENTATIVE BRUNEAU

AN ACT

To amend and reenact R.S. 9:2792.7, relative to offenses and quasi offenses; to provide a statutory definition of a "homeowners association"; and to provide for related matters.

HOUSE BILL NO. 94—

BY REPRESENTATIVE BRUNEAU

AN ACT

To enact Code of Civil Procedure Art. 1915(A)(6), relative to judgments for sanctions and disciplinary actions; to authorize the rendition of a partial, final judgment on the issue of sanctions or disciplinary actions; and to provide for related matters.

HOUSE BILL NO. 198—

BY REPRESENTATIVE BRUNEAU

AN ACT

To enact R.S. 42:855, relative to the State Employees' Group Benefits Program; to prohibit requiring a refund of expenditures from a plan member or health care provider on certain paid claims on the basis of ineligibility under certain circumstances; and to provide for related matters.

HOUSE BILL NO. 8—

BY REPRESENTATIVE MCCAIN

AN ACT

To amend and reenact R.S. 35:191(C)(3), relative to notaries public; to increase the amount of the surety bond required for non-attorney notaries from five thousand dollars to twenty-five thousand dollars; to authorize security in the form of insurance coverage; and to provide for related matters.

HOUSE BILL NO. 17—

BY REPRESENTATIVE BRUNEAU

AN ACT

To amend and reenact Code of Civil Procedure Articles 2883(B), 2884(B), 2885(C), and 2886(C), relative to probate and the registry of an olographic testament, a nuncupative testament by private act, and a mystic testament; to remove the form requirement that the affidavits of witnesses be executed before a notary and two witnesses; to authorize witnesses to give testimony in the form of an affidavit in lieu of an authentic act, unless the court in its discretion requires the person to appear and testify orally; and to provide for related matters.

HOUSE BILL NO. 62—

BY REPRESENTATIVES SCHNEIDER, BRUNEAU, DONELON, MCMAINS, WINSTON, BRUCE, CLARKSON, COPELIN, CRANE, CURTIS, DANIEL, DIEZ, DURAND, FLAVIN, FRITH, GAUTREAU, JENKINS, MICHOT, PERKINS, SHAW, JOHN SMITH, STELLY, AND TOOMY AND SENATORS LAMBERT AND DARDENNE

AN ACT

To amend and reenact Civil Code Articles 776, 780, and 783 and to enact Part II-B of Chapter 1 of Code Title I of Code Book II of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:1141.1 through 1141.9, all relative to the use of property burdened with building restrictions; to clarify the codal authority to amend such restrictions, generally; to provide specifically for the application of such restrictions in residential planned communities and to statutorily recognize homeowners' communities; to provide definitions and applicability of the Louisiana Homeowners Association Act; to provide for the establishment, amendment, and termination of building restrictions imposed on homeowners association property; to provide with respect to enforcement of such restrictions; and to provide for related matters.

HOUSE BILL NO. 217—

BY REPRESENTATIVES BRUNEAU, MCMAINS, DIMOS, DURAND, FRUGE, JOHNS, WALSWORTH, WIGGINS, ALARIO, BARTON, BOWLER, BRUCE, COPELIN, CRANE, CURTIS, DANIEL, FAUCHEUX, FONTENOT, FRITH, HAMMETT, HUNTER, KENNEY, MCCAIN, MCCALLUM, MCDONALD, MICHOT, MONTGOMERY, MURRAY, PINAC, POWELL, ROMERO, SCALISE, SCHNEIDER, SHAW, JACK SMITH, TRAVIS, WADDELL, WARNER, WILLARD, AND WRIGHT

AN ACT

To amend and reenact R.S. 13:3881(D)(1) and (2), R.S. 20:33(1), and R.S. 22:647(B) and to enact R.S. 13:3881(D)(3), relative to general exemptions from seizure; to include all annuity contracts and tax-deferred arrangements as exempt; to provide subject to standard exemptions; to define annuity contract; to provide for applicability; and to provide for related matters.

HOUSE BILL NO. 241—

BY REPRESENTATIVES ALEXANDER AND ROMERO

AN ACT

To amend and reenact R.S. 56:320(A)(1) and (2) and to repeal R.S. 56:320(A)(4), relative to methods of taking fish; to provide relative to the use of bow and arrow for the taking of fish; to prohibit the taking of certain species of fish by bow and arrow; and to provide for related matters.

HOUSE BILL NO. 345—

BY REPRESENTATIVE LONG

AN ACT

To amend and reenact R.S. 17:1964(A) and (D), relative to the board of directors for the Louisiana School of Math, Science, and the Arts; to add one member to the board; and to provide for related matters.

HOUSE BILL NO. 415—

BY REPRESENTATIVE SHAW

AN ACT

To authorize and provide for the transfer or lease of certain property in Caddo Parish to the Caddo Parish Communications District Number One from the Caddo Parish School Board; and to provide for related matters.

HOUSE BILL NO. 448—

BY REPRESENTATIVE SALTER

AN ACT

To enact R.S. 41:899, relative to school boards; to authorize the Red River Parish School Board to exchange unused school land, including but not limited to sixteenth section land; to provide procedures, terms, and conditions, including advertisement, appraisals, and public hearings; and to provide for related matters.

HOUSE BILL NO. 1268—

BY REPRESENTATIVES DURAND, DEWITT, DOWNER, MCMAINS, DIEZ, CRANE, DANIEL, FLAVIN, FRITH, HEBERT, AND HILL AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To authorize the state to exchange and convey title to certain state property in St. Martin Parish for certain properties owned by Atchafalaya Land Corporation; to provide terms and conditions, and to provide for related matters.

HOUSE BILL NO. 243—

BY REPRESENTATIVES DEWITT, FRITH, AND PINAC

AN ACT

To enact R.S. 56:104(A)(7), relative to wildlife and fisheries; to provide relative to the obtaining of hunting licenses to authorize a person born in Louisiana and possessing a valid Louisiana birth certificate to purchase a basic trip hunting license at a reduced cost; and to provide for related matters.

HOUSE BILL NO. 374—

BY REPRESENTATIVE THOMPSON

AN ACT

To amend and reenact R.S. 24:511(C), relative to the filling of a vacancy in the office of legislative auditor; to provide with respect to filling the office of legislative auditor on a temporary basis; to create the Special Recommendation Commission; to provide for a recommendation of the commission to be reported to the legislature; to provide for the responsibilities of the commission; and to provide for related matters.

HOUSE BILL NO. 428—

BY REPRESENTATIVE JOHN SMITH

AN ACT

To authorize and provide for the transfer, lease, or cooperative endeavor of certain state property in Vernon Parish to the Vernon Parish Police Jury; to provide certain conditions and requirements; and to provide for related matters.

HOUSE BILL NO. 455—

BY REPRESENTATIVES LANCASTER, BRUNEAU, COPELIN, FONTENOT, GREEN, HUNTER, SHAW, WADDELL, AND WALSWORTH AND SENATOR DARDENNE

AN ACT

To enact R.S. 49:191(12) and to repeal R.S. 49:191(10)(h), relative to the Department of State, including provisions to provide for the re-creation of the Department of State and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

HOUSE BILL NO. 456—

BY REPRESENTATIVES LANCASTER, BRUNEAU, COPELIN, FONTENOT, GREEN, HUNTER, SHAW, WADDELL, AND WALSWORTH AND SENATOR DARDENNE

AN ACT

To enact R.S. 49:191(12) and to repeal R.S. 49:191(10)(i), relative to the Department of Civil Service, including provisions to provide for the re-creation of the Department of State Civil Service and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

HOUSE BILL NO. 485—

BY REPRESENTATIVE FAUCHEUX AND SENATOR LAMBERT

AN ACT

To authorize and provide for the transfer, lease, or cooperative endeavor of certain state property in St. James Parish to the town of Gramercy from the Department of Transportation and Development; to provide terms and conditions; and to provide for related matters.

April 5, 1999

HOUSE BILL NO. 565—

BY REPRESENTATIVES JOHN SMITH, DANIEL, FLAVIN, AND MICHOT
AN ACT

To repeal R.S. 30:607 and Chapter 10 of Subtitle 1 of Title 30 of the Louisiana Revised Statutes of 1950, comprised of R.S. 30:1001 through 1011, relative to conservation; to repeal certain requirements regarding the first sale of new natural gas.

HOUSE BILL NO. 1260—

BY REPRESENTATIVES JOHN SMITH, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To repeal Act No. 208 of the 1997 Regular Session of the Legislature, relative to the requirement that the commissioner of conservation hold monthly public hearings in Shreveport; and to provide for related matters.

HOUSE BILL NO. 1264—

BY REPRESENTATIVES JOHN SMITH, DEWITT, DOWNER, MCMAINS, DIEZ, CRANE, FRITH, AND HEBERT AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, SCHEDLER, AND ULLO

AN ACT

To amend and reenact R.S. 56:700.4(B)(introductory paragraph) and (2), relative to the Fishermen's Gear Compensation Fund; to authorize the secretary of the Department of Natural Resources to waive the ninety-day limit on the required reporting period in order to meet eligibility requirements for payments from the fund; and to provide for related matters.

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

House Bills and Joint Resolutions

Senator Landry 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 which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE BILL NO. 8—

BY REPRESENTATIVE MCCAIN
AN ACT

To amend and reenact R.S. 35:191(C)(3), relative to notaries public; to increase the amount of the surety bond required for non-attorney notaries from five thousand dollars to twenty-five thousand dollars; to authorize security in the form of insurance coverage; and to provide for related matters.

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

HOUSE BILL NO. 17—

BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact Code of Civil Procedure Articles 2883(B), 2884(B), 2885(C), and 2886(C), relative to probate and the registry of an olographic testament, a nuncupative testament by private act, and a mystic testament; to remove the form requirement that the affidavits of witnesses be executed before a notary and two witnesses; to authorize witnesses to give testimony in the form of an affidavit in lieu of an authentic act, unless the court in its discretion requires the person to appear and testify orally; and to provide for related matters.

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

HOUSE BILL NO. 62—

BY REPRESENTATIVES SCHNEIDER, BRUNEAU, DONELON, MCMAINS, WINSTON, BRUCE, CLARKSON, COPELIN, CRANE, CURTIS, DANIEL, DIEZ, DURAND, FLAVIN, FRITH, GAUTREAUX, JENKINS, MICHOT, PERKINS, SHAW, JOHN SMITH, STELLY, AND TOOMY AND SENATORS LAMBERT AND DARDENNE

AN ACT

To amend and reenact Civil Code Articles 776, 780, and 783 and to enact Part II-B of Chapter 1 of Code Title I of Code Book II of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:1141.1 through 1141.9, all relative to the use of property burdened with building restrictions; to clarify the codal authority to amend such restrictions, generally; to provide specifically for the application of such restrictions in residential planned communities and to statutorily recognize homeowners' communities; to provide definitions and applicability of the Louisiana Homeowners Association Act; to provide for the establishment, amendment, and termination of building restrictions imposed on homeowners association property; to provide with respect to enforcement of such restrictions; and to provide for related matters.

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

HOUSE BILL NO. 76—

BY REPRESENTATIVE BRUNEAU
AN ACT

To enact R.S. 51:2613(I), relative to enforcement of the Louisiana Open Housing Act by private persons; to authorize courts to award court costs and reasonable attorney fees to a prevailing defendant; and to provide for related matters.

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

HOUSE BILL NO. 88—

BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact R.S. 9:2792.7, relative to offenses and quasi offenses; to provide a statutory definition of a "homeowners association"; and to provide for related matters.

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

HOUSE BILL NO. 94—

BY REPRESENTATIVE BRUNEAU
AN ACT

To enact Code of Civil Procedure Art. 1915(A)(6), relative to judgments for sanctions and disciplinary actions; to authorize the rendition of a partial, final judgment on the issue of sanctions or disciplinary actions; and to provide for related matters.

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

HOUSE BILL NO. 198—

BY REPRESENTATIVE BRUNEAU
AN ACT

To enact R.S. 42:855, relative to the State Employees' Group Benefits Program; to prohibit requiring a refund of expenditures from a plan member or health care provider on certain paid claims on the basis of ineligibility under certain circumstances; and to provide for related matters.

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

HOUSE BILL NO. 217—

BY REPRESENTATIVES BRUNEAU, MCMAINS, DIMOS, DURAND, FRUGE, JOHNS, WALSWORTH, WIGGINS, ALARIO, BARTON, BOWLER, BRUCE, COPELIN, CRANE, CURTIS, DANIEL, FAUCHEUX, FONTENOT, FRITH, HAMMETT, HUNTER, KENNEY, MCCAIN, MCCALLUM, MCDONALD, MICHOT, MONTGOMERY, MURRAY, PINAC, POWELL, ROMERO, SCALISE, SCHNEIDER, SHAW, JACK SMITH, TRAVIS, WADDELL, WARNER, WILLARD, AND WRIGHT

AN ACT

To amend and reenact R.S. 13:3881(D)(1) and (2), R.S. 20:33(1), and R.S. 22:647(B) and to enact R.S. 13:3881(D)(3), relative to general exemptions from seizure; to include all annuity contracts and tax-deferred arrangements as exempt; to provide subject to standard exemptions; to define annuity contract; to provide for applicability; and to provide for related matters.

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

HOUSE BILL NO. 241—

BY REPRESENTATIVES ALEXANDER AND ROMERO
AN ACT

To amend and reenact R.S. 56:320(A)(1) and (2) and to repeal R.S. 56:320(A)(4), relative to methods of taking fish; to provide relative to the use of bow and arrow for the taking of fish; to prohibit the taking of certain species of fish by bow and arrow; and to provide for related matters.

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

HOUSE BILL NO. 243—

BY REPRESENTATIVES DEWITT, FRITH, AND PINAC
AN ACT

To enact R.S. 56:104(A)(7), relative to wildlife and fisheries; to provide relative to the obtaining of hunting licenses to authorize a person born in Louisiana and possessing a valid Louisiana birth certificate to purchase a basic trip hunting license at a reduced cost; and to provide for related matters.

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

HOUSE BILL NO. 345—

BY REPRESENTATIVE LONG
AN ACT

To amend and reenact R.S. 17:1964(A) and (D), relative to the board of directors for the Louisiana School of Math, Science, and the Arts; to add one member to the board; and to provide for related matters.

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

HOUSE BILL NO. 374—

BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 24:511(C), relative to the filling of a vacancy in the office of legislative auditor; to provide with respect to filling the office of legislative auditor on a temporary basis; to create the Special Recommendation Commission; to provide for a recommendation of the commission to be reported to the legislature; to provide for the responsibilities of the commission; and to provide for related matters.

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

HOUSE BILL NO. 415—

BY REPRESENTATIVE SHAW
AN ACT

To authorize and provide for the transfer or lease of certain property in Caddo Parish to the Caddo Parish Communications District Number One from the Caddo Parish School Board; and to provide for related matters.

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

HOUSE BILL NO. 428—

BY REPRESENTATIVE JOHN SMITH
AN ACT

To authorize and provide for the transfer, lease, or cooperative endeavor of certain state property in Vernon Parish to the Vernon Parish Police Jury; to provide certain conditions and requirements; and to provide for related matters.

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

HOUSE BILL NO. 448—

BY REPRESENTATIVE SALTER
AN ACT

To enact R.S. 41:899, relative to school boards; to authorize the Red River Parish School Board to exchange unused school land, including but not limited to sixteenth section land; to provide procedures, terms, and conditions, including advertisement, appraisals, and public hearings; and to provide for related matters.

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

HOUSE BILL NO. 455—

BY REPRESENTATIVES LANCASTER, BRUNEAU, COPELIN, FONTENOT, GREEN, HUNTER, SHAW, WADDELL, AND WALSWORTH AND SENATOR DARDENNE
AN ACT

To enact R.S. 49:191(12) and to repeal R.S. 49:191(10)(h), relative to the Department of State, including provisions to provide for the re-creation of the Department of State and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

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

HOUSE BILL NO. 456—

BY REPRESENTATIVES LANCASTER, BRUNEAU, COPELIN, FONTENOT, GREEN, HUNTER, SHAW, WADDELL, AND WALSWORTH AND SENATOR DARDENNE
AN ACT

To enact R.S. 49:191(12) and to repeal R.S. 49:191(10)(i), relative to the Department of Civil Service, including provisions to provide for the re-creation of the Department of State Civil Service and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

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

HOUSE BILL NO. 485—

BY REPRESENTATIVE FAUCHEUX AND SENATOR LAMBERT
AN ACT

To authorize and provide for the transfer, lease, or cooperative endeavor of certain state property in St. James Parish to the town of Gramercy from the Department of Transportation and Development; to provide terms and conditions; and to provide for related matters.

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

April 5, 1999

HOUSE BILL NO. 565—

BY REPRESENTATIVES JOHN SMITH, DANIEL, FLAVIN, AND MICHOT
AN ACT

To repeal R.S. 30:607 and Chapter 10 of Subtitle 1 of Title 30 of the Louisiana Revised Statutes of 1950, comprised of R.S. 30:1001 through 1011, relative to conservation; to repeal certain requirements regarding the first sale of new natural gas.

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

HOUSE BILL NO. 1260—

BY REPRESENTATIVES JOHN SMITH, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER
AN ACT

To repeal Act No. 208 of the 1997 Regular Session of the Legislature, relative to the requirement that the commissioner of conservation hold monthly public hearings in Shreveport; and to provide for related matters.

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

HOUSE BILL NO. 1264—

BY REPRESENTATIVES JOHN SMITH, DEWITT, DOWNER, MCMAINS, DIEZ, CRANE, FRITH, AND HEBERT AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, SCHEDLER, AND ULLO
AN ACT

To amend and reenact R.S. 56:700.4(B)(introductory paragraph) and (2), relative to the Fishermen's Gear Compensation Fund; to authorize the secretary of the Department of Natural Resources to waive the ninety-day limit on the required reporting period in order to meet eligibility requirements for payments from the fund; and to provide for related matters.

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

HOUSE BILL NO. 1268—

BY REPRESENTATIVES DURAND, DEWITT, DOWNER, MCMAINS, DIEZ, CRANE, DANIEL, FLAVIN, FRITH, HEBERT, AND HILL AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER
AN ACT

To authorize the state to exchange and convey title to certain state property in St. Martin Parish for certain properties owned by Atchafalaya Land Corporation; to provide terms and conditions, and to provide for related matters.

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

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 5, 1999

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. 79—

BY REPRESENTATIVE BRUNEAU AND SENATOR HAINKEL
A CONCURRENT RESOLUTION

To urge and request the state of Louisiana and political subdivisions and schools and libraries throughout the state to commemorate the George Washington Bicentennial.

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

House Concurrent Resolutions

Senator Landry 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. 79—

BY REPRESENTATIVE BRUNEAU AND SENATOR HAINKEL
A CONCURRENT RESOLUTION

To urge and request the state of Louisiana and political subdivisions and schools and libraries throughout the state to commemorate the George Washington Bicentennial.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields C	Lambert
Bajoie	Fields W	Landry
Barham	Greene	Lentini
Boissiere	Hainkel	Malone
Branch	Heitmeier	Robichaux
Cain	Hines	Romero
Cravins	Hollis	Schedler
Dardenne	Irons	Siracusa
Dean	Johnson	Smith
Dyess	Jones	Theunissen
Ellington	Jordan	Ullo
Total—33		

NAYS

Total—0

ABSENT

Landry	Casanova	Tarver
Campbell	Cox	Thomas
Total—6		

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON NATURAL RESOURCES

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

April 1, 1999

To the President and Members of the Senate:

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

SENATE BILL NO. 12—
BY SENATOR SMITH

AN ACT

To authorize and empower the director of the secretary of the Department of Culture, Recreation and Tourism, for the office of state parks, to exchange title to certain described parcels of land in Winn Parish with Dr. L.R. Collier; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 30—
BY SENATOR HAINKEL

AN ACT

To enact R.S. 56:1847(56), relative to the natural and scenic rivers system; to include that portion of the Tchefuncte River from the Highway 22 bridge to its entrance into Lake Pontchartrain; and to provide for related matters.

Reported favorably.

SENATE CONCURRENT RESOLUTION NO. 31—
BY SENATOR LANDRY

A CONCURRENT RESOLUTION

To urge and request the assistant secretary of the office of state parks to study the feasibility of including historic Homeplace Plantation House in St. Charles parish in the state park system and to report the findings of such study to the Senate Natural Resources Committee and the House Committee on Municipal, Parochial and Cultural Affairs.

Reported favorably.

Respectfully submitted,
CRAIG F. ROMERO
Chairman

REPORT OF COMMITTEE ON

EDUCATION

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

April 1, 1999

To the President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 14—
BY SENATOR DARDENNE

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Education, in cooperation with the Louisiana Alliance for Arts Education and the Louisiana Division of the Arts, to establish and convene a task force to study and develop an assessment to measure students' knowledge in arts education.

Reported with amendments.

SENATE BILL NO. 142—
BY SENATOR THEUNISSEN AND REPRESENTATIVE MORRISH
AN ACT

To amend and reenact R.S. 17:1994(B)(16), relative to postsecondary vocational-technical education; to rename the Louisiana Technical College-Jefferson Davis Campus as the Louisiana Technical College-Morgan Smith Campus; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 247—
BY SENATORS DARDENNE, EWING, HAINKEL AND BARHAM AND REPRESENTATIVES DEWITT, DOWNER AND MCMAINS
AN ACT

To amend and reenact R.S. 17:3761 and to repeal R.S. 17:3762 through 3764, relative to the Leadership Development Center; to replace the Administrative Leadership Academy with the Leadership Development Center; to repeal provisions regarding an advisory council concerning matters related to the academy; to repeal provisions regarding the operation of the academy; to repeal provisions regarding mandatory training for certain school administrators; to provide relative to the administration and operation of the Leadership Development Center; to provide relative to the nature of the programs to be offered by the center; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 251—
BY SENATORS DARDENNE, EWING, HAINKEL AND BARHAM AND REPRESENTATIVES DEWITT, DOWNER AND MCMAINS
AN ACT

To amend and reenact R.S. 17:24.4(F)(3), and to enact R.S. 17:24.4(F)(4), relative to the Louisiana Educational Assessment Program; to require that alternate assessments be administered to certain students with disabilities who meet specific criteria developed by the Department of Education; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 252—
BY SENATORS DARDENNE, EWING, HAINKEL AND BARHAM AND REPRESENTATIVES DEWITT, DOWNER AND MCMAINS
AN ACT

To enact R.S. 17:221.3, relative to a collection of certain student information; to require certain notification regarding the school attendance of certain students; to provide for the contents of such notice; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 253—
BY SENATORS DARDENNE, EWING, HAINKEL AND BARHAM AND REPRESENTATIVES DEWITT, DOWNER AND MCMAINS
AN ACT

To enact R.S. 17:10.4, relative to school and district accountability; to require the establishment of a program of distinguished educators; to provide for required inclusions in the program; to provide relative to the employment status and the terms of employment of persons identified and selected as distinguished educators; to provide relative to the responsibilities of the state Department of Education and city and parish school boards; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 702—
BY SENATOR DARDENNE
AN ACT

To enact Chapter 24 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1101, relative to libraries, museums, and cultural facilities; to provide for the sale or

deaccession of certain museum property by state university museums; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
TOM GREENE
Chairman

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

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

April 1, 1999

To the President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 23—
BY SENATOR LAMBERT

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install turn signal lighting at the intersection of Louisiana Highway 3125 and Louisiana Highway 3274 in Gramercy.

Reported favorably.

SENATE CONCURRENT RESOLUTION NO. 24—
BY SENATOR LAMBERT

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to construct an exit ramp from Louisiana Highway 3213 to Louisiana Highway 641 in Gramercy, Louisiana.

Reported favorably.

SENATE CONCURRENT RESOLUTION NO. 30—
BY SENATOR LANDRY

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to authorize and to urge the governor of the state of Louisiana to support the development of the "Comprehensive Hurricane Protection Plan for Coastal Louisiana" by the U. S. Army Corps of Engineers to provide continuous hurricane protection from Morgan City to the Mississippi border.

Reported favorably.

SENATE BILL NO. 97—
BY SENATOR THEUNISSEN

AN ACT

To designate Louisiana Highway 383 between Interstate 10 and U. S. Highway 90 in the town of Iowa in Calcasieu Parish as "Veterans Memorial Highway"; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 242—
BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 38:301(A), relative to levees boards and levees and drainage boards; to authorize such boards to construct bicycle paths and walkways along tops of levees; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 430—
BY SENATOR LANDRY

AN ACT

To enact Chapter 28 of Title 48 of the Louisiana revised Statutes of 1950, to be comprised of R.S. 48:2051 through 2057, relative to the Mississippi River Road Corridor Commission; to create the Mississippi River Road Corridor Commission and to establish the boundaries thereof; to provide for the membership of such board and its powers, duties, functions, and authority; to provide for definitions; to establish the domicile of the commission; to provide for the official depository of the commission; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
RON LANDRY
Chairman

Rules Suspended

Senator Schedler asked for and obtained a suspension of the rules for the purpose of recalling Senate Bill No. 731 from the Committee on Labor and Industrial Relations.

SENATE BILL NO. 731—
BY SENATOR SCHEDLER

AN ACT

To enact R.S. 23:1231(C), and to enact Civil Code Art. 2315.8, relative to employment; to provide with respect to the accidental death of a worker; to provide for damages; and to provide for related matters.

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

Rules Suspended

Senator Lentini asked for and obtained a suspension of the rules for the purpose of recalling Senate Bill No. 896 from the Committee on Judiciary B.

SENATE BILL NO. 896—
BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 32:667(A), (C), and (D) and the introductory paragraph of R.S. 32:668(A), relative to the procedure for driver license suspensions for certain driving offenses; to provide for review by the office of motor vehicles; and to provide for related matters.

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

Motion to Recommit

Senator Landry asked for and obtained a suspension of the rules and recommitted Senate Bill No. 780 from the Committee on Judiciary B to the Committee on Transportation, Highways, and Public Works.

Rules Suspended

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

Introduction of Senate Concurrent Resolutions

Senator Landry 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. 51—
BY SENATOR W. FIELDS

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install a traffic signal at the intersection of US Highway 61 and Louisiana Highway 10 in St. Francisville.

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

Rules Suspended

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

Introduction of Senate Bills and Joint Resolutions

Senator Landry 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. 992—
BY SENATOR W. FIELDS

AN ACT

To enact R. S. 15:825.4, relative to the Department of Public Safety and Corrections; to require any probation and parole officer trained at the expense of the department to serve a minimum of one year with the department; to provide for the reimbursement of training cost in certain instances; and to provide for related matters.

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

Senate Concurrent Resolutions on Third Reading and Final Passage

The following Senate Concurrent Resolutions on third reading and final passage were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 3—
BY SENATORS LANDRY, BAJOIE AND SCHEDLER

A CONCURRENT RESOLUTION

To urge and request television stations in Louisiana to provide closed captions for the benefit of hearing-impaired persons during all live emergency and disaster broadcasts.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields W	Lentini
Bajoie	Greene	Malone
Barham	Hainkel	Robichaux

Boissiere	Heitmeier	Romero
Branch	Hines	Schedler
Cain	Hollis	Siracusa
Cravins	Irons	Smith
Dardenne	Johnson	Theunissen
Dean	Jones	Thomas
Dyess	Jordan	Ullo
Ellington	Lambert	
Fields C	Landry	
Total—34		

NAYS

Total—0

ABSENT

Bean	Casanova	Tarver
Campbell	Cox	
Total—5		

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

SENATE CONCURRENT RESOLUTION NO. 6—
BY SENATOR LANDRY

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals, office of public health, to conduct a public campaign to improve awareness of the benefits of folic acid and to increase consumption of folic acid among women of child-bearing age.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lambert
Bajoie	Fields C	Landry
Barham	Fields W	Lentini
Boissiere	Greene	Robichaux
Branch	Hainkel	Romero
Cain	Hollis	Schedler
Cravins	Irons	Siracusa
Dardenne	Johnson	Smith
Dean	Jones	Theunissen
Dyess	Jordan	Ullo
Total—30		

NAYS

Total—0

ABSENT

Bean	Cox	Malone
Campbell	Heitmeier	Tarver
Casanova	Hines	Thomas
Total—9		

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

SENATE CONCURRENT RESOLUTION NO. 7—
BY SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to study the feasibility of establishing the Florida Parish Human Services District to direct the operation and management of community-based programs and services related to public health, mental health, developmental disabilities, and substance abuse for eligible

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consumers in the parishes of St. Helena, Livingston, Tangipahoa, St. Tammany, and Washington.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields C	Lambert
Bajoie	Fields W	Landry
Barham	Greene	Lentini
Boissiere	Hainkel	Robichaux
Branch	Heitmeier	Romero
Cain	Hines	Siracusa
Cravins	Hollis	Smith
Dardenne	Irons	Theunissen
Dean	Johnson	Thomas
Dyess	Jones	Ullo
Ellington	Jordan	
Total—32		

NAYS

Total—0

ABSENT

Bean	Cox	Tarver
Campbell	Malone	
Casanova	Schedler	
Total—7		

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

SENATE CONCURRENT RESOLUTION NO. 22—
 BY SENATORS HINES, DARDENNE, EWING, HAINKEL AND BARHAM
 AND REPRESENTATIVES DEWITT, DOWNER AND MCMAINS
A CONCURRENT RESOLUTION

To authorize the Department of Health and Hospitals to implement a Medicaid Region III modified CommunityCARE program, a Medicaid voucher program, a Medicaid center of excellence program, and a Medicaid regional managed care pilot program.

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	Fields C	Lambert
Bajoie	Fields W	Landry
Barham	Greene	Lentini
Boissiere	Hainkel	Robichaux
Branch	Heitmeier	Romero
Cain	Hines	Schedler
Cravins	Hollis	Siracusa
Dardenne	Irons	Smith
Dean	Johnson	Theunissen
Dyess	Jones	Thomas
Ellington	Jordan	Ullo
Total—33		

NAYS

Total—0

ABSENT

Bean	Casanova	Malone
Campbell	Cox	Tarver
Total—6		

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it 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. 98—
 BY SENATOR HINES

AN ACT

To enact R.S. 46:2605(B)(30), (31), and (32), relative to the Children's Cabinet Advisory Board; to revise the composition of the membership of the advisory board; to provide an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields C	Lambert
Bajoie	Fields W	Landry
Barham	Greene	Lentini
Boissiere	Hainkel	Robichaux
Branch	Heitmeier	Romero
Cain	Hines	Schedler
Cravins	Hollis	Siracusa
Dardenne	Irons	Smith
Dean	Johnson	Theunissen
Dyess	Jones	Thomas
Ellington	Jordan	Ullo
Total—33		

NAYS

Total—0

ABSENT

Bean	Casanova	Malone
Campbell	Cox	Tarver
Total—6		

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

SENATE BILL NO. 165—
 BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 46:2663(B), and (D), 2664(A)(4), (C), and (E), and 2666 and to repeal R.S. 46:2662(C) and (D), relative to the Capital Area Human Services District; to remove the termination date; to make technical changes to remove certain provisions that have expired; to provide for the district's functions, powers, and duties relative to providing community-based services and care relating to public health; to provide for the employees; to provide an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 165 by Senator Dardenne

AMENDMENT NO. 1

On page 4, line 16, following "laws" and before "in" change "and provided" to "as provided for"

On motion of Senator Lentini, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Fields C, Lambert, Bajoie, Fields W, Landry, Barham, Greene, Lentini, Boissiere, Hainkel, Robichaux, Branch, Heitmeier, Romero, Cain, Hines, Schedler, Cravins, Hollis, Siracusa, Dardenne, Irons, Smith, Dean, Johnson, Theunissen, Dyess, Jones, Thomas, Ellington, Jordan, Ullo, Total—33

NAYS

Total—0

ABSENT

Table with 3 columns: Bean, Casanova, Malone, Campbell, Cox, Tarver, Total—6

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 BILL NO. 359— BY SENATOR HINES

AN ACT

To amend and reenact the introductory paragraph of R.S. 40:5.5(C) and (C)(3), and to enact R.S. 40:5.5(F), relative to food safety; to provide for the issuance of a food safety certificate and for the collection of a fee thereof; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Hines sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hines to Engrossed Senate Bill No. 359 by Senator Hines

AMENDMENT NO. 1

On page 2, line 1, after "certificate" insert the following:

": provided, however, the state health officer and the office of Public Health of the Department of Health and Hospitals shall not require more than one owner or employee per establishment to hold a food safety certificate"

On motion of Senator Hines, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Fields C, Lambert, Bajoie, Fields W, Landry, Barham, Greene, Lentini, Boissiere, Hainkel, Robichaux, Branch, Heitmeier, Romero, Cain, Hines, Schedler, Cravins, Hollis, Siracusa, Dardenne, Irons, Smith, Dean, Johnson, Theunissen, Dyess, Jones, Thomas, Ellington, Jordan, Ullo, Total—33

NAYS

Total—0

ABSENT

Table with 3 columns: Bean, Casanova, Malone, Campbell, Cox, Tarver, Total—6

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

SENATE BILL NO. 390— BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 49:992(B)(3), relative to administrative procedure; to provide for rights of appeal by certain agencies; and to provide for related matters.

Floor Amendments Sent Up

Senator Jordan sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jordan to Engrossed Senate Bill No. 390 by Senator Dardenne

AMENDMENT NO. 1

On page 2, line 1, after the period "." at the end of the line, insert the following language:

"However, in the event that the agency exercises the right of judicial review, the decision of the administrative law judge shall be given full force and effect until such time as that decision is reversed or modified by a final and nonreviewable judgment of the court or reviewing authority."

On motion of Senator Jordan, the amendments were adopted.

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

April 5, 1999

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields C	Lambert
Bajoie	Fields W	Landry
Barham	Greene	Lentini
Boissiere	Hainkel	Robichaux
Branch	Heitmeier	Romero
Cain	Hines	Schedler
Cravins	Hollis	Siracusa
Dardenne	Irons	Smith
Dean	Johnson	Theunissen
Dyess	Jones	Thomas
Ellington	Jordan	Ullo
Total—33		

NAYS

Total—0

ABSENT

Bean	Casanova	Malone
Campbell	Cox	Tarver
Total—6		

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 BILL NO. 391—
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 49:956(5)(b), and to enact R.S. 49:999.1; all relative to administrative procedures; to provide for service of process; to authorize the division of administrative law to provide services on a contractual basis to other governmental agencies; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 391 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 16, following "sheriff," and before "by" delete "or"

On motion of Senator Lentini, the amendments were adopted.

Floor Amendments Sent Up

Senator Dardenne sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed Senate Bill No. 391 by Senator Dardenne

AMENDMENT NO. 1

On page 2, line 15, change "agencies" to "entity"

On motion of Senator Dardenne, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields C	Lentini
Bajoie	Fields W	Robichaux
Barham	Greene	Romero
Boissiere	Heitmeier	Schedler
Branch	Hines	Siracusa
Cain	Hollis	Smith
Cravins	Irons	Theunissen
Dardenne	Johnson	Thomas
Dean	Jones	Ullo
Dyess	Lambert	
Ellington	Landry	
Total—31		

NAYS

Hainkel	Jordan
Total—2	

ABSENT

Bean	Casanova	Malone
Campbell	Cox	Tarver
Total—6		

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 BILL NO. 399—

BY SENATORS LAMBERT, DARDENNE, EWING, HAINKEL AND BARHAM AND REPRESENTATIVES DEWITT, DOWNER AND MCMAINS

AN ACT

To amend and reenact R.S. 30:2205(E), relative to suits to recover state money; to authorize Department of Environmental Quality attorneys, under certain circumstances, to act in lieu of the attorney general to recover state money expended for cleaning up hazardous waste sites; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 399 by Senator Lambert

AMENDMENT NO. 1

On page 2, lines 2 and 3, following "request" and before "to" change "and agrees" to "agreeing"

AMENDMENT NO. 2

On page 2, line 5, following "monies" delete "so"

On motion of Senator Lentini, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields C	Landry
Bajoie	Fields W	Lentini
Barham	Greene	Robichaux
Boissiere	Hainkel	Romero
Branch	Heitmeier	Schedler
Cain	Hines	Siracusa
Campbell	Hollis	Smith
Cravins	Irons	Theunissen
Dardenne	Johnson	Thomas
Dean	Jones	Ullo
Dyess	Jordan	
Ellington	Lambert	
Total—34		

NAYS

Total—0

ABSENT

Bean	Cox	Tarver
Casanova	Malone	
Total—5		

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

SENATE BILL NO. 418—
BY SENATOR BEAN

AN ACT

To amend and reenact R.S. 22:250.9(B), relative to health insurance; to provide for time limitations for implementation of the federal and state portability requirements; to provide for implementation waivers; and to provide for related matters.

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

SENATE BILL NO. 419—
BY SENATOR BEAN

AN ACT

To amend and reenact R.S. 22:215(A)(4), 250.1(5)(r)(ii); 250.5(A)(1)(b)(ii), to enact R.S. 22:250.17 and to repeal R.S. 22:215.22, relative to health insurance; to provide for portability, availability, and renewability of health insurance; to restrict the classification of franchise health and accident insurance, to provide for mental health parity limitations and coverage for reconstructive surgery following mastectomies; and to provide for related matters.

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

SENATE BILL NO. 447—
BY SENATOR DARDENNE

AN ACT

To amend and reenact the introductory paragraph of R.S. 24:53(A), and 53(E), 54(A) and 55(C), relative to certain lobbyist reports, registrations, notices and statements required to be filed with the Board of Ethics; to delete the requirement that such reports be made under oath before an officer authorized by law to administer oaths; to require that such reports include a certification of accuracy by the filer; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields C	Landry
Bajoie	Fields W	Lentini
Barham	Greene	Robichaux
Boissiere	Hainkel	Romero
Branch	Heitmeier	Schedler
Cain	Hines	Siracusa
Campbell	Hollis	Smith
Cravins	Irons	Theunissen
Dardenne	Johnson	Thomas
Dean	Jones	Ullo
Dyess	Jordan	
Ellington	Lambert	
Total—34		

NAYS

Total—0

ABSENT

Bean	Cox	Tarver
Casanova	Malone	
Total—5		

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

SENATE BILL NO. 448—
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 42:1157(B), relative to ethics; to require the Board of Ethics staff to send a notice of delinquency of required filings where staff knows or has reason to know a filing is due; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Jordan
Bajoie	Fields C	Lambert
Barham	Fields W	Landry
Boissiere	Greene	Lentini
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Siracusa
Cravins	Hollis	Smith
Dardenne	Irons	Theunissen
Dean	Johnson	Thomas
Dyess	Jones	Ullo
Total—33		

NAYS

Total—0

ABSENT

Bean	Cox	Robichaux
Casanova	Malone	Tarver
Total—6		

April 5, 1999

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

SENATE BILL NO. 449— BY SENATOR DARDENNE

AN ACT

To enact R.S. 42:1157.3, relative to enforcement of violations and penalties by the Board of Ethics; to authorize the board to contract with outside counsel for the enforcement of certain judgments; and to provide for related matters.

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

SENATE BILL NO. 451— BY SENATOR DARDENNE

AN ACT

To enact R.S. 42:1121(A)(3), relative to post-employment restrictions; to authorize certain local officials to assist in certain transactions after termination of public office; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Ellington Jordan
Bajoie Fields C Lambert
Barham Fields W Landry
Boissiere Greene Lentini
Branch Hainkel Romero
Cain Heitmeier Schedler
Campbell Hines Siracusa
Cravins Hollis Smith
Dardenne Irons Theunissen
Dean Johnson Thomas
Dyess Jones Ullo
Total—33

NAYS

Total—0

ABSENT

Bean Cox Robichaux
Casanova Malone Tarver
Total—6

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

SENATE BILL NO. 452— BY SENATOR DARDENNE

AN ACT

To enact R.S. 42:1116(C), relative to ethics; to prohibit public servants having regulatory or enforcement responsibilities from participating in certain transactions; and to provide for related matters.

Floor Amendments Sent Up

Senator Landry sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Landry to Engrossed Senate Bill No. 452 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 3, delete "or enforcement"

AMENDMENT NO. 2

On page 10, after "regulatory" delete "or" and on line 11, delete "enforcement"

On motion of Senator Landry, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Ellington Lambert
Bajoie Fields C Landry
Barham Fields W Lentini
Boissiere Greene Robichaux
Branch Hainkel Romero
Cain Heitmeier Schedler
Campbell Hines Siracusa
Cravins Hollis Smith
Dardenne Irons Theunissen
Dean Johnson Thomas
Dyess Jordan Ullo
Total—33

NAYS

Total—0

ABSENT

Bean Cox Malone
Casanova Jones Tarver
Total—6

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 BILL NO. 501— BY SENATOR CRAVINS

AN ACT

To enact R.S. 22:1214(24), relative to unfair trade practices; to prohibit insurers from restricting communications to consumers about limited benefit plans; to provide for penalties; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Fields C Landry
Bajoie Fields W Lentini
Barham Greene Robichaux
Boissiere Hainkel Romero
Branch Heitmeier Schedler
Cain Hines Siracusa
Campbell Hollis Smith

Cravins	Irons	Theunissen
Dardenne	Johnson	Thomas
Dean	Jones	Ullo
Dyess	Jordan	
Ellington	Lambert	
Total—34		

NAYS

Total—0

ABSENT

Bean	Cox	Tarver
Casanova	Malone	
Total—5		

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

SENATE BILL NO. 708—
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 24:53(E), relative to lobbying; to provide for the effective date of termination of lobbyist registrations; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields C	Landry
Bajoie	Fields W	Lentini
Barham	Greene	Robichaux
Boissiere	Hainkel	Romero
Branch	Heitmeier	Schedler
Cain	Hines	Siracusa
Campbell	Hollis	Smith
Cravins	Irons	Theunissen
Dardenne	Johnson	Thomas
Dean	Jones	Ullo
Dyess	Jordan	
Ellington	Lambert	
Total—34		

NAYS

Total—0

ABSENT

Bean	Cox	Tarver
Casanova	Malone	
Total—5		

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

Senator Hainkel in the Chair

SENATE BILL NO. 905—
BY SENATORS EWING AND DARDENNE AND REPRESENTATIVES DOWNER, BRUNEAU AND LANCASTER

AN ACT

To amend and reenact R.S. 42:1124(C)(2)(b) and 1157(A)(4), to enact R.S. 42:1114.1, and to repeal R.S. 42:1114(D), relative to financial disclosure by legislators; to require disclosure by legislators of certain financial information; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fields C	Lambert
Barham	Fields W	Landry
Boissiere	Greene	Lentini
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Siracusa
Dardenne	Hollis	Smith
Dean	Johnson	Theunissen
Dyess	Jones	Thomas
Ellington	Jordan	Ullo
Total—30		

NAYS

Total—0

ABSENT

Mr. President	Cox	Malone
Bean	Cravins	Robichaux
Casanova	Irons	Tarver
Total—9		

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

Mr. President in the Chair

Rules Suspended

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

Introduction of Senate Bills and Joint Resolutions

Senator Landry 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. 993—
BY SENATOR HEITMEIER

AN ACT

To amend R.S. 11:441(F), relative to Louisiana State Employees' Retirement System; to provide for retirement eligibility at any age after twenty-five years of service for employees of the bridge police section of the Crescent City Connection Division of the Department of Transportation and Development; and to provide for related matters.

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

SENATE BILL NO. 994—
BY SENATOR C. FIELDS

AN ACT

To amend and reenact R.S. 18:44(A) and (B)(5)(b), 110(B)(1), 197, 402(B), and (F)(2), 431(A)(1)(b), 433(G)(1) and (H)(1)(introductory paragraph), 434(A), (C)(introductory paragraph), and (D), 435(A) and (B), 436, 453, 467(2), 468(A), 552(A)(introductory paragraph), 1272, 1278(B), 1279,

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1300(C)(1)(a), 1300.7(A), 1306(A)(4) and (C)(2), 1307(A)(5) and (D), 1308(A)(2)(a), 1311(D)(5)(a), 1314(C)(1) and (2) and (D), 1333(D)(1)(e) and (E)(1), 1355(6), 1401(B), 1402(B)(1)(c), 1405(A), 1406(B), 1407, 1409(B)(1) and (2), 1432(A), 1461(A)(17); to enact R.S. 18:1275.1 through R.S. 1275.24, relative to elections; to provide for a party primary system of elections for congressional offices, including provisions to provide for nomination of candidates for general elections for congressional offices by party primary elections, including a first primary election and a second primary election if no candidate receives a majority vote in the first primary election; for qualification of candidates for congressional office having no party affiliation in the general election; for election in the general election by plurality vote; for voting for congressional offices by a voter registered as affiliated with the party in the party primary elections; to provide for election dates; and to provide for related matters.

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

SENATE BILL NO. 995—
BY SENATOR LANDRY

AN ACT

To amend R.S. 47:820.5(A), relative to the Sunshine Bridge; to provide for the expiration of tolls on the Sunshine Bridge and the dedication of tolls to the initiation of projects associated with the Sunshine Bridge; and to provide for related matters.

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

SENATE BILL NO. 996—
BY SENATOR LANDRY

AN ACT

To amend and reenact the introductory paragraphs of R.S. 34:2471(A), R.S. 34:2471(A)(1), (3), and (4), 2471(A)(6)(a), 2472(A), 2473(B)(2) and (3), (C), (D), (E), and (F), 2473.1(B), (C), (D), and (E), R.S. 34:2474(A), 2475, and 2476 and to enact R.S. 34:2473.1(F), relative to ports; to provide relative to the Port of South Louisiana; to provide relative to designations of officers of the commission; to provide relative to contracts for professional services; to provide relative to powers of the commission; to authorize additional powers; to provide that the title to facility improvements shall vest to the port; to increase monetary limits of contracts and purchasing requiring commission approval; to increase the limits authorized for outstanding bonds and notes; to authorize acquisition of facility improvements by expropriation; and to provide for related matters.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

RETIREMENT

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

April 5, 1999

To the President and Members of the Senate:

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

SENATE BILL NO. 322—
BY SENATOR HEITMEIER

AN ACT

To enact R.S. 11:463, relative to the Louisiana State Employees' Retirement System; to provide for the payment of required medical examinations for certification of continuing eligibility for disability payments; to provide for limitations; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 323—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:1481(2), relative to the Assessors' Retirement Fund; to authorize each assessor and the board of trustees of the fund to pay all or a portion of the employee's contribution into the retirement fund; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 325—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:511(5) relative to the Louisiana State Employees' Retirement System; to provide for the eligibility to run for a retired member position on the board of trustees; to remove the requirement that a retired member be retired for at least two years before becoming eligible to run for a trustee position; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 328—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:448(A) and 450(C) and (D)(3), relative to the Louisiana State Employees' Retirement System; to provide for the status of participants in the Deferred Retirement Option Plan; to provide for survivor benefits; to provide for computation of service credit; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 333—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:1456(A),(C), and (E), relative to the Assessors' Retirement Fund; to increase the authorized duration of participation in the Deferred Retirement Option Plan; to provide relative to eligibility for such participation; to provide for employee contributions during participation in a Deferred Retirement Option Plan; to provide for an effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 404—
BY SENATOR HEITMEIER

AN ACT

To enact R.S. 11:454, relative to the Louisiana State Employees' Retirement System; to provide for an excess benefit arrangement to be administered as provided in federal law; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 406—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:1162(A)(7), relative to the Louisiana School Employees' Retirement System; to provide for the election of a retired member to the board of trustees; to provide for an effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 407—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:1152(E), relative to the Louisiana School Employees' Retirement System; to provide for the status of a participant in the Deferred Retirement Option Plan; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 409—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:1932(A), relative to the Parochial Employees' Retirement System; to provide relative to computation of benefits and mode of payment options; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 411—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:1925(C), and 1934(D), relative to the Parochial Employees' Retirement System; to revise certain provisions applicable to creditable service and disability retirement benefits; to provide for repayment of withdrawn contributions; to delete obsolete provision relative to the benefit payable to a disability retirement upon restoration to active service on attainment of age fifty years; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 555—
BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 11:1530(F), relative to the Clerks' of Court Retirement and Relief Fund; to provide with respect to the Deferred Retirement Option Plan; to provide for the earning of interest in an account; to provide for an effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 556—
BY SENATOR LANDRY

AN ACT

To enact R.S. 11:1562(C), relative to the Clerks' of Court Retirement and Relief Fund; to authorize the payment of employee contributions by the employer; to provide for limitations; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 557—
BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 11:1549(A), relative to the Clerks' of Court Retirement and Relief Fund; to provide with respect to cost-of-living adjustments; to provide for the authority of the board of trustees to grant a cost-of-living adjustment; to provide for an effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 621—
BY SENATOR LANDRY

AN ACT

To enact R.S. 11:22(C) and 1531 through 1533, and Part VI of Chapter 2 of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:1575 through 1578, relative to the Clerks' of Court Retirement and Relief Fund; to create an excess benefit plan; to provide for payment of maximum benefits; to provide for direct rollover of eligible rollover distributions; to provide for Internal Revenue Code qualification requirements; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 675—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:2260(A)(11)(a) and 3843, relative to retirement systems; to provide for a merger between Firefighters' Retirement system and firefighters from the Baton Rouge City Parish Employees' Retirement System; to provide for guarantee of benefits contract for certain members of Firefighters' Retirement System and Municipal Police Employees' Retirement System; and to provide for related matters.

Reported favorably.

Respectfully submitted,
FRANCIS C. HEITMEIER
Chairman

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

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

SENATE BILL NO. 12—
BY SENATOR SMITH

AN ACT

To authorize and empower the director of the secretary of the Department of Culture, Recreation and Tourism, for the office of state parks, to exchange title to certain described parcels of land in Winn Parish with Dr. L.R. Collier; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. On motion of Senator Romero, the bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 30—
BY SENATOR HAINKEL

AN ACT

To enact R.S. 56:1847(56), relative to the natural and scenic rivers system; to include that portion of the Tchefuncte River from the Highway 22 bridge to its entrance into Lake Pontchartrain; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. On motion of Senator Romero, the bill was read by title, ordered engrossed and passed to a third reading.

April 5, 1999

SENATE BILL NO. 97—

BY SENATOR THEUNISSEN

AN ACT

To designate Louisiana Highway 383 between Interstate 10 and U. S. Highway 90 in the town of Iowa in Calcasieu Parish as "Veterans Memorial Highway"; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways, and Public Works. On motion of Senator Landry, the bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 142—

BY SENATOR THEUNISSEN AND REPRESENTATIVE MORRISH

AN ACT

To amend and reenact R.S. 17:1994(B)(16), relative to postsecondary vocational-technical education; to rename the Louisiana Technical College-Jefferson Davis Campus as the Louisiana Technical College-Morgan Smith Campus; and to provide for related matters.

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

SENATE BILL NO. 242—

BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 38:301(A), relative to levees boards and levees and drainage boards; to authorize such boards to construct bicycle paths and walkways along tops of levees; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways, and Public Works. On motion of Senator Landry, the bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 247—

BY SENATORS DARDENNE, EWING, HAINKEL AND BARHAM AND REPRESENTATIVES DEWITT, DOWNER AND MCMAINS

AN ACT

To amend and reenact R.S. 17:3761 and to repeal R.S. 17:3762 through 3764, relative to the Leadership Development Center; to replace the Administrative Leadership Academy with the Leadership Development Center; to repeal provisions regarding an advisory council concerning matters related to the academy; to repeal provisions regarding the operation of the academy; to repeal provisions regarding mandatory training for certain school administrators; to provide relative to the administration and operation of the Leadership Development Center; to provide relative to the nature of the programs to be offered by the center; and to provide for related matters.

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

SENATE BILL NO. 251—

BY SENATORS DARDENNE, EWING, HAINKEL AND BARHAM AND REPRESENTATIVES DEWITT, DOWNER AND MCMAINS

AN ACT

To amend and reenact R.S. 17:24.4(F)(3), and to enact R.S. 17:24.4(F)(4), relative to the Louisiana Educational Assessment Program; to require that alternate assessments be administered to certain students with disabilities who meet specific criteria developed by the Department of Education; and to provide for related matters.

Reported favorably by the Committee on Education. The bill was read by title, ordered engrossed, and recommitted to the Committee on Finance.

SENATE BILL NO. 252—

BY SENATORS DARDENNE, EWING, HAINKEL AND BARHAM AND REPRESENTATIVES DEWITT, DOWNER AND MCMAINS

AN ACT

To enact R.S. 17:221.3, relative to a collection of certain student information; to require certain notification regarding the school attendance of certain students; to provide for the contents of such notice; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 252 by Senator Dardenne, et al.

AMENDMENT NO. 1

On page 1, line 3, after "school" change "attendance" to "enrollment"

AMENDMENT NO. 2

On page 1, line 11, after "student" change "dropout rate" to "enrollment"

AMENDMENT NO. 3

On page 1, line 15, after "Every" change "nonpublic" to "private" and at the end of the line after the comma "," insert "every"

AMENDMENT NO. 4

On page 1, delete line 16 in its entirety

AMENDMENT NO. 5

On page 2, delete line 1 and insert "nonapproved private school, and every publicly funded adult education program"

AMENDMENT NO. 6

On page 2, line 2, before "shall" delete "receives public funding"

AMENDMENT NO. 7

On page 2, line 5, change "school program" to "private school or adult education program"

AMENDMENT NO. 8

On page 2, between lines 6 and 7 insert the following:

"(a) Be provided for a student who has withdrawn from a public school during a given school year, as well as for a student who had attended a public school at the end of the previous school year and enrolled in a private school or adult education program the following school year."

AMENDMENT NO. 9

On page 2, line 7, change "(a)" to "(b)"

AMENDMENT NO. 10

On page 2, line 8, after "grades" change "seven" to "kindergarten"

AMENDMENT NO. 11

On page 2, line 12, change "(b)" to "(c)"

AMENDMENT NO. 12

On page 2, line 14, change "(c)" to "(d)" and after "Be a" delete the remainder of the line

AMENDMENT NO. 13

On page 2, line 15, after "enrollment" insert "which may be a written request for a student's transcript if such transcript request occurs after the student has been accepted for enrollment"

AMENDMENT NO. 14

On page 2, line 18, change "(d)" to "(e)"

AMENDMENT NO. 15

On page 2, line 24, after "D." delete "Each" and insert "As prescribed in R.S. 17:232(D), each"

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

SENATE BILL NO. 253—

BY SENATORS DARDENNE, EWING, HAINKEL AND BARHAM AND REPRESENTATIVES DEWITT, DOWNER AND MCMAINS
AN ACT

To enact R.S. 17:10.4, relative to school and district accountability; to require the establishment of a program of distinguished educators; to provide for required inclusions in the program; to provide relative to the employment status and the terms of employment of persons identified and selected as distinguished educators; to provide relative to the responsibilities of the state Department of Education and city and parish school boards; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 253 by Senator Dardenne

AMENDMENT NO. 1

On page 3, line 6, after "or" insert "is an active employee of"

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

SENATE BILL NO. 430—

BY SENATOR LANDRY
AN ACT

To enact Chapter 28 of Title 48 of the Louisiana revised Statutes of 1950, to be comprised of R.S. 48:2051 through 2057, relative to the Mississippi River Road Corridor Commission; to create the Mississippi River Road Corridor Commission and to establish the boundaries thereof; to provide for the membership of such board and its powers, duties, functions, and authority; to provide for definitions; to establish the domicile of the commission; to provide for the official depository of the commission; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Original Senate Bill No. 430 by Senator Landry.

AMENDMENT NO. 1

On page 7, at the end of line 27, change "commission" to "River Road parishes"

AMENDMENT NO. 2

On page 9, at the end of line 10, delete "parish included" and on line 11, delete "within the boundaries of the commission" and insert:

"of the River Road parishes"

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

SENATE BILL NO. 702—

BY SENATOR DARDENNE
AN ACT

To enact Chapter 24 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1101, relative to libraries, museums, and cultural facilities; to provide for the sale or deaccession of certain museum property by state university museums; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 702 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 14, change "must be able to" to "shall"

AMENDMENT NO. 2

On page 2, line 8, after "with" insert "this Chapter and other"

AMENDMENT NO. 3

On page 2, delete line 12

AMENDMENT NO. 4

On page 2, line 13, before "(1)" insert "E."

AMENDMENT NO. 5

On page 3, delete lines 4 through 9 and insert the following:

"G. (1) Persons, including state university employees, volunteers, members of a museum board, members of a museum support organization or other affiliated associations, their families or representatives, may acquire deaccessioned objects only by participating in an approved public sale"

AMENDMENT NO. 6

On page 3, after line 11, insert the following:

"(2) However, no person who has the authority to place such object for sale may participate in such a sale or otherwise acquire such an object."

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

Motion to Recommit

Senator Johnson asked for and obtained a suspension of the rules and recommitted Senate Bill No. 970 from the Committee on Insurance to the Committee on Judiciary B.

Rules Suspended

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

Senate Bills and Joint Resolutions on Second Reading, Subject to Call

The following Senate Bills and Joint Resolutions on second reading, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Landry asked that Senate Bill No. 995 be called from the Calendar at this time.

April 5, 1999

SENATE BILL NO. 995—
BY SENATOR LANDRY

AN ACT

To amend R.S. 47:820.5(A), relative to the Sunshine Bridge; to provide for the expiration of tolls on the Sunshine Bridge and the dedication of tolls to the initiation of projects associated with the Sunshine Bridge; and to provide for related matters.

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

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

April 5, 1999

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. 67—
BY REPRESENTATIVE PIERRE AND SENATOR HAINKEL
A CONCURRENT RESOLUTION

To express the condolences of the legislature to the family of Mr. O. C. "Dan" Guilliot, Sr.

HOUSE CONCURRENT RESOLUTION NO. 68—
BY REPRESENTATIVES WILKERSON AND ALEXANDER
A CONCURRENT RESOLUTION

To commend and congratulate Rusty Ponton, head coach of Grambling State University's Lady Tigers basketball team, for being selected coach of the year in the Southwestern Athletic Conference for the second consecutive season.

HOUSE CONCURRENT RESOLUTION NO. 69—
BY REPRESENTATIVES WILKERSON AND ALEXANDER AND SENATORS BAJOE, BARHAM, BEAN, BOISSIERE, BRANCH, CAIN, CAMPBELL, CASANOVA, COX, CRAVINS, DARDENNE, DEAN, DYESS, ELLINGTON, EWING, C. FIELDS, W. FIELDS, GREENE, HAINKEL, HEITMEIER, HINES, HOLLIS, IRONS, JOHNSON, JONES, JORDAN, LAMBERT, LANDRY, LENTINI, MALONE, ROBICHAUX, ROMERO, SCHEDLER, SIRACUSA, SMITH, TARVER, THEUNISSEN, THOMAS, AND ULLO
A CONCURRENT RESOLUTION

To commend and congratulate Wilbert Ellis, head baseball coach of Grambling State University, on his six hundred career wins.

HOUSE CONCURRENT RESOLUTION NO. 70—
BY REPRESENTATIVE WILKERSON
A CONCURRENT RESOLUTION

To commend and congratulate the 1998-99 women's basketball team of Grambling State University for its outstanding winning season.

HOUSE CONCURRENT RESOLUTION NO. 71—
BY REPRESENTATIVES WILKERSON, ALEXANDER, AND SALTER AND SENATOR CAMPBELL
A CONCURRENT RESOLUTION

To commend and congratulate the Arcadia Women in Action, Inc. of Arcadia, Louisiana, for its service to the community and generous support of worthy causes that benefit society.

HOUSE CONCURRENT RESOLUTION NO. 72—
BY REPRESENTATIVE MCCALLUM
A CONCURRENT RESOLUTION

To commend ConAgra Poultry Company, Farmerville Division, on obtaining five million man-hours without a lost-time accident.

HOUSE CONCURRENT RESOLUTION NO. 76—
BY REPRESENTATIVE JOHN SMITH AND SENATOR SMITH
A CONCURRENT RESOLUTION

To memorialize the United States Congress to support the efforts and call for action by the Louisiana Independent Oil and Gas Association.

HOUSE CONCURRENT RESOLUTION NO. 81—
BY REPRESENTATIVE CURTIS

A CONCURRENT RESOLUTION

To express the condolences and heartfelt sorrow of the Legislature of Louisiana to the family of Deverell Laurent Smith.

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

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

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

Leaves of Absence

The following leaves of absence were asked for and granted:

Bean	1 Day	Casanova	1 Day
Cox	1 Day	Malone	1 Day
Tarver	1 Day		

Adjournment

Senator Landry moved that the Senate adjourn until Tuesday, April 6, 1999 at 1:30 o'clock P.M.

The President of the Senate declared the Senate adjourned until 1:30 o'clock P.M. on Tuesday, April 6, 1999.

MICHAEL S. BAER, III
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk