

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

EIGHTH 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 12, 1999

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

ROLL CALL

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

PRESENT

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

ABSENT

Bajoie
Total—1

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

Prayer

The prayer was offered by Senator W. Fields, 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 W. Fields, 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 12, 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. 56—
BY SENATOR COX**

A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana upon the death of Lloyd G. Jones Sr., husband, father, grandfather, great-grandfather, brother, civic and community leader, and friend.

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

**Introduction of Senate Bills
and Joint Resolutions**

Senator Bean 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. 1001—
BY SENATOR SIRACUSA**

AN ACT

To amend and reenact Code of Civil Procedure Art. 123(B) and (C), relative to forum non conveniens; to provide for transfer of certain civil cases to another court; to provide for dismissal of an action to a more convenient forum outside the state; to authorize a court to impose reasonable conditions in an order of dismissal; and to provide for related matters.

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

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 12, 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. 961—
BY REPRESENTATIVE JACK SMITH**

AN ACT

To amend and reenact R.S. 56:325(A)(6) and (7) and (B) and to enact R.S. 56:325(A)(8) through (13), relative to catfish and shad; to provide size and creel limits; and to provide for related matters.

April 12, 1999

HOUSE BILL NO. 1295—

BY REPRESENTATIVES DONELON AND MARTINY
AN ACT

To repeal R.S. 22:1118.1, 1118.2, and Part V of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950, comprised of R.S. 22:1701 through 1703, relative to requirements for countersignature on certain insurance policies by resident agents.

HOUSE BILL NO. 1355—

BY REPRESENTATIVE DONELON
AN ACT

To amend and reenact R.S. 22:2(A)(2) and (3), 8(A), 15(B)(1)(introductory paragraph) and (C)(1), 1921(introductory paragraph), and 1922(A)(1)(introductory paragraph) and (B) and R.S. 36:681(C), 686, 687(A), 688, 691, and 694, to enact R.S. 36:802.16, and to repeal R.S. 22:9(C)(2), 15(B)(1)(m), and 2034, relative to the Department of Insurance; to provide with respect to the organization of that department and the agencies made a part of that department; to provide relative to the officers of the department; to transfer certain agencies or their powers, duties, and functions to the department and to otherwise provide with respect to such agencies; to re-create the Louisiana Health Care Commission and to abolish the Dental Referral Study Commission; and to provide for related matters.

HOUSE BILL NO. 1472—

BY REPRESENTATIVE PRATT
AN ACT

To repeal R.S. 17:222(C)(3), relative to the age of school entrance; to repeal the exception for certain parish school boards to establish requirements for starting school that differ from the other school systems.

HOUSE BILL NO. 1526—

BY REPRESENTATIVES FAUCHEUX, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER
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. 1559—

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

To amend and reenact R.S. 34:855.3(C) and (F) and to enact R.S. 34:855.3(G), relative to the Personal Watercraft Safety Act; to provide relative to regulation of personal watercraft, including hours of operation; to provide relative to violations and penalties; and to provide for related matters.

HOUSE BILL NO. 1562—

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

To amend and reenact R.S. 56:116.1(D), relative to hunting; to provide relative to outlaw quadrupeds; to provide relative to the hours for taking of outlaw quadrupeds; and to provide for related matters.

HOUSE BILL NO. 1563—

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

To amend and reenact R.S. 56:495(A)(13) through (24), (26) and (27), (29) through (31), (34), (35), (46.1), (46.2), and (54) and to enact R.S. 56:495(A)(27.1), relative to the inside/outside shrimp line; to alter the line in Zone 2 to conform to the existing coastline after changes resultant from coastal erosion and subsidence; and to provide for related matters.

HOUSE BILL NO. 1564—

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

To amend and reenact R.S. 56:53, 54, 55, and 55.2, relative to wildlife enforcement agents; to restrict which personnel of the Department of Wildlife and Fisheries qualify as enforcement agents; to provide for the powers and authority of commissioned wildlife enforcement agents; and to provide for related matters.

HOUSE BILL NO. 1572—

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

To authorize and empower the Department of Public Safety and Corrections to transfer to the Department of Wildlife and Fisheries certain described property in West Feliciana Parish; to authorize and empower the Department of Culture, Recreation and Tourism to transfer to the Department of Wildlife and Fisheries certain described property in West Feliciana Parish; to authorize and empower the Department of Wildlife and Fisheries to transfer to the Department of Culture, Recreation and Tourism certain described property in West Feliciana Parish; and to provide for related matters.

HOUSE BILL NO. 44—

BY REPRESENTATIVE WINDHORST
AN ACT

To amend and reenact R.S. 49:968(G), relative to the Administrative Procedure Act; to provide relative to the procedure for the proposal and adoption of certain rules; and to provide for related matters.

HOUSE BILL NO. 1831—

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

To repeal R.S. 3:2809, relative to fencing of public highways; to repeal authorization of state aid for the fencing of public highways.

HOUSE BILL NO. 1624—

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

To enact R.S. 32:232(5), relative to traffic signals; to provide for traffic-control signals; to provide for traffic regulation at an intersection when a traffic-control signal is not functioning; and to provide for related matters.

HOUSE BILL NO. 56—

BY REPRESENTATIVES MORRELL AND MURRAY
AN ACT

To amend and reenact R.S. 9:3530(E), relative to credit cards; to provide for the termination of the assessment of over-the-credit-limit fees; and to provide for related matters.

HOUSE BILL NO. 141—

BY REPRESENTATIVE SHAW
AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide relative to license plates; to create the Captain Shreve High School, Shreveport, Louisiana, prestige plate; to provide for the color and design of such plates; to provide relative to donations and fees for such plates; to provide for the use of such donations and fees; and to provide for related matters.

HOUSE BILL NO. 1338—

BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 37:1786(C) and 1788(B), relative to pawnbrokers; to provide for penalties for late license renewals; to

provide for a change of name fee; and to provide for related matters.

HOUSE BILL NO. 1829—

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

AN ACT

To repeal R.S. 48:21(C), relative to the Department of Transportation and Development; to repeal provisions requiring the department to seek reimbursement for the use of state-owned or leased aircraft by any local political subdivision.

HOUSE BILL NO. 1840—

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

AN ACT

To amend and reenact R.S. 48:381.2(D), relative to use and occupancy of highway rights-of-way; to provide relative to the Right-of-Way Permit Processing Fund; to provide for the deposit and expenditure of funds; and to provide for related matters.

HOUSE BILL NO. 1910—

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

AN ACT

To amend and reenact R.S. 48:163.1, relative to the general highway fund; to provide for the use of highway funds for bicycle paths; to change references in the statute from the office of highways to the Department of Transportation and Development; to change references in the statute from the general highway fund to the transportation trust fund or the parish transportation fund; and to provide for related matters.

HOUSE BILL NO. 1911—

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

AN ACT

To amend and reenact R.S. 48:274.1(D) and 274.3(E), relative to logo and major shopping area guide signs on interstate highways; to delete the Logo Sign Processing Fund and Major Shopping Area Guide Signs Processing Fund; to provide relative to fees collected by the department for logo and major shopping area guide signs; and to provide for related matters.

HOUSE BILL NO. 1914—

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

AN ACT

To repeal Part I of Chapter 3 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:781 through 786 and R.S. 48:801 through 805, relative to privately owned bridges and roads.

HOUSE BILL NO. 1915—

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

AN ACT

To repeal Part IV-A of Chapter 2 of Title 2 of the Louisiana Revised Statutes of 1950, comprised of R.S. 2:350.1 through 350.3, relative to the Airport Planning Grant Program.

HOUSE BILL NO. 1934—

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

AN ACT

To repeal R.S. 48:264, relative to the Department of Transportation and Development; to repeal the provisions relative to the disposal of worn equipment.

HOUSE BILL NO. 1936—

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

AN ACT

To repeal R.S. 48:1107, relative to bridges; to repeal the provisions authorizing the Mississippi-Louisiana Bridge Construction Compact.

HOUSE BILL NO. 1937—

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

AN ACT

To amend and reenact R.S. 48:53, relative to the Department of Transportation and Development; to provide relative to the authority of the secretary in paying subsistence allowances to employees; and to provide for related matters.

HOUSE BILL NO. 1940—

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

AN ACT

To repeal Act No. 168 of the 1980 Regular Session of the Legislature of Louisiana, relative to aviation museums; to repeal the provisions requiring the Department of Transportation and Development to operate state aviation museums.

HOUSE BILL NO. 1965—

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

AN ACT

To repeal R.S. 48:77, relative to the Department of Transportation and Development; to repeal provisions authorizing the department to enter into contracts with political subdivisions for the construction and/or renovation of airport hangars.

HOUSE BILL NO. 275—

BY REPRESENTATIVE DONELON

AN ACT

To enact R.S. 49:191(12) and to repeal R.S. 49:191(10)(n), relative to the Department of Insurance, including provisions to provide for the re-creation of the Department of Insurance 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 department and its statutory entities; and to provide for related matters.

HOUSE BILL NO. 407—

BY REPRESENTATIVE JACK SMITH

AN ACT

To amend and reenact R.S. 56:302.3(D) and to repeal R.S. 56:302.3(B)(2), relative to hoop nets; to repeal the authorization to use hoop nets with a recreational gear fishing license; and to provide for related matters.

HOUSE BILL NO. 959—

BY REPRESENTATIVE JACK SMITH

AN ACT

To amend and reenact R.S. 56:34(A)(1) and to enact R.S. 56:118, relative to violations of wildlife laws; to increase the penalty for initial class four violations; to provide relative to violations of the Migratory Bird Treaty Act of 1972; to establish fines for such violations; to provide for the distribution of revenues from such fines; and to provide for related matters.

HOUSE BILL NO. 9—

BY REPRESENTATIVES DOWNER, HUNTER, LANCASTER, MONTGOMERY, VITTER, WALSWORTH, FONTENOT, SCALISE, WADDELL, WILLARD, ALARIO, ALEXANDER, ANSARDI, BAUDOIN, BOWLER, BRUCE, BRUNEAU, CHAISSON, CLARKSON, CRANE, DAMICO, DANIEL, DEVILLE, DEWITT, DOERGE, DUPRE, DURAND, FARVE, FAUCHEUX, FLAVIN, FRITH, GAUTREAU, GLOVER, GUILLARY, HAMMETT, HEATON, HILL, HUDSON, ILES, JENKINS, JOHNS, KENNARD, KENNEY, LANDRIEU, LEBLANC, LONG, MARIONNEAUX, MARTINY,

April 12, 1999

MCCAIN, MCCALLUM, MCDONALD, MORRISH, PERKINS, PIERRE, PINAC, POWELL, PRATT, QUEZAIRE, ROMERO, SALTER, SCHNEIDER, SCHWEGMANN, SHAW, JACK SMITH, JOHN SMITH, STELLY, THERIOT, THOMPSON, THORNHILL, TOOMY, TRAVIS, WELCH, WESTON, WIGGINS, WILKERSON, WINDHORST, WINSTON, WOOTON, AND WRIGHT AND SENATOR EWING

AN ACT

To amend and reenact R.S. 47:6011(A)(2), to enact R.S. 24:38(E), (F), and (G), 39, 40, and Part II-A of Chapter 1 of Title 24 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 24:41 through 49, and to repeal R.S. 36:4(B)(2) and Subparts A, C, D, and E of Part VII of Chapter 1 of Title 49 of the Louisiana Revised Statutes of 1950, comprised of R.S. 49:131 through 136, R.S. 49:145 and 146, R.S. 49:148 through 148.3, and R.S. 49:149 through 149.5, respectively, and R.S. 49:149.22, 149.23, and 150.1, relative to public buildings and grounds; to provide for the state capitol complex; to provide for the preservation of the State Capitol, the Capitol Annex, the Pentagon Barracks, the Old Arsenal Museum, and the surrounding grounds; to provide for the powers of the Legislative Budgetary Control Council; to provide for the powers and duties of the division of administration in relation to the state capitol complex; to provide for security services for the state capitol complex; to create the State Capitol Preservation Board; to provide for the powers and duties of the State Capitol Preservation Board; to provide for the necessary employees of the State Capitol Preservation Board; to define the state capitol complex; to provide relative to the master plan for the state capitol complex; to provide for certain offenses and penalties relating to certain actions within the state capitol complex; to provide for certain fees and deposits for certain activities within the state capitol complex; to remove provisions of law relative to the access and use of public buildings and grounds; to remove certain provisions of law relative to plaques and memorials; and to provide for related matters.

HOUSE BILL NO. 45—

BY REPRESENTATIVE WINDHORST
AN ACT

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

HOUSE BILL NO. 64—

BY REPRESENTATIVES THOMPSON AND JENKINS
AN ACT

To enact R.S. 15:574.4(R) and 824(E), relative to testing of inmates for infectious diseases; to require testing of all persons who are committed to the Department of Public Safety and Corrections; to require testing for certain infectious diseases prior to releasing persons on parole; to provide for the testing procedure; to provide for payment of associated costs by the inmate; and to provide for related matters.

HOUSE BILL NO. 67 (Duplicate of Senate Bill No. 716)—

BY REPRESENTATIVE HUNTER AND SENATOR W. FIELDS AND COAUTHORED BY REPRESENTATIVES ANSARDI, WALSWORTH, DOWNER, ALEXANDER, BARTON, BAUDOIN, BAYLOR, BOWLER, BRUCE, BRUNEAU, CLARKSON, COPELIN, CURTIS, DAMICO, DANIEL, DEVILLE, DIEZ, DONELON, DUPRE, DURAND, FARVE, FAUCHEUX, FLAVIN, FONTENOT, FRITH, FRUGE, GAUTREAUX, GLOVER, GUILLORY, HEATON, HEBERT, HILL, HOPKINS, HUDSON, ILES, JENKINS, JOHNS, KENNARD, KENNEY, LANCASTER, LEBLANC, LONG, MCCAIN, MCDONALD, MCMAINS, MICHOT, MITCHELL, MONTGOMERY, MORRELL, MURRAY, ODINET, PERKINS, PIERRE, PINAC, POWELL, PRATT, QUEZAIRE, ROMERO, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, JACK SMITH, STELLY, THERIOT, THOMPSON, THORNHILL, TRAVIS, TRICHE, WADDELL, WARNER, WELCH, WESTON, WIGGINS, WILKERSON, WILLARD, WINDHORST, WINSTON, WOOTON, AND WRIGHT
AN ACT

To enact R.S. 14:283, relative to offenses affecting public morals; to create the crime of video voyeurism; to provide for penalties; to provide for exceptions; and to provide for related matters.

HOUSE BILL NO. 333—

BY REPRESENTATIVES SHAW AND JENKINS
AN ACT

To enact R.S. 47:463.58, relative to motor vehicles; to provide relative to license plates; to create the Louisiana public and private high schools prestige plate; to require a minimum number of plates; to provide for the color and design of such plates; to provide relative to donations and fees for such plates; to provide for the use of such donations and fees; and to provide for related matters.

HOUSE BILL NO. 1176—

BY REPRESENTATIVE FRITH
AN ACT

To enact R.S. 33:2737.71, relative to the Vermilion Parish School Board; to authorize the Vermilion Parish School Board to levy and collect an additional sales and use tax with voter approval; and to provide for related matters.

HOUSE BILL NO. 84—

BY REPRESENTATIVES MURRAY AND WALSWORTH
AN ACT

To enact R.S. 47:463.57 and 463.58, relative to motor vehicles; to provide relative to license plates; to create prestige license plates for letter carriers and the Boy Scouts of America; to provide for the color and design of such plates; to provide relative to fees for such plates; to provide for promulgation of rules and regulations; and to provide for related matters.

HOUSE BILL NO. 127—

BY REPRESENTATIVES SCHWEGMANN AND SALTER
AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide for the creation of an "Animal Friendly" license plate; to provide for the charge of the plate; to create the Pet Overpopulation Fund; to provide for the dedication of revenues; to provide for the Pet Overpopulation Advisory Council; to provide for the promulgation of rules and regulations; and to provide for related matters.

HOUSE BILL NO. 222—

BY REPRESENTATIVE MORRISH
AN ACT

To amend and reenact R.S. 9:2782(A), (B), and (C)(1) and 3529, relative to nonsufficient fund checks; to provide for an increase in the service charge amount which is allowed to be charged for checks returned for nonsufficient funds; to provide relative to the time required to tender payment; and to provide for related matters.

HOUSE BILL NO. 1523—

BY REPRESENTATIVES DEWITT, WINDHORST, DOWNER, MCMAINS, DIEZ, CRANE, THORNHILL, ANSARDI, DUPRE, KENNARD, WOOTON, ALEXANDER, BARTON, BAUDOIN, BOWLER, BRUCE, BRUNEAU, CLARKSON, DAMICO, DANIEL, DEVILLE, DIMOS, DOERGE, DONELON, FAUCHEUX, FLAVIN, FRITH, FRUGE, GAUTREAUX, GLOVER, HAMMETT, HEBERT, HILL, HOPKINS, ILES, JENKINS, JOHNS, KENNEY, LANCASTER, LONG, MARTINY, MCCALLUM, MCDONALD, MICHOT, MONTGOMERY, ODINET, PERKINS, PINAC, POWELL, ROMERO, SCALISE, SHAW, JACK SMITH, JOHN SMITH, STELLY, THOMPSON, TRAVIS, WADDELL, WALSWORTH, WARNER, WIGGINS, WINSTON, AND WRIGHT AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, SCHEDLER, AND THOMAS
AN ACT

To amend and reenact Code of Criminal Procedure Articles 893.1, 893.2(A) and (C), 893.3, and 893.4 and to enact Code of Criminal Procedure Articles 893.2(D) and (E), relative to sentences imposed in certain criminal matters; to provide for enhanced penalties when a firearm is involved in the commission of certain crimes; to provide for definitions and applicability of terms; and to provide for related matters.

HOUSE BILL NO. 52—

BY REPRESENTATIVE WELCH
AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide relative to license plates; to create the McKinley High School prestige license plate; to provide for the color and design of such plates; to provide relative to donations and fees for such plates; to provide for

April 12, 1999

the use of such donations and fees; and to provide for related matters.

HOUSE BILL NO. 205—
BY REPRESENTATIVE JACK SMITH
AN ACT

To designate a bridge in Stephenville as the Wilton J. Stephens Bridge, and to provide for related matters.

HOUSE BILL NO. 316—
BY REPRESENTATIVE GREEN
AN ACT

To amend and reenact R.S. 10:3-111 and to repeal R.S. 10:4A-209(f), relative to banks; to prohibit a drawee from charging a fee for the payment of an instrument pursuant to the drawer's instructions; and to provide for related matters.

HOUSE BILL NO. 400—
BY REPRESENTATIVE QUEZAIRE
AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide relative to license plates; to create the Louisiana Agriculture prestige license plate; to provide for the color and design of such plate; to provide relative to the fees for such plate; to designate the use of such fees; to require the promulgation of rules and regulations; and to provide for related matters.

HOUSE BILL NO. 686—
BY REPRESENTATIVE CURTIS
AN ACT

To amend and reenact R.S. 30:2040, relative to waste disposal facilities in Rapides Parish; to prohibit the location of such facilities within any portion of House of Representatives District 26 or within the city of Alexandria; to provide for a definition of commercial solid or hazardous waste disposal facility; and to provide for related matters.

HOUSE BILL NO. 926—
BY REPRESENTATIVE JOHNS
AN ACT

To enact R.S. 47:463.57, relative to prestige license plates; to provide for a Louisiana Association of Life Underwriters prestige license plate; to provide for eligibility; to provide for the design of the plate; to provide for the charge; to provide for disbursement of a donation; to provide for the promulgation of rules; and to provide for related matters.

HOUSE BILL NO. 945—
BY REPRESENTATIVE CLARKSON
AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide for a Life Center Full Gospel Baptist Cathedral prestige license plate; and to provide for related matters.

HOUSE BILL NO. 963—
BY REPRESENTATIVE DANIEL
AN ACT

To enact R.S. 47:463(A)(3) and 463.57, relative to license plates; to provide for the design of special prestige license plates; to provide for handling charges on special prestige license plates; to provide for a Jaycees prestige license plate; to provide for eligibility; to provide for the charge; to provide for the disbursement of a donation; to provide for the promulgation of rules; and to provide for related matters.

HOUSE BILL NO. 1108—
BY REPRESENTATIVE TRICHE
AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide relative to license plates; to create the Coastal Conservation prestige license plate; to provide relative to the design of such plate; to provide relative to the fee for such plates; to designate the use of such fees;

to authorize promulgation of rules and regulations; and to provide for related matters.

HOUSE BILL NO. 1517—
BY REPRESENTATIVE PERKINS
AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide relative to license plates; to create the "Choose Life" prestige license plate for the promotion of adoption; to provide for the color, design, and logo of such plates; to require the words "ADOPTION...NO GREATER LOVE" to appear on the plate; to provide relative to the fees for such plates; to provide for the use of such fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

HOUSE BILL NO. 1639—
BY REPRESENTATIVES SCALISE, MCMAINS, DEWITT, DOWNER, BRUNEAU, CLARKSON, DIEZ, FLAVIN, HEBERT, HILL, HOPKINS, JOHNS, PERKINS, SHAW, STELLY, WIGGINS, BARTON, BOWLER, CRANE, FONTENOT, FRUGE, KENNEY, LANCASTER, MCCALLUM, McDONALD, POWELL, THOMPSON, THORNHILL, TRICHE, VITTER, WALSWORTH, AND WRIGHT AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, SCHEDLER, ELLINGTON, HOLLIS, MALONE, ROMERO, SIRACUSA, SMITH, AND THOMAS
AN ACT

To enact R.S. 9:2800.60, relative to civil liability; to provide with respect to liability for manufacturers and sellers of firearms; and to provide for related matters.

HOUSE BILL NO. 1094—
BY REPRESENTATIVES MCMAINS, DEWITT, DOWNER, SCALISE, FRUGE, JOHNS, VITTER, WALSWORTH, AND WIGGINS AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER
AN ACT

To enact R.S. 40:1797.1, relative to civil liability; to provide relative to the authority of political subdivisions or local or other governmental authorities of the state to bring suit against firearms and ammunition manufacturers, trade associations, and dealers; to provide for the authority of the state to file certain actions against firearms and ammunition manufacturers, trade associations, and dealers; and to provide for related matters.

HOUSE BILL NO. 1811—
BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 37:1797, 1806.1, and 1807(A), and to enact R.S. 37:1804(10), and to repeal R.S. 37:1793(C), relative to the regulation of pawnbrokers; to provide for authority to inspect records; to provide for prohibited practices; to provide for guidance and advisory opinions by the commissioner; to provide for the disposition of civil penalties; and to provide for related matters.

HOUSE BILL NO. 1919—
BY REPRESENTATIVES TRAVIS AND MURRAY
AN ACT

To amend and reenact R.S. 9:3516(22), to enact Chapter 2-A of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:3578.1 through 3578.8, and to repeal Part XIX of Chapter 2 of Title 9 of the Revised Statutes of 1950, comprised of R.S. 9:3577.1 through 3577.8, relative to small loans and licensed lenders; to provide for the definition of "licensed lender"; to provide for a short title; to provide for legislative intent; to provide for definitions; to provide for finance charges and fees; to provide for rebate upon payment; to provide for prohibited acts; to provide for the posting of notice which includes a toll free number; to provide for powers of the commissioner and the adoption of rules and regulations; and to provide for related matters.

HOUSE BILL NO. 102—
BY REPRESENTATIVE CHAISSON
AN ACT

To amend and reenact R.S. 15:145(E), relative to the indigent defender boards for certain parishes; to provide that board members may be paid per diem for attendance at board meetings; and to provide for related matters.

April 12, 1999

HOUSE BILL NO. 389—
BY REPRESENTATIVES MCMAINS, DEWITT, AND DOWNER
AN ACT

To amend and reenact R.S. 12:91 and 1314, relative to liability of officers and directors of certain business organizations and members and managers of limited liability companies; to provide for liability based on a standard of gross negligence and the requirements of the business judgment rule; to provide relative to the fiduciary duty rules applicable to business organizations and limited liability companies; and to provide for related matters.

HOUSE BILL NO. 443—
BY REPRESENTATIVES TRAVIS, FRITH, AND MURRAY
AN ACT

To amend and reenact R.S. 6:646(A)(4) and (B)(2), 649.1(A) and (D), 651(C), and 656(A)(1)(d), relative to credit unions; to provide for mail ballots for votes on mergers; to provide for the filing of financial reports to the commissioner of the office of financial institutions; to provide for liability of directors and officers; to provide for annual examinations by supervisory committees; to provide for loans made to directors of supervisory or credit committee members; and to provide for related matters.

HOUSE BILL NO. 445—
BY REPRESENTATIVES TRAVIS, FRITH, AND MURRAY
AN ACT

To amend and reenact R.S. 51:705(A) and 712(A)(2) and to enact R.S. 51:705(G), relative to the Louisiana Securities Law; to provide for the sale of federal covered securities; to provide for notice filings for federal covered securities; to provide for proof of certain unlawful acts in the sale of securities; and to provide for related matters.

HOUSE BILL NO. 582—
BY REPRESENTATIVES TRAVIS, FRITH, AND MURRAY
AN ACT

To amend and reenact R.S. 6:415(A)(2) and (B), relative to loan restrictions; to provide for secured loans in excess of required limits when fully secured by a pledge of deposits of the lending bank; to provide penalties; and to provide for related matters.

HOUSE BILL NO. 47—
BY REPRESENTATIVE WRIGHT
AN ACT

To amend and reenact R.S. 19:133.1(A), relative to the authority of the Town of Colfax to expropriate property for the Aloha-Rigolette Area Louisiana Project; to extend for five years the time within which to expropriate and acquire such property; and to provide for related matters.

HOUSE BILL NO. 444—
BY REPRESENTATIVES TRAVIS, FRITH, AND MURRAY
AN ACT

To enact R.S. 9:3572.2(B)(6), relative to consumer loan brokers; to provide for an exemption from the definition of loan broker; and to provide for related matters.

HOUSE BILL NO. 578—
BY REPRESENTATIVES TRAVIS, FRITH, AND MURRAY
AN ACT

To amend and reenact R.S. 6:535(C) and 536(C), relative to interstate banking; to prohibit out-of-state banks from entering the state through certain means; and to provide for related matters.

HOUSE BILL NO. 579—
BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 6:127(C) and R.S. 13:3733.1(A)(2) and (G), relative to records of financial institutions; to provide for reproduction of documents; to provide for the definition of "records"; to provide for the use of reproductions of certain instruments; and to provide for related matters.

HOUSE BILL NO. 583—
BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 6:123(B) and 125 and R.S. 9:3554(L), relative to powers and duties of the commissioner of the office of financial institutions; to allow for the acceptance of certain information from certain regulated financial institutions; to allow for the providing of certain information upon request; to allow for the examination of records of certain regulated financial institutions; and to provide for related matters.

HOUSE BILL NO. 584—
BY REPRESENTATIVES TRAVIS, FRITH, AND MURRAY
AN ACT

To amend and reenact R.S. 6:550(A)(7) through (9) and to enact R.S. 6:550(A)(10), (T), and (U), relative to activities of foreign banks; to provide for the definition of "state representative office"; to allow for the establishment of state representative offices by foreign banks; to provide for the promulgation of rules and regulations; and to provide for related matters.

HOUSE BILL NO. 585—
BY REPRESENTATIVES TRAVIS, FRITH, AND MURRAY
AN ACT

To amend and reenact R.S. 6:532(4), 540(A)(3) and (B)(2)(introductory paragraph) and (3), and 540.2(C), relative to interstate banking; to provide for the definition of "banking office"; to provide for authority of the commissioner to regulate banking offices; and to provide for related matters.

HOUSE BILL NO. 734—
BY REPRESENTATIVES TRAVIS, FRITH, AND MURRAY
AN ACT

To amend and reenact R.S. 6:217(B), 243(B)(2), 285(C)(2), and 289(A) and (B)(1) and R.S. 12:23(E)(1) and to repeal R.S. 6:243(C) and 332, relative to the organization and operation of state banks; to provide for recording of certificates of authority with the secretary of state; to provide for service of process; to provide for loans to executive officers and employees; to provide for the sale of certain property; to provide for the use of certain terms in corporate names; to provide relative to hearing on cease and desist orders; and to provide for related matters.

HOUSE BILL NO. 884—
BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 9:3577.7, relative to the Louisiana Small Loan Law; to provide for prohibited acts; and to provide for related matters.

HOUSE BILL NO. 887—
BY REPRESENTATIVES PINAC, FRITH, AND MURRAY
AN ACT

To amend and reenact R.S. 6:316(A), relative to deposits in banks; to provide relative to pledge of deposit accounts; and to provide for related matters.

HOUSE BILL NO. 1328—
BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 9:3576.3(2)(a)(introductory paragraph) and (3), 3576.13, and 3576.18(A), relative to collection agencies; to provide for definitions of "collection agency" and "claim"; to provide for a change of name or business location; to provide for trust fund accounts; and to provide for related matters.

HOUSE BILL NO. 1371—
BY REPRESENTATIVES TRAVIS, FRITH, AND MURRAY
AN ACT

To amend and reenact R.S. 9:3514, 3516(22), 3517(C), 3521(A) and (B)(introductory paragraph), 3528(A) and (B), 3531, 3543(A), 3554(I), (J), and (L), 3555(D), 3556.1(A), and 3561.1(A) and to enact R.S. 9:3511(E) and 3554(E)(3)(c), relative to the Louisiana

Consumer Credit Law; to provide for the scope of the law; to provide for disclosures of the contract; to provide for definitions; to provide for additional fees and charges; to provide for maximum charges after negotiations; to provide for maximum deferral charges; to provide for disclosure of prepayment information; to provide relative to property insurance; to provide for revocations or suspensions; to provide for the institution of civil actions; to provide for examination authority; to provide relative to the Louisiana Consumer Credit Education Fund; to provide for the maintenance of records; to provide for application and license fees; and to provide for related matters.

HOUSE BILL NO. 317—

BY REPRESENTATIVE GREEN

AN ACT

To enact Children's Code Art. 1193(2)(d) and (e), relative to parental rights; to provide relative to consent to the adoption of a child or relinquishment of parental rights by the father; and to provide for related matters.

HOUSE BILL NO. 697—

BY REPRESENTATIVE GREEN

AN ACT

To enact R.S. 9:315.25 and Subpart F of Part III of Code Title V of Code Book I of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:356, all relative to children; to provide with respect to matters which may be raised in actions concerning child support and custody and visitation rights; to provide that child custody and visitation matters may be raised in proceedings for child support; to provide that child support matters may be raised in proceedings for child custody or visitation; and to provide for related matters.

HOUSE BILL NO. 1469—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:101(B)(4), relative to the commissioner of the office of financial institutions; to provide for qualifications; and to provide for related matters.

HOUSE BILL NO. 1710—

BY REPRESENTATIVE TRAVIS

AN ACT

To amend and reenact R.S. 9:3572.2(A)(4), 3572.6(A) and (B), 3572.10, 3572.11(A) and (B)(1), and 3572.12(C), to enact R.S. 9:3572.2(C), and to repeal R.S. 9:3572.11(B)(2), relative to consumer loan brokers; to provide for exemptions from licensure; to provide for records retention; to provide for a right of cancellation of a brokerage agreement; to provide for loan brokerage agreements; to provide for revocation and suspension of licenses; and to provide for related matters.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

House Bills and Joint Resolutions

Senator Bean 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. 9—

BY REPRESENTATIVES DOWNER, HUNTER, LANCASTER, MONTGOMERY, VITTER, WALSWORTH, FONTENOT, SCALISE, WADDELL, WILLARD, ALARIO, ALEXANDER, ANSARDI, BAUDOIN, BOWLER, BRUCE, BRUNEAU, CHAISSON, CLARKSON, CRANE, DAMICO, DANIEL, DEVILLE, DEWITT, DOERGE, DUPRE, DURAND, FARVE, FAUCHEUX, FLAVIN, FRITH, GAUTREAU, GLOVER, GUILLARY, HAMMETT, HEATON, HILL, HUDSON, ILES, JENKINS, JOHNS, KENNARD, KENNEY, LANDRIEU, LEBLANC, LONG, MARIONNEAUX, MARTINY, MCCAIN, MCCALLUM, MCDONALD, MORRISH, PERKINS, PIERRE, PINAC, POWELL, PRATT, QUEZAIRE, ROMERO, SALTER, SCHNEIDER, SCHWEGMANN, SHAW, JACK SMITH, JOHN SMITH, STELLY, THERIOT,

THOMPSON, THORNHILL, TOOMY, TRAVIS, WELCH, WESTON, WIGGINS, WILKERSON, WINDHORST, WINSTON, WOOTON, AND WRIGHT AND SENATOR EWING

AN ACT

To amend and reenact R.S. 47:6011(A)(2), to enact R.S. 24:38(E), (F), and (G), 39, 40, and Part II-A of Chapter 1 of Title 24 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 24:41 through 49, and to repeal R.S. 36:4(B)(2) and Subparts A, C, D, and E of Part VII of Chapter 1 of Title 49 of the Louisiana Revised Statutes of 1950, comprised of R.S. 49:131 through 136, R.S. 49:145 and 146, R.S. 49:148 through 148.3, and R.S. 49:149 through 149.5, respectively, and R.S. 49:149.22, 149.23, and 150.1, relative to public buildings and grounds; to provide for the state capitol complex; to provide for the preservation of the State Capitol, the Capitol Annex, the Pentagon Barracks, the Old Arsenal Museum, and the surrounding grounds; to provide for the powers of the Legislative Budgetary Control Council; to provide for the powers and duties of the division of administration in relation to the state capitol complex; to provide for security services for the state capitol complex; to create the State Capitol Preservation Board; to provide for the powers and duties of the State Capitol Preservation Board; to provide for the necessary employees of the State Capitol Preservation Board; to define the state capitol complex; to provide relative to the master plan for the state capitol complex; to provide for certain offenses and penalties relating to certain actions within the state capitol complex; to provide for certain fees and deposits for certain activities within the state capitol complex; to remove provisions of law relative to the access and use of public buildings and grounds; to remove certain provisions of law relative to plaques and memorials; and to provide for related matters.

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

HOUSE BILL NO. 44—

BY REPRESENTATIVE WINDHORST

AN ACT

To amend and reenact R.S. 49:968(G), relative to the Administrative Procedure Act; to provide relative to the procedure for the proposal and adoption of certain rules; and to provide for related matters.

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

HOUSE BILL NO. 45—

BY REPRESENTATIVE WINDHORST

AN ACT

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

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

HOUSE BILL NO. 47—

BY REPRESENTATIVE WRIGHT

AN ACT

To amend and reenact R.S. 19:133.1(A), relative to the authority of the Town of Colfax to expropriate property for the Aloha-Rigolette Area Louisiana Project; to extend for five years the time within which to expropriate and acquire such property; and to provide for related matters.

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

HOUSE BILL NO. 52—

BY REPRESENTATIVE WELCH
AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide relative to license plates; to create the McKinley High School prestige license plate; to provide for the color and design of such plates; to provide relative to donations and fees for such plates; to provide for the use of such donations and fees; and to provide for related matters.

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

HOUSE BILL NO. 56—

BY REPRESENTATIVES MORRELL AND MURRAY
AN ACT

To amend and reenact R.S. 9:3530(E), relative to credit cards; to provide for the termination of the assessment of over-the-credit-limit fees; and to provide for related matters.

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

HOUSE BILL NO. 64—

BY REPRESENTATIVES THOMPSON AND JENKINS
AN ACT

To enact R.S. 15:574.4(R) and 824(E), relative to testing of inmates for infectious diseases; to require testing of all persons who are committed to the Department of Public Safety and Corrections; to require testing for certain infectious diseases prior to releasing persons on parole; to provide for the testing procedure; to provide for payment of associated costs by the inmate; and to provide for related matters.

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

HOUSE BILL NO. 67 (Duplicate of Senate Bill No. 716)—

BY REPRESENTATIVE HUNTER AND SENATOR W. FIELDS AND COAUTHORED BY REPRESENTATIVES ANSARDI, WALSWORTH, DOWNER, ALEXANDER, BARTON, BAUDOIN, BAYLOR, BOWLER, BRUCE, BRUNEAU, CLARKSON, COPELIN, CURTIS, DAMICO, DANIEL, DEVILLE, DIEZ, DONELON, DUPRE, DURAND, FARVE, FAUCHEUX, FLAVIN, FONTENOT, FRITH, FRUGE, GAUTREAUX, GLOVER, GUILLORY, HEATON, HEBERT, HILL, HOPKINS, HUDSON, ILES, JENKINS, JOHNS, KENNARD, KENNEY, LANCASTER, LEBLANC, LONG, MCCAIN, MCDONALD, MCMAINS, MICHOT, MITCHELL, MONTGOMERY, MORRELL, MURRAY, ODINET, PERKINS, PIERRE, PINAC, POWELL, PRATT, QUEZAIRE, ROMERO, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, JACK SMITH, STELLY, THERIOT, THOMPSON, THORNHILL, TRAVIS, TRICHE, WADDELL, WARNER, WELCH, WESTON, WIGGINS, WILKERSON, WILLARD, WINDHORST, WINSTON, WOOTON, AND WRIGHT
AN ACT

To enact R.S. 14:283, relative to offenses affecting public morals; to create the crime of video voyeurism; to provide for penalties; to provide for exceptions; and to provide for related matters.

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

HOUSE BILL NO. 84—

BY REPRESENTATIVES MURRAY AND WALSWORTH
AN ACT

To enact R.S. 47:463.57 and 463.58, relative to motor vehicles; to provide relative to license plates; to create prestige license plates for letter carriers and the Boy Scouts of America; to provide for the color and design of such plates; to provide relative to fees for such plates; to provide for promulgation of rules and regulations; and to provide for related matters.

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

HOUSE BILL NO. 102—

BY REPRESENTATIVE CHAISSON
AN ACT

To amend and reenact R.S. 15:145(E), relative to the indigent defender boards for certain parishes; to provide that board members may be paid per diem for attendance at board meetings; and to provide for related matters.

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

HOUSE BILL NO. 127—

BY REPRESENTATIVES SCHWEGMANN AND SALTER
AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide for the creation of an "Animal Friendly" license plate; to provide for the charge of the plate; to create the Pet Overpopulation Fund; to provide for the dedication of revenues; to provide for the Pet Overpopulation Advisory Council; to provide for the promulgation of rules and regulations; and to provide for related matters.

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

HOUSE BILL NO. 141—

BY REPRESENTATIVE SHAW
AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide relative to license plates; to create the Captain Shreve High School, Shreveport, Louisiana, prestige plate; to provide for the color and design of such plates; to provide relative to donations and fees for such plates; to provide for the use of such donations and fees; and to provide for related matters.

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

HOUSE BILL NO. 205—

BY REPRESENTATIVE JACK SMITH
AN ACT

To designate a bridge in Stephensville as the Wilton J. Stephens Bridge, and to provide for related matters.

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

HOUSE BILL NO. 222—

BY REPRESENTATIVE MORRISH
AN ACT

To amend and reenact R.S. 9:2782(A), (B), and (C)(1) and 3529, relative to nonsufficient fund checks; to provide for an increase in the service charge amount which is allowed to be charged for checks returned for nonsufficient funds; to provide relative to the time required to tender payment; and to provide for related matters.

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

HOUSE BILL NO. 275—

BY REPRESENTATIVE DONELON
AN ACT

To enact R.S. 49:191(12) and to repeal R.S. 49:191(10)(n), relative to the Department of Insurance, including provisions to provide for the re-creation of the Department of Insurance 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 department and its statutory entities; and to provide for related matters.

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

HOUSE BILL NO. 316—

BY REPRESENTATIVE GREEN
AN ACT

To amend and reenact R.S. 10:3-111 and to repeal R.S. 10:4A-209(f), relative to banks; to prohibit a drawee from charging a fee for the payment of an instrument pursuant to the drawer's instructions; and to provide for related matters.

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

HOUSE BILL NO. 317—

BY REPRESENTATIVE GREEN
AN ACT

To enact Children's Code Art. 1193(2)(d) and (e), relative to parental rights; to provide relative to consent to the adoption of a child or relinquishment of parental rights by the father; and to provide for related matters.

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

HOUSE BILL NO. 333—

BY REPRESENTATIVES SHAW AND JENKINS
AN ACT

To enact R.S. 47:463.58, relative to motor vehicles; to provide relative to license plates; to create the Louisiana public and private high schools prestige plate; to require a minimum number of plates; to provide for the color and design of such plates; to provide relative to donations and fees for such plates; to provide for the use of such donations and fees; and to provide for related matters.

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

HOUSE BILL NO. 389—

BY REPRESENTATIVES MCMAINS, DEWITT, AND DOWNER
AN ACT

To amend and reenact R.S. 12:91 and 1314, relative to liability of officers and directors of certain business organizations and members and managers of limited liability companies; to provide for liability based on a standard of gross negligence and the requirements of the business judgment rule; to provide relative to the fiduciary duty rules applicable to business organizations and limited liability companies; and to provide for related matters.

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

HOUSE BILL NO. 400—

BY REPRESENTATIVE QUEZAIRE
AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide relative to license plates; to create the Louisiana Agriculture prestige license plate; to provide for the color and design of such plate; to provide relative to the fees for such plate; to designate the use of such fees; to require the promulgation of rules and regulations; and to provide for related matters.

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

HOUSE BILL NO. 407—

BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact R.S. 56:302.3(D) and to repeal R.S. 56:302.3(B)(2), relative to hoop nets; to repeal the authorization to use hoop nets with a recreational gear fishing license; and to provide for related matters.

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

HOUSE BILL NO. 443—

BY REPRESENTATIVES TRAVIS, FRITH, AND MURRAY
AN ACT

To amend and reenact R.S. 6:646(A)(4) and (B)(2), 649.1(A) and (D), 651(C), and 656(A)(1)(d), relative to credit unions; to provide for mail ballots for votes on mergers; to provide for the filing of financial reports to the commissioner of the office of financial institutions; to provide for liability of directors and officers; to provide for annual examinations by supervisory committees; to provide for loans made to directors of supervisory or credit committee members; and to provide for related matters.

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

HOUSE BILL NO. 444—

BY REPRESENTATIVES TRAVIS, FRITH, AND MURRAY
AN ACT

To enact R.S. 9:3572.2(B)(6), relative to consumer loan brokers; to provide for an exemption from the definition of loan broker; and to provide for related matters.

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

HOUSE BILL NO. 445—

BY REPRESENTATIVES TRAVIS, FRITH, AND MURRAY
AN ACT

To amend and reenact R.S. 51:705(A) and 712(A)(2) and to enact R.S. 51:705(G), relative to the Louisiana Securities Law; to provide for the sale of federal covered securities; to provide for notice filings for federal covered securities; to provide for proof of certain unlawful acts in the sale of securities; and to provide for related matters.

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

HOUSE BILL NO. 578—

BY REPRESENTATIVES TRAVIS, FRITH, AND MURRAY
AN ACT

To amend and reenact R.S. 6:535(C) and 536(C), relative to interstate banking; to prohibit out-of-state banks from entering the state through certain means; and to provide for related matters.

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

HOUSE BILL NO. 579—

BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 6:127(C) and R.S. 13:3733.1(A)(2) and (G), relative to records of financial institutions; to provide for reproduction of documents; to provide for the definition of "records"; to provide for the use of reproductions of certain instruments; and to provide for related matters.

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

HOUSE BILL NO. 582—

BY REPRESENTATIVES TRAVIS, FRITH, AND MURRAY
AN ACT

To amend and reenact R.S. 6:415(A)(2) and (B), relative to loan restrictions; to provide for secured loans in excess of required limits when fully secured by a pledge of deposits of the lending bank; to provide penalties; and to provide for related matters.

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

April 12, 1999

HOUSE BILL NO. 583—

BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 6:123(B) and 125 and R.S. 9:3554(L), relative to powers and duties of the commissioner of the office of financial institutions; to allow for the acceptance of certain information from certain regulated financial institutions; to allow for the providing of certain information upon request; to allow for the examination of records of certain regulated financial institutions; and to provide for related matters.

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

HOUSE BILL NO. 584—

BY REPRESENTATIVES TRAVIS, FRITH, AND MURRAY
AN ACT

To amend and reenact R.S. 6:550(A)(7) through (9) and to enact R.S. 6:550(A)(10), (T), and (U), relative to activities of foreign banks; to provide for the definition of "state representative office"; to allow for the establishment of state representative offices by foreign banks; to provide for the promulgation of rules and regulations; and to provide for related matters.

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

HOUSE BILL NO. 585—

BY REPRESENTATIVES TRAVIS, FRITH, AND MURRAY
AN ACT

To amend and reenact R.S. 6:532(4), 540(A)(3) and (B)(2)(introductory paragraph) and (3), and 540.2(C), relative to interstate banking; to provide for the definition of "banking office"; to provide for authority of the commissioner to regulate banking offices; and to provide for related matters.

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

HOUSE BILL NO. 686—

BY REPRESENTATIVE CURTIS
AN ACT

To amend and reenact R.S. 30:2040, relative to waste disposal facilities in Rapides Parish; to prohibit the location of such facilities within any portion of House of Representatives District 26 or within the city of Alexandria; to provide for a definition of commercial solid or hazardous waste disposal facility; and to provide for related matters.

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

HOUSE BILL NO. 697—

BY REPRESENTATIVE GREEN
AN ACT

To enact R.S. 9:315.25 and Subpart F of Part III of Code Title V of Code Book I of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:356, all relative to children; to provide with respect to matters which may be raised in actions concerning child support and custody and visitation rights; to provide that child custody and visitation matters may be raised in proceedings for child support; to provide that child support matters may be raised in proceedings for child custody or visitation; and to provide for related matters.

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

HOUSE BILL NO. 734—

BY REPRESENTATIVES TRAVIS, FRITH, AND MURRAY
AN ACT

To amend and reenact R.S. 6:217(B), 243(B)(2), 285(C)(2), and 289(A) and (B)(1) and R.S. 12:23(E)(1) and to repeal R.S. 6:243(C) and 332, relative to the organization and operation of state banks; to provide for recording of certificates of authority with the secretary of state; to provide for service of process; to provide for loans to executive officers and employees; to provide for the sale of certain property; to provide for the use of certain terms in corporate names; to provide relative to hearing on cease and desist orders; and to provide for related matters.

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

HOUSE BILL NO. 884—

BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 9:3577.7, relative to the Louisiana Small Loan Law; to provide for prohibited acts; and to provide for related matters.

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

HOUSE BILL NO. 887—

BY REPRESENTATIVES PINAC, FRITH, AND MURRAY
AN ACT

To amend and reenact R.S. 6:316(A), relative to deposits in banks; to provide relative to pledge of deposit accounts; and to provide for related matters.

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

HOUSE BILL NO. 926—

BY REPRESENTATIVE JOHNS
AN ACT

To enact R.S. 47:463.57, relative to prestige license plates; to provide for a Louisiana Association of Life Underwriters prestige license plate; to provide for eligibility; to provide for the design of the plate; to provide for the charge; to provide for disbursement of a donation; to provide for the promulgation of rules; and to provide for related matters.

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

HOUSE BILL NO. 945—

BY REPRESENTATIVE CLARKSON
AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide for a Life Center Full Gospel Baptist Cathedral prestige license plate; and to provide for related matters.

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

HOUSE BILL NO. 959—

BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact R.S. 56:34(A)(1) and to enact R.S. 56:118, relative to violations of wildlife laws; to increase the penalty for initial class four violations; to provide relative to violations of the Migratory Bird Treaty Act of 1972; to establish fines for such violations; to provide for the distribution of revenues from such fines; and to provide for related matters.

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

HOUSE BILL NO. 961—

BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact R.S. 56:325(A)(6) and (7) and (B) and to enact R.S. 56:325(A)(8) through (13), relative to catfish and shad; to provide size and creel limits; and to provide for related matters.

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

HOUSE BILL NO. 963—

BY REPRESENTATIVE DANIEL
AN ACT

To enact R.S. 47:463(A)(3) and 463.57, relative to license plates; to provide for the design of special prestige license plates; to provide for handling charges on special prestige license plates; to provide for a Jaycees prestige license plate; to provide for eligibility; to provide for the charge; to provide for the disbursement of a donation; to provide for the promulgation of rules; and to provide for related matters.

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

HOUSE BILL NO. 1094—

BY REPRESENTATIVES MCMAINS, DEWITT, DOWNER, SCALISE, FRUGE, JOHNS, VITTER, WALSWORTH, AND WIGGINS AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER
AN ACT

To enact R.S. 40:1797.1, relative to civil liability; to provide relative to the authority of political subdivisions or local or other governmental authorities of the state to bring suit against firearms and ammunition manufacturers, trade associations, and dealers; to provide for the authority of the state to file certain actions against firearms and ammunition manufacturers, trade associations, and dealers; and to provide for related matters.

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

HOUSE BILL NO. 1108—

BY REPRESENTATIVE TRICHE
AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide relative to license plates; to create the Coastal Conservation prestige license plate; to provide relative to the design of such plate; to provide relative to the fee for such plates; to designate the use of such fees; to authorize promulgation of rules and regulations; and to provide for related matters.

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

HOUSE BILL NO. 1176—

BY REPRESENTATIVE FRITH
AN ACT

To enact R.S. 33:2737.71, relative to the Vermilion Parish School Board; to authorize the Vermilion Parish School Board to levy and collect an additional sales and use tax with voter approval; and to provide for related matters.

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

HOUSE BILL NO. 1295—

BY REPRESENTATIVES DONELON AND MARTINY
AN ACT

To repeal R.S. 22:1118.1, 1118.2, and Part V of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950, comprised of R.S. 22:1701 through 1703, relative to requirements for countersignature on certain insurance policies by resident agents.

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

HOUSE BILL NO. 1328—

BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 9:3576.3(2)(a)(introductory paragraph) and (3), 3576.13, and 3576.18(A), relative to collection agencies; to provide for definitions of "collection agency" and "claim"; to provide for a change of name or business location; to provide for trust fund accounts; and to provide for related matters.

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

HOUSE BILL NO. 1338—

BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 37:1786(C) and 1788(B), relative to pawnbrokers; to provide for penalties for late license renewals; to provide for a change of name fee; and to provide for related matters.

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

HOUSE BILL NO. 1355—

BY REPRESENTATIVE DONELON
AN ACT

To amend and reenact R.S. 22:2(A)(2) and (3), 8(A), 15(B)(1)(introductory paragraph) and (C)(1), 1921(introductory paragraph), and 1922(A)(1)(introductory paragraph) and (B) and R.S. 36:681(C), 686, 687(A), 688, 691, and 694, to enact R.S. 36:802.16, and to repeal R.S. 22:9(C)(2), 15(B)(1)(m), and 2034, relative to the Department of Insurance; to provide with respect to the organization of that department and the agencies made a part of that department; to provide relative to the officers of the department; to transfer certain agencies or their powers, duties, and functions to the department and to otherwise provide with respect to such agencies; to re-create the Louisiana Health Care Commission and to abolish the Dental Referral Study Commission; and to provide for related matters.

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

HOUSE BILL NO. 1371—

BY REPRESENTATIVES TRAVIS, FRITH, AND MURRAY
AN ACT

To amend and reenact R.S. 9:3514, 3516(22), 3517(C), 3521(A) and (B)(introductory paragraph), 3528(A) and (B), 3531, 3543(A), 3554(I), (J), and (L), 3555(D), 3556.1(A), and 3561.1(A) and to enact R.S. 9:3511(E) and 3554(E)(3)(c), relative to the Louisiana Consumer Credit Law; to provide for the scope of the law; to provide for disclosures of the contract; to provide for definitions; to provide for additional fees and charges; to provide for maximum charges after negotiations; to provide for maximum deferral charges; to provide for disclosure of prepayment information; to provide relative to property insurance; to provide for revocations or suspensions; to provide for the institution of civil actions; to provide for examination authority; to provide relative to the Louisiana Consumer Credit Education Fund; to provide for the maintenance of records; to provide for application and license fees; and to provide for related matters.

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

April 12, 1999

HOUSE BILL NO. 1469—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:101(B)(4), relative to the commissioner of the office of financial institutions; to provide for qualifications; and to provide for related matters.

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

HOUSE BILL NO. 1472—

BY REPRESENTATIVE PRATT

AN ACT

To repeal R.S. 17:222(C)(3), relative to the age of school entrance; to repeal the exception for certain parish school boards to establish requirements for starting school that differ from the other school systems.

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

HOUSE BILL NO. 1517—

BY REPRESENTATIVE PERKINS

AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide relative to license plates; to create the "Choose Life" prestige license plate for the promotion of adoption; to provide for the color, design, and logo of such plates; to require the words "ADOPTION...NO GREATER LOVE" to appear on the plate; to provide relative to the fees for such plates; to provide for the use of such fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

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

HOUSE BILL NO. 1523—

BY REPRESENTATIVES DEWITT, WINDHORST, DOWNER, MCMAINS, DIEZ, CRANE, THORNHILL, ANSARDI, DUPRE, KENNARD, WOOTON, ALEXANDER, BARTON, BAUDOIN, BOWLER, BRUCE, BRUNEAU, CLARKSON, DAMICO, DANIEL, DEVILLE, DIMOS, DOERGE, DONELON, FAUCHEUX, FLAVIN, FRITH, FRÜGE, GAUTREAUX, GLOVER, HAMMETT, HEBERT, HILL, HOPKINS, ILES, JENKINS, JOHNS, KENNEY, LANCASTER, LONG, MARTINY, MCCALLUM, MCDONALD, MICHOT, MONTGOMERY, ODINET, PERKINS, PINAC, POWELL, ROMERO, SCALISE, SHAW, JACK SMITH, JOHN SMITH, STELLY, THOMPSON, TRAVIS, WADDELL, WALSWORTH, WARNER, WIGGINS, WINSTON, AND WRIGHT AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, SCHEDLER, AND THOMAS

AN ACT

To amend and reenact Code of Criminal Procedure Articles 893.1, 893.2(A) and (C), 893.3, and 893.4 and to enact Code of Criminal Procedure Articles 893.2(D) and (E), relative to sentences imposed in certain criminal matters; to provide for enhanced penalties when a firearm is involved in the commission of certain crimes; to provide for definitions and applicability of terms; and to provide for related matters.

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

HOUSE BILL NO. 1526—

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

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 Bean, the bill was read by title and referred to the Committee on Natural Resources.

HOUSE BILL NO. 1559—

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

AN ACT

To amend and reenact R.S. 34:855.3(C) and (F) and to enact R.S. 34:855.3(G), relative to the Personal Watercraft Safety Act; to provide relative to regulation of personal watercraft, including hours of operation; to provide relative to violations and penalties; and to provide for related matters.

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

HOUSE BILL NO. 1562—

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

AN ACT

To amend and reenact R.S. 56:116.1(D), relative to hunting; to provide relative to outlaw quadrupeds; to provide relative to the hours for taking of outlaw quadrupeds; and to provide for related matters.

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

HOUSE BILL NO. 1563—

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

AN ACT

To amend and reenact R.S. 56:495(A)(13) through (24), (26) and (27), (29) through (31), (34), (35), (46.1), (46.2), and (54) and to enact R.S. 56:495(A)(27.1), relative to the inside/outside shrimp line; to alter the line in Zone 2 to conform to the existing coastline after changes resultant from coastal erosion and subsidence; and to provide for related matters.

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

HOUSE BILL NO. 1564—

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

AN ACT

To amend and reenact R.S. 56:53, 54, 55, and 55.2, relative to wildlife enforcement agents; to restrict which personnel of the Department of Wildlife and Fisheries qualify as enforcement agents; to provide for the powers and authority of commissioned wildlife enforcement agents; and to provide for related matters.

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

HOUSE BILL NO. 1572—

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

AN ACT

To authorize and empower the Department of Public Safety and Corrections to transfer to the Department of Wildlife and Fisheries certain described property in West Feliciana Parish; to authorize and empower the Department of Culture, Recreation and Tourism to transfer to the Department of Wildlife and Fisheries certain described property in West Feliciana Parish; to authorize and empower the Department of Wildlife and Fisheries to transfer to the Department of Culture, Recreation and Tourism certain described property in West Feliciana Parish; and to provide for related matters.

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

HOUSE BILL NO. 1624—

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

AN ACT

To enact R.S. 32:232(5), relative to traffic signals; to provide for traffic-control signals; to provide for traffic regulation at an intersection when a traffic-control signal is not functioning; and to provide for related matters.

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

HOUSE BILL NO. 1639—

BY REPRESENTATIVES SCALISE, MCMAINS, DEWITT, DOWNER, BRUNEAU, CLARKSON, DIEZ, FLAVIN, HEBERT, HILL, HOPKINS, JOHNS, PERKINS, SHAW, STELLY, WIGGINS, BARTON, BOWLER, CRANE, FONTENOT, FRUGE, KENNEY, LANCASTER, MCCALLUM, McDONALD, POWELL, THOMPSON, THORNHILL, TRICHE, VITTER, WALSWORTH, AND WRIGHT AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, SCHEDLER, ELLINGTON, HOLLIS, MALONE, ROMERO, SIRACUSA, SMITH, AND THOMAS

AN ACT

To enact R.S. 9:2800.60, relative to civil liability; to provide with respect to liability for manufacturers and sellers of firearms; and to provide for related matters.

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

HOUSE BILL NO. 1710—

BY REPRESENTATIVE TRAVIS

AN ACT

To amend and reenact R.S. 9:3572.2(A)(4), 3572.6(A) and (B), 3572.10, 3572.11(A) and (B)(1), and 3572.12(C), to enact R.S. 9:3572.2(C), and to repeal R.S. 9:3572.11(B)(2), relative to consumer loan brokers; to provide for exemptions from licensure; to provide for records retention; to provide for a right of cancellation of a brokerage agreement; to provide for loan brokerage agreements; to provide for revocation and suspension of licenses; and to provide for related matters.

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

HOUSE BILL NO. 1811—

BY REPRESENTATIVE TRAVIS

AN ACT

To amend and reenact R.S. 37:1797, 1806.1, and 1807(A), and to enact R.S. 37:1804(10), and to repeal R.S. 37:1793(C), relative to the regulation of pawnbrokers; to provide for authority to inspect records; to provide for prohibited practices; to provide for guidance and advisory opinions by the commissioner; to provide for the disposition of civil penalties; and to provide for related matters.

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

HOUSE BILL NO. 1829—

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

AN ACT

To repeal R.S. 48:21(C), relative to the Department of Transportation and Development; to repeal provisions requiring the department to seek reimbursement for the use of state-owned or leased aircraft by any local political subdivision.

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

HOUSE BILL NO. 1831—

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

AN ACT

To repeal R.S. 3:2809, relative to fencing of public highways; to repeal authorization of state aid for the fencing of public highways.

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

HOUSE BILL NO. 1840—

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

AN ACT

To amend and reenact R.S. 48:381.2(D), relative to use and occupancy of highway rights-of-way; to provide relative to the Right-of-Way Permit Processing Fund; to provide for the deposit and expenditure of funds; and to provide for related matters.

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

HOUSE BILL NO. 1910—

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

AN ACT

To amend and reenact R.S. 48:163.1, relative to the general highway fund; to provide for the use of highway funds for bicycle paths; to change references in the statute from the office of highways to the Department of Transportation and Development; to change references in the statute from the general highway fund to the transportation trust fund or the parish transportation fund; and to provide for related matters.

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

HOUSE BILL NO. 1911—

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

AN ACT

To amend and reenact R.S. 48:274.1(D) and 274.3(E), relative to logo and major shopping area guide signs on interstate highways; to delete the Logo Sign Processing Fund and Major Shopping Area Guide Signs Processing Fund; to provide relative to fees collected by the department for logo and major shopping area guide signs; and to provide for related matters.

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

HOUSE BILL NO. 1914—

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

AN ACT

To repeal Part I of Chapter 3 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:781 through 786 and R.S. 48:801 through 805, relative to privately owned bridges and roads.

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

HOUSE BILL NO. 1915—

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

AN ACT

To repeal Part IV-A of Chapter 2 of Title 2 of the Louisiana Revised Statutes of 1950, comprised of R.S. 2:350.1 through 350.3, relative to the Airport Planning Grant Program.

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

HOUSE BILL NO. 1919—
BY REPRESENTATIVES TRAVIS AND MURRAY
AN ACT

To amend and reenact R.S. 9:3516(22), to enact Chapter 2-A of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:3578.1 through 3578.8, and to repeal Part XIX of Chapter 2 of Title 9 of the Revised Statutes of 1950, comprised of R.S. 9:3577.1 through 3577.8, relative to small loans and licensed lenders; to provide for the definition of "licensed lender"; to provide for a short title; to provide for legislative intent; to provide for definitions; to provide for finance charges and fees; to provide for rebate upon payment; to provide for prohibited acts; to provide for the posting of notice which includes a toll free number; to provide for powers of the commissioner and the adoption of rules and regulations; and to provide for related matters.

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

HOUSE BILL NO. 1934—
BY REPRESENTATIVES DIEZ, DEWITT, DOWNER, MCMAINS, CRANE, AND QUEZAIRE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER
AN ACT

To repeal R.S. 48:264, relative to the Department of Transportation and Development; to repeal the provisions relative to the disposal of worn equipment.

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

HOUSE BILL NO. 1936—
BY REPRESENTATIVES DIEZ, DEWITT, DOWNER, MCMAINS, CRANE, AND QUEZAIRE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER
AN ACT

To repeal R.S. 48:1107, relative to bridges; to repeal the provisions authorizing the Mississippi-Louisiana Bridge Construction Compact.

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

HOUSE BILL NO. 1937—
BY REPRESENTATIVES DIEZ, DEWITT, DOWNER, MCMAINS, CRANE, AND QUEZAIRE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER
AN ACT

To amend and reenact R.S. 48:53, relative to the Department of Transportation and Development; to provide relative to the authority of the secretary in paying subsistence allowances to employees; and to provide for related matters.

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

HOUSE BILL NO. 1940—
BY REPRESENTATIVES DIEZ, DEWITT, DOWNER, MCMAINS, CRANE, AND QUEZAIRE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER
AN ACT

To repeal Act No. 168 of the 1980 Regular Session of the Legislature of Louisiana, relative to aviation museums; to repeal the provisions requiring the Department of Transportation and Development to operate state aviation museums.

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

HOUSE BILL NO. 1965—
BY REPRESENTATIVES DIEZ, DEWITT, DOWNER, MCMAINS, CRANE, AND QUEZAIRE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER
AN ACT

To repeal R.S. 48:77, relative to the Department of Transportation and Development; to repeal provisions authorizing the department to enter into contracts with political subdivisions for the construction and/or renovation of airport hangars.

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

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 12, 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. 59—
BY REPRESENTATIVES RIDDLE, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, SCHEDLER, AND LANDRY
A CONCURRENT RESOLUTION

To authorize and request the Louisiana State Law Institute to review the following statutory provisions and in all locations it deems appropriate change current references to the Department of Health and Human Resources to the correct agency indicated.

HOUSE CONCURRENT RESOLUTION NO. 111—
BY REPRESENTATIVES WILKERSON, ALEXANDER, AND SALTER AND SENATOR CAMPBELL
A CONCURRENT RESOLUTION

To commend Mr. Bernard King on being named the Most Valuable Player of the Class B State Basketball Championship Game and to recognize and record his achievements as a member of the Gibsland-Coleman High School Boys Basketball Team.

HOUSE CONCURRENT RESOLUTION NO. 112—
BY REPRESENTATIVES WILKERSON, ALEXANDER, AND SALTER AND SENATOR CAMPBELL
A CONCURRENT RESOLUTION

To commend the Gibsland-Coleman High School Boys Basketball Team, its coaches, managers, and trainers for an exceptional season and for winning the Louisiana Class B State Basketball Championship.

HOUSE CONCURRENT RESOLUTION NO. 113—
BY REPRESENTATIVE WILKERSON AND SENATOR CAMPBELL
A CONCURRENT RESOLUTION

To commend the Athens High School Boys Basketball Team, its coaches, managers, and trainers for an exceptional season and for winning the Louisiana Class C State Basketball Championship.

HOUSE CONCURRENT RESOLUTION NO. 116—
BY REPRESENTATIVE DEWITT
A CONCURRENT RESOLUTION

To commend Jason Bell and Erin Thornbury of the Tioga High School Speech and Debate Team for being chosen to compete in the Grand National Catholic Forensic League Speech and Debate Tournament.

HOUSE CONCURRENT RESOLUTION NO. 117—

BY REPRESENTATIVE CRANE

A CONCURRENT RESOLUTION

To commend the Great American Cleanup project for its contributions to improving the environment of the state, to proclaim April of 1999 as Keep America Beautiful Month throughout the state of Louisiana, and to designate April 10, 1999, as Great American Cleanup Day in Baton Rouge.

HOUSE CONCURRENT RESOLUTION NO. 119—

BY REPRESENTATIVES WILKERSON AND ALEXANDER AND SENATOR CAMPBELL

A CONCURRENT RESOLUTION

To commend the town of Gibsland for its first annual Jonquil Jubilee and to wish the town of Gibsland many years of success in future jubilees.

HOUSE CONCURRENT RESOLUTION NO. 120—

BY REPRESENTATIVES MICHOT AND DOERGE

A CONCURRENT RESOLUTION

To commend Marcus Jerome Denais upon the occasion of his retirement for his many achievements and for his inspiring service to the citizens of Lafayette and the people of Louisiana and to establish May 29, 1999, as Marcus Jerome Denais Day in the state of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 121—

BY REPRESENTATIVE ILES

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install a traffic light at the intersection of Louisiana Highway No. 114 and Louisiana Highway No. 171 in Beauregard Parish, Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 122—

BY REPRESENTATIVE TRAVIS

A CONCURRENT RESOLUTION

To commend and congratulate Mr. James V. Soileau on his retirement after forty-four years of service to the educational community.

HOUSE CONCURRENT RESOLUTION NO. 123—

BY REPRESENTATIVE QUEZAIRE

A CONCURRENT RESOLUTION

To express the condolences and heartfelt sorrow of the Legislature of Louisiana to the family of Vanario T. Jackson upon his untimely death.

HOUSE CONCURRENT RESOLUTION NO. 124—

BY REPRESENTATIVE QUEZAIRE

A CONCURRENT RESOLUTION

To express the condolences and heartfelt sorrow of the Legislature of Louisiana for the untimely deaths of Mildred Lee Celestine Vessel, Carla Denise Vessel Miller, and Shon Dontreal Miller, Jr.

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

House Concurrent Resolutions

Senator Bean 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. 59—

BY REPRESENTATIVES RIDDLE, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, SCHEDLER, AND LANDRY

A CONCURRENT RESOLUTION

To authorize and request the Louisiana State Law Institute to review the following statutory provisions and in all locations it deems

appropriate change current references to the Department of Health and Human Resources to the correct agency indicated.

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

HOUSE CONCURRENT RESOLUTION NO. 111—

BY REPRESENTATIVES WILKERSON, ALEXANDER, AND SALTER AND SENATOR CAMPBELL

A CONCURRENT RESOLUTION

To commend Mr. Bernard King on being named the Most Valuable Player of the Class B State Basketball Championship Game and to recognize and record his achievements as a member of the Gibsland-Coleman High School Boys Basketball Team.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns listing names of members voting YEAS: Mr. President, Barham, Boissiere, Branch, Cain, Campbell, Casanova, Cox, Cravins, Dardenne, Dean, Dyess, Ellington, Fields C, Fields W, Greene, Hainkel, Heitmeier, Hines, Hollis, Irons, Johnson, Jones, Jordan, Lambert, Landry, Lentini, Robichaux, Romero, Schedler, Siracusa, Smith, Tarver, Theunissen, Ullo.

Total—35

NAYS

Total—0

ABSENT

Table with 2 columns listing names of members voting ABSENT: Bajoie, Bean, Malone, Thomas. Total—4

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

HOUSE CONCURRENT RESOLUTION NO. 112—

BY REPRESENTATIVES WILKERSON, ALEXANDER, AND SALTER AND SENATOR CAMPBELL

A CONCURRENT RESOLUTION

To commend the Gibsland-Coleman High School Boys Basketball Team, its coaches, managers, and trainers for an exceptional season and for winning the Louisiana Class B State Basketball Championship.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns listing names of members voting YEAS: Mr. President, Barham, Bean, Boissiere, Dyess, Ellington, Fields C, Fields W, Lambert, Landry, Lentini, Robichaux.

April 12, 1999

Branch	Greene	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Siracusa
Casanova	Hollis	Smith
Cox	Irons	Tarver
Cravins	Johnson	Theunissen
Dardenne	Jones	Ullo
Dean	Jordan	

Total—35

NAYS

Total—0

ABSENT

Bajoie	Malone
Hainkel	Thomas

Total—4

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

HOUSE CONCURRENT RESOLUTION NO. 113—
 BY REPRESENTATIVE WILKERSON AND SENATOR CAMPBELL
 A CONCURRENT RESOLUTION

To commend the Athens High School Boys Basketball Team, its coaches, managers, and trainers for an exceptional season and for winning the Louisiana Class C State Basketball Championship.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—36

NAYS

Total—0

ABSENT

Bajoie	Malone	Thomas
--------	--------	--------

Total—3

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

HOUSE CONCURRENT RESOLUTION NO. 116—
 BY REPRESENTATIVE DEWITT
 A CONCURRENT RESOLUTION

To commend Jason Bell and Erin Thornbury of the Tioga High School Speech and Debate Team for being chosen to compete in the Grand National Catholic Forensic League Speech and Debate Tournament.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—36

NAYS

Total—0

ABSENT

Bajoie	Malone	Thomas
--------	--------	--------

Total—3

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

HOUSE CONCURRENT RESOLUTION NO. 117—
 BY REPRESENTATIVE CRANE
 A CONCURRENT RESOLUTION

To commend the Great American Cleanup project for its contributions to improving the environment of the state, to proclaim April of 1999 as Keep America Beautiful Month throughout the state of Louisiana, and to designate April 10, 1999, as Great American Cleanup Day in Baton Rouge.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—36

NAYS

Total—0

ABSENT

Bajoie	Malone	Thomas
--------	--------	--------

Total—3

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

HOUSE CONCURRENT RESOLUTION NO. 119—
BY REPRESENTATIVES WILKERSON AND ALEXANDER AND SENATOR CAMPBELL

A CONCURRENT RESOLUTION

To commend the town of Gibsland for its first annual Jonquil Jubilee and to wish the town of Gibsland many years of success in future jubilees.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Bajoie	Malone	Thomas
Total—3		

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

HOUSE CONCURRENT RESOLUTION NO. 120—
BY REPRESENTATIVES MICHOT AND DOERGE

A CONCURRENT RESOLUTION

To commend Marcus Jerome Denais upon the occasion of his retirement for his many achievements and for his inspiring service to the citizens of Lafayette and the people of Louisiana and to establish May 29, 1999, as Marcus Jerome Denais Day in the state of Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Lambert
Barham	Ellington	Landry
Bean	Fields C	Lentini
Boissiere	Greene	Robichaux
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Siracusa
Casanova	Hollis	Smith
Cox	Irons	Tarver

Cravins
Dardenne
Dean
Total—35

Johnson
Jones
Jordan

Theunissen
Ullo

NAYS

Total—0

ABSENT

Bajoie
Fields W
Total—4

Malone
Thomas

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

HOUSE CONCURRENT RESOLUTION NO. 121—
BY REPRESENTATIVE ILES

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install a traffic light at the intersection of Louisiana Highway No. 114 and Louisiana Highway No. 171 in Beauregard Parish, Louisiana.

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

HOUSE CONCURRENT RESOLUTION NO. 122—
BY REPRESENTATIVE TRAVIS

A CONCURRENT RESOLUTION

To commend and congratulate Mr. James V. Soileau on his retirement after forty-four years of service to the educational community.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Bajoie	Malone	Thomas
Total—3		

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

April 12, 1999

HOUSE CONCURRENT RESOLUTION NO. 123—

BY REPRESENTATIVE QUEZAIRE
A CONCURRENT RESOLUTION

To express the condolences and heartfelt sorrow of the Legislature of Louisiana to the family of Vanario T. Jackson upon his untimely death.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Bajoie Irons Thomas
Cravins Malone
Total—5

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

HOUSE CONCURRENT RESOLUTION NO. 124—

BY REPRESENTATIVE QUEZAIRE
A CONCURRENT RESOLUTION

To express the condolences and heartfelt sorrow of the Legislature of Louisiana for the untimely deaths of Mildred Lee Celestine Vessel, Carla Denise Vessel Miller, and Shon Dontreal Miller, Jr.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Bajoie Irons Thomas
Fields W Malone
Total—5

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

LABOR AND INDUSTRIAL RELATIONS

Senator Jones, Chairman on behalf of the Committee on Labor and Industrial Relations, submitted the following report:

April 7, 1999

To the President and Members of the Senate:

I am directed by your Committee on Labor and Industrial Relations to submit the following report:

SENATE CONCURRENT RESOLUTION NO. 26—

BY SENATOR JONES
A CONCURRENT RESOLUTION

To direct and require the Louisiana Department of Labor to conduct courses on judicial training for workers' compensation judges within the office of workers' compensation administration.

Reported favorably.

SENATE BILL NO. 522—

BY SENATOR DARDENNE
AN ACT

To amend and reenact R.S. 23:1196(A)(2), relative to group self insurance funds for workers' compensation; to provide a time limitation within which to conduct premium audits after termination of participation in the fund; to provide for payroll reporting and auditing; to provide penalties for failure to cooperate with required audits and for intentional misrepresentations; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 523—

BY SENATOR DARDENNE
AN ACT

To amend and reenact R.S. 23:1291.1(A)(2), relative to workers' compensation; to provide for the method of calculation of assessment of workers' compensation benefits for the office of workers' compensation administration; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 623—

BY SENATOR COX
AN ACT

To amend and reenact R.S. 23:965(B)(1), relative to jury duty; to require any person called for a central jury pool to be granted a leave of absence by his employer; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 670—
BY SENATOR JONES

AN ACT

To amend and reenact R.S. 23:1272(A), relative to administrative procedure; to provide for settlement before workers' compensation judges; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 788—
BY SENATOR COX

AN ACT

To amend and reenact R.S. 23:1294(B) and to repeal 1294(C); relative to workers' compensation; to provide with respect to the administration of claims; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 852—
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 23:1196(A)(6), relative to self-insurance funds for workers' compensation; to provide for premium discounts based on certain criteria; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 865—
BY SENATOR HAINKEL

AN ACT

To enact R.S. 23:343, relative to prohibited discrimination in employment; to provide with respect to discrimination based on pregnancy, childbirth, or related medical conditions; to provide remedies; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 923—
BY SENATOR ELLINGTON

AN ACT

To enact R.S. 23:893, relative to employment; to allow certified volunteer firefighters to leave their workplace to fight fires without losing employment, pay, or benefits; and to provide for related matters.

Reported favorably.

Respectfully submitted,
CHARLES D. JONES
Chairman

REPORT OF COMMITTEE ON

EDUCATION

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

April 7, 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. 35—
BY SENATOR IRONS

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to require, as a prerequisite for graduating from a Louisiana public high school, that all students successfully

complete instruction in life management skills and that such requirement become effective for the 2003-2004 school year and thereafter.

Reported with amendments.

SENATE BILL NO. 20—
BY SENATOR HINES

AN ACT

To amend and reenact R.S. 17:1681.1(A), relative to educational benefits for children of police officers, deputy sheriffs, or certain probation and parole officers killed or permanently disabled in performance of duty; to provide relative to the amount and applicability of the allowance for such children; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 198—
BY SENATOR W. FIELDS

AN ACT

To amend and reenact R.S. 17:3048.1(A)(1)(a), relative to the Tuition Opportunity Program for Students; to provide relative to eligibility; to provide for residency requirements; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 249—
BY SENATORS DARDENNE, EWING, HAINKEL AND BARHAM AND REPRESENTATIVES DEWITT, DOWNER AND MCMAINS

AN ACT

To amend and reenact R.S. 17:24.4(G)(4) and 346.1 and to repeal 24.4(H), relative to competency-based education programs; to require that summer school remediation programs be offered to certain students; to provide relative to the requirements for summer school remediation programs; to provide relative to the funding for certain competency-based education programs, including summer school remediation programs; to provide relative to maximum required length of a school year for teachers and students; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 514—
BY SENATOR GREENE

AN ACT

To amend and reenact R.S. 17:3048.1(A)(4)(a) and (d), relative to the Tuition Opportunity Program for Students; to provide continuing eligibility requirements for certain program awards; to provide limitations; to provide for the reinstatement of certain award payments under specified circumstances; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 682—
BY SENATOR DARDENNE

AN ACT

To amend and reenact Subpart G of Part II of Chapter 5 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:1791 and R.S. 17:1792, relative to collegiate athletic scholarships; to provide relative to the nature of an athletic scholarship as an agreement among certain parties; to provide for certain obligations of the parties to such an agreement; to provide for the reimbursement of the cost of an athletic scholarship under certain circumstances; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
THOMAS A. GREENE

Chairman

REPORT OF COMMITTEE ON

LOCAL AND MUNICIPAL AFFAIRS

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

April 7, 1999

To the President and Members of the Senate:

I am directed by your Committee on Local and Municipal Affairs to submit the following report:

SENATE BILL NO. 190—
BY SENATOR W. FIELDS

AN ACT

To enact R.S. 29:730.1, relative to the Louisiana Emergency Assistance and Disaster Act; to authorize a parish president, a parish governing authority, or a parish emergency/disaster agency to enter other parishes upon the request of the president, governing authority, or emergency/disaster agency of such parish to provide assistance during emergencies and disasters; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 199—
BY SENATOR ULLO

AN ACT

To enact Subpart D of Part II of Chapter 3 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:1641 through 1645, relative to coroners; to authorize coroners to form an interlocal risk management agency and group insurance program; to provide for definitions, contributions, record keeping and limited liability of members; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 269—
BY SENATOR DYESS

AN ACT

To amend and reenact R.S. 33:130.542(A)(3), relative to development districts; to provide relative to the Esler Industrial Development District; to increase the length of the commissioners' term of office; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 270—
BY SENATOR DYESS

AN ACT

To enact R.S. 40:1501(9) relative to fire protection districts; to authorize the governing authority of the fire protection districts located in Rapides Parish to levy additional ad valorem taxes; to provide for voter approval of such tax; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 480—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 48:1101.1(B)(2) to provide for the authority of the Crescent City Connection police; to limit the geographic jurisdiction of those police officers on the Westbank Expressway; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 606—

BY SENATOR GREENE AND REPRESENTATIVE MARIONNEAUX
AN ACT

To enact R.S. 33:1236.25, relative to police juries; to authorize the governing authority of Pointe Coupee Parish to regulate construction of buildings and other structures over False River; to authorize the regulation of the filling in of portions of False River adjacent to private and public property by the governing authority of Pointe Coupee Parish; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 693—

BY SENATOR CAIN, REPRESENTATIVES ILES AND SMITH
AN ACT

To enact Subpart B-14 of Part IV of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of 33:130.361 to R.S. 33:130.365; to authorize creation of the Beauregard Parish Economic and Industrial Development District; to provide for membership and terms of office; to provide for powers of the district; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 739—

BY SENATOR ELLINGTON
AN ACT

To amend and reenact R.S. 33:385.1, relative to qualifications of an elected chief of police of a village; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
DIANA E. BAJOIE
Chairwoman

REPORT OF COMMITTEE ON

NATURAL RESOURCES

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

April 7, 1999

To the President and Members of the Senate:

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

SENATE RESOLUTION NO. 11—

BY SENATOR ULLO
A RESOLUTION

To urge and request the Wildlife and Fisheries Commission to allow licensed fur trappers to use dogs in the harvesting of nutria.

Reported favorably.

SENATE CONCURRENT RESOLUTION NO. 33—

BY SENATOR ULLO
A CONCURRENT RESOLUTION

To create the Seafood Standards of Identity Task Force to review current legal, and commonly used, but not legally mandated standards of identity for Louisiana commercial fisheries and seafood products and to make recommendations for more universal and efficient standards.

Reported favorably.

SENATE CONCURRENT RESOLUTION NO. 45—

BY SENATOR ROBICHAUX

A CONCURRENT RESOLUTION

To request additional funding for a fisheries data collection program and a detailed, historical study on price trends in the shrimping industry.

Reported favorably.

SENATE BILL NO. 137—

BY SENATOR EWING

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 the methods of taking freshwater or saltwater fish; to repeal the provisions that authorize the taking of certain freshwater gamefish by bow and arrow and certain provisions prohibiting the use of bow and arrow on certain trophy and quality lakes; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 154—

BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 56:303(A), (B), and (D), 303.1, and 303.4(A), and to enact R.S. 56:303.4(C), relative to commercial fishing licenses; to create the "fresh products license"; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 349—

BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 56:259(C), relative to open seasons and the taking of animals; to allow for the use of dogs while hunting nutria; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 535—

BY SENATOR ROBICHAUX

AN ACT

To amend and reenact R.S. 56:495.1(F)(1), relative to wildlife and fisheries; to provide relative to shrimping vessels and nets; to provide certain total maximums per vessel; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 536—

BY SENATOR ROBICHAUX

AN ACT

To amend and reenact R.S. 56:578.2(A) and (C), relative to the Louisiana Seafood Marketing and Promotion Board; to provide for changes in board membership; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 537—

BY SENATOR ROBICHAUX

AN ACT

To amend and reenact R.S. 56:332(C)(1), (E), (G) and (H), and to enact R.S. 56:8(132), relative to fishing; to provide relative to methods and requirements for the taking of crabs; to provide relative to crab traps and disposal of crab traps; to provide requirements and penalties; to provide definitions; to provide for effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 548—

BY SENATOR ROMERO

AN ACT

To enact R.S. 56:451.1 and to repeal R.S. 56:450(E), relative to shell dredging; to prohibit shell dredging from any state owned waterbottom; to provide penalties; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 612—

BY SENATOR SIRACUSA

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; to provide effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 661—

BY SENATOR ROBICHAUX

AN ACT

To amend and reenact R.S. 56:578.12(A) and to enact R.S. 56:10(B)(1)(b), 305(B)(17) and 578.12(B), relative to shrimping; to provide for the establishment of certain special accounts and uses of monies therein; to provide for additional gear fees; to provide for certain duties, responsibilities and functions of the Louisiana Seafood Promotion and Marketing Board; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 912—

BY SENATOR EWING

AN ACT

To enact Part I-A of Chapter 13 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:2511 through 2523, relative to water conservation; to authorize the creation of multiparish groundwater conservation districts; to provide relative to a board of commissioners to administer such district; to provide for the membership, appointments, terms, replacement, compensation, meetings, elections of officers, and powers of the board; to provide relative to the adoption and enforcement of water conservation laws, rules, regulations, and orders; to provide for administrative procedures; to provide for the assessment of certain pumping charges; to provide for judicial review and injunctive relief relative to certain actions of the board; to provide relative to violations and penalties; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
CRAIG F. ROMERO
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 7, 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. 43—

BY SENATOR LAMBERT

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install a left-turn signal light at the intersection of Louisiana Highway 73 and Louisiana Highway 74 in Ascension Parish, Louisiana.

Reported favorably.

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.

Reported with amendments.

SENATE CONCURRENT RESOLUTION NO. 54—

BY SENATOR SMITH

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to investigate solutions to flooding problems at Black Lake/Clear Lake and to present to the legislature by March 1, 2000, a report detailing its findings and recommendations.

Reported favorably.

SENATE BILL NO. 31—

BY SENATOR HAINKEL

AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide relative to registration; to create the American-Italian Renaissance Foundation prestige license plate; to provide for fees; to provide for disbursement of such fees; to provide for design of such plates; to provide for the promulgation of rules and regulations; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 75—

BY SENATOR DYESS

AN ACT

To amend and reenact R.S. 47:463.8(B)(1), (2), and (4), and (D), relative to motor vehicles; to provide relative to license plates for antique motor vehicles; to decrease the one-time fee for such plates issued after a certain date; to repeal standard registration fee for such plates; to delete annual fee for personalized prestige plates for antique motor vehicles issued after a certain date; to require a one-time fee for such plates; to delete the standard registration fee for such plates; to decrease fee for the registration symbol used on an antique license plate issued after a certain date; to delete standard registration fee for such symbol; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 168—

BY SENATOR DYESS

AN ACT

To amend and reenact R.S. 47:463.12(B), relative to motor vehicles; to provide relative to prestige license plates for street rods; to repeal the standard registration fee for such plates issued after a certain date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 290—

BY SENATOR CAMPBELL

AN ACT

To amend and reenact R.S. 47:463.46(B) and (C), relative to motor vehicles; to provide relative to license plates; to provide relative to the Louisiana Quail Unlimited prestige license plate; to reduce the fee of such plate; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 403—

BY SENATOR LAMBERT

AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide relative to license plates; to create the River Region Cancer Center prestige license plate; to provide relative to the design of such plate; to establish the fee for such plate; to provide for the disbursement and use of such fee; to require promulgation of rules; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 502—

BY SENATOR HAINKEL

AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide relative to license plates; to create the Charles E. Dunbar Award recipient prestige license plate; to provide relative to certification of applicants; to provide relative to fees; to require the promulgation of rules; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 528—

BY SENATOR ROBICHAUX

AN ACT

To enact R.S. 47:463.57, relative to license plates; to create a Native American prestige plate; to provide for the use of revenue from the plate; to require the establishment of certain scholarship programs; to provide relative to the design of the plate; to authorize promulgation of rules; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 545—

BY SENATOR BRANCH

AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; provides relative to license plates; to create the Louisiana Notary Association prestige license plate; to provide relative to the fee for such plate; to provide for the design of such plate; to provide relative to the application process for such plate; to require the promulgation of rules; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 574—

BY SENATOR JORDAN

AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to create a prestige license plate for veterans of the Cold War; to provide relative to the design of such plate; to provide relative to the issuance of such plate; to prohibit transference of such plate; to require promulgation of rules and regulations; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 736—
BY SENATOR ELLINGTON

AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide relative to license plates; to create the Catahoula Cur prestige license plate; to provide relative to fees for such plates; to require promulgation of rules; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 801—
BY SENATOR MALONE

AN ACT

To enact R.S. 47:463.57 and R.S. 56:10(B)(9), relative to revenue and taxation; to provide relative to license plates; to establish the Coastal Conservation Association license plate; to provide for a fee; to create the "coastal conservation account"; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 998—
BY SENATOR HAINKEL

AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide for a special prestige license plate for the Sons of Confederate Veterans; to provide for a fee; to provide for disbursement and use of such fee; to provide for the promulgation of rules; and to provide for related matters.

Reported with amendments..

Respectfully submitted,
RON LANDRY
Chairman

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

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

SENATE BILL NO. 6—
BY SENATOR BEAN

AN ACT

To amend and reenact R.S. 40:1300.84(B)(3), relative the Louisiana Kidney Health Care Program; to revise the financial criteria for eligibility to participate in the program; to provide an effective date; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 6 by Senator Bean

AMENDMENT NO. 1

On page 2, line 2, change "Ninety" to "Seventy-five"

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

SENATE BILL NO. 15—
BY SENATOR ROMERO

AN ACT

To enact R.S. 46:2135(I), relative to domestic abuse assistance; to provide for hearing officers to hear certain rules to show cause in the process of the enforcement of protective orders; to provide for hearing officer selection and qualifications and for hearing procedures; and to provide for related matters.

Reported without action by the Committee on Health and Welfare.

Senator Romero moved that Senate Bill No. 15 be recommitted to the Committee on Judiciary C.

Without objection, so ordered.

SENATE BILL NO. 118—
BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 33:1554, relative to coroners; to provide for residency as a qualification factor; to provide an effective date; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 118 by Senator Smith

AMENDMENT NO. 1

On page 1, line 3, after "factor;" insert "to provide an effective date;"

AMENDMENT NO. 2

On page 1, after line 12, insert the following:

"Section 2. This Act shall become effective September 1, 1999 and shall apply to all elections for the office of coroner held on or after the effective date."

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

SENATE BILL NO. 202—
BY SENATOR COX

AN ACT

To amend and reenact R.S. 42:1113(C) and (D)(1)(a) and (2) and to enact R.S. 42:1113(F), relative to ethics; to prohibit statewide elected officials, legislators, and their spouses from entering into any contract or subcontract with the state or any quasi-public entity created in law; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 202 by Senator Cox

AMENDMENT NO. 1

On page 1, lines 3 and 9, change "(E)" to "(F)"

AMENDMENT NO. 2

On page 1, line 4, delete "and immediate family members"

AMENDMENT NO. 3

On page 1, line 12, delete "member of his or"

AMENDMENT NO. 4

April 12, 1999

On page 1, line 13, delete "her immediate family," and after "the" delete "or she"

AMENDMENT NO. 5

On page 2, line 4, after "a" insert "statewide elected official."

AMENDMENT NO. 6

On page 2, line 6, delete "member of his or her immediate family, nor any"

AMENDMENT NO. 7

On page 2, line 10, before "legislator" insert "statewide elected official"

AMENDMENT NO. 8

On page, line 11, after "office" replace the comma "," with the word "or" and at the end of the line delete "or"

AMENDMENT NO. 9

On page 2, line 12, delete "any member of his or her immediate family"

AMENDMENT NO. 10

On page 2, delete lines 17 through 23 in their entirety and insert in lieu thereof the following:

public entity created in law, unless the contract or subcontract is awarded by competitive bidding after being advertised and awarded in accordance with Part II of Chapter 10 of Title 38 of the Louisiana Revised Statutes of 1950 or is competitively negotiated through a request for proposal process or any similar competitive selection process in accordance with Chapters 16 or 17 of Title 39 of the Louisiana Revised Statutes of 1950.

AMENDMENT NO. 11

On page 3, line 6, change "(E)" to "(F)"

AMENDMENT NO. 12

On page 3, line 9, change "the" to "any"

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

SENATE BILL NO. 255—

BY SENATOR HOLLIS

AN ACT

To enact R.S. 45:1166(G), relative to telecommunications; to prohibit telecommunications service providers charging unauthorized services to subscribers; to provide for rules and regulations; and to provide for related matters.

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

SENATE BILL NO. 311—

BY SENATORS IRONS, BAJOEIE, CASANOVA, DYESS, HINES, LANDRY AND SCHEDLER

AN ACT

To enact R.S. 36:259(Y) and Chapter 42 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2551 through 2555, relative to the Louisiana Adolescent Pregnancy Review Board; to provide for legislative findings and purpose; to provide for the creation of the board and the appointment of its members and terms, officers, meetings, domicile, and staff; to provide for its powers and duties; to provide for cooperation by other state entities; to provide for the submission of an annual report; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 311 by Senator Irons

AMENDMENT NO. 1

On page 4, line 18, delete "assistant secretary of the office of public health" and insert "Louisiana Assembly on School Based Health Care"

AMENDMENT NO. 2

On page 4, line 22, delete "assistant secretary" and insert "governor, subject to Senate confirmation."

AMENDMENT NO. 3

On page 4, delete line 23 in its entirety

AMENDMENT NO. 4

On page 5, line 26, after "and" delete "develop" and insert "propose"

AMENDMENT NO. 5

On page 6, line 11, change "Encouraging" to "Encourage" and after "males" insert "and females"

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

SENATE BILL NO. 397—

BY SENATOR HOLLIS

AN ACT

To enact R.S. 42:874(B)(9), relative to the powers of the Board of Trustees of the State Employees Group Benefits Program; to authorize the board to delete certain debts from the financial records of the board; and to provide for related matters.

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

SENATE BILL NO. 422—

BY SENATOR HOLLIS

AN ACT

To enact Subpart J of Part VIII of Chapter 1 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:463 through 467, relative to advertisements; to prohibit certain practices; to provide for civil and criminal penalties and other actions and procedures for violations; and to provide for related matters.

Reported with amendments by the Committee on Commerce and Consumer Protection.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Original Senate Bill No. 422 by Senator Hollis

AMENDMENT NO. 1

On page 2, line 5, delete "circulating,"

AMENDMENT NO. 2

On page 2, line 7, delete "circulating,"

AMENDMENT NO. 3

On page 2, line 21, after "B." insert "(1)"

AMENDMENT NO. 4

On page 2, between lines 23 and 24, insert:

"(2) "Advertisement" as used in this Subpart shall not include, and the provisions of this Subpart shall not apply to, any written or printed advertisement."

AMENDMENT NO. 5

On page 3, line 4, after "make" delete ", publish, disseminate, circulate,"

AMENDMENT NO. 6

On page 3, line 5, after "made" delete ", published,"

AMENDMENT NO. 7

On page 3, at the beginning of line 6, delete "disseminated, circulated,"

AMENDMENT NO. 8

On page 3, line 6, after "state, in" delete "a", delete line 7 in its entirety and on line 8 delete "bill, poster, bill circular, pamphlet, or letter, or"

AMENDMENT NO. 9

On page 3, line 9, change "way" to "spoken advertisement"

AMENDMENT NO. 10

On page 3, line 14, after "spoken" delete "and written"

AMENDMENT NO. 11

On page 3, line 16, delete "A."

AMENDMENT NO. 12

On page 3, delete lines 23 through 27

AMENDMENT NO. 13

On page 4, delete lines 1 through 8

AMENDMENT NO. 14

On page 4, delete lines 20 through 22

AMENDMENT NO. 15

On page 4, line 23, change "D" to "C"

AMENDMENT NO. 16

On page 4, line 25, after "the" delete "publisher,"

AMENDMENT NO. 17

On page 4, line 26, delete "newspaper, periodical, or"

AMENDMENT NO. 18

On page 4, at the beginning of line 27, insert "spoken" and delete "publication or"

AMENDMENT NO. 19

On page 5, line 1, after "the" delete "publisher,"

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

SENATE BILL NO. 450— BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 18:1505.4(A)(2), R.S. 39:1233.1, R.S. 42:1118.1(B), 1119(B)(2)(a)(ii) and (b)(ii), 1120(A), 1123(16)(a), and 1124(D), to enact R.S. 42:1111(E)(2)(d), 1124(D), and 1157(A)(5) and (6), all relative to certain reports, registrations and statements to be filed with the Board of Ethics; to provide for filing deadlines and late fees applicable to certain reports, registrations and statements; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 450 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 2, after "R.S." insert "18:1505.4(A)(2), R.S. 39:1233.1, R.S."

AMENDMENT NO. 2

On page 1, line 3, after "1120(A) change "and" to a comma "," and after "1123"(16)(a)," insert "and 1124(D)," and after "enact" delete "R.S. 39:1233.1(B),"

AMENDMENT NO. 3

On page 1, line 4, after "42:1111(E)(2)(d)" and before "and" insert ", 1124(D),"

AMENDMENT NO. 4

On page 1, line 4, after "1157(A)(5)" delete the rest of the line, and insert "and (6), all"

AMENDMENT NO. 5

On page 1, between lines 9 and 10, insert the following language:

"Section 1. R.S. 18:1505.4(A)(2) is hereby amended and reenacted to read as follows:

§1505.4. Civil penalties; failure to file; timely and accurate filing

A. * * *

(2) The amount of such penalty shall be:

(a) One hundred dollars per day, not to exceed ~~ten thousand~~ **two thousand five hundred** dollars, for each candidate for major office and any treasurer or chairman of any political committee designated as a principal campaign committee or subsidiary committee of such a candidate.

(b) Sixty dollars per day, not to exceed ~~ten thousand~~ **two thousand** dollars, for any candidate for district office and any treasurer or chairman of any political committee designated as a principal campaign committee or subsidiary committee of such a candidate.

(c) Forty dollars per day, not to exceed ~~ten thousand~~ **one thousand** dollars, for any candidate for all other offices and any treasurer or chairman of any political committee designated as a principal campaign committee or subsidiary committee of such a candidate.

(d) Forty dollars per day, not to exceed ~~ten thousand~~ **one thousand** dollars, for any person or the treasurer or chairman of any political committee, not supporting or opposing a candidate, but only supporting or opposing any proposition or question submitted to the voters or any recall of a public officer.

(e) Two hundred dollars per day, not to exceed ~~twenty thousand~~ **three thousand** dollars, for the treasurer or chairman of any political committee supporting or opposing a candidate, other than a candidate's principal or subsidiary campaign committee.

(f) The late filing fees for any report required by R.S. 18:1491.6(C) or R.S. 18:1495.4(C) shall be twice those otherwise applicable as provided in this Section.

* * *

Section 2. R.S. 39:1233.1 is hereby amended and reenacted to read as follows:

April 12, 1999

§1233.1. Bank officer, director, or employee who is member of depositing authority; recusal

A. Notwithstanding any provision of Chapter 15 of Title 42 of the Revised Statutes of 1950 or any other law to the contrary, any member of a local depositing authority, including the chief executive officer thereof, may serve as an officer, director, or employee, whether compensated or not, of any national or state bank; provided that he shall recuse himself from voting in favor of any such bank and shall disclose the reason for such recusal by filing same into the minutes or record of the local depositing authority and by forwarding a disclosure form to the Board of Ethics. The Board of Ethics shall develop, in accordance with the Administrative Procedure Act, a disclosure form to be utilized in complying with the provisions of this Section.

B. The disclosure statement required by Subsection A of this Section shall be filed with the Board of Ethics within fifteen days of the date on which the recusal occurred. Any person who fails to timely file a disclosure statement under this Section shall be assessed a late fee as provided by R.S. 42:1157.

AMENDMENT NO. 6

On page 1, line 10, change "Section 1" to "Section 3"

AMENDMENT NO. 7

On page 1, between lines 13 and 14, insert:
"* * *

AMENDMENT NO. 8

On page 1, between lines 14 and 15, insert:
"* * *

AMENDMENT NO. 9

On page 2, between lines 3 and 4, insert:
"* * *

AMENDMENT NO. 10

On page 2, between lines 11 and 12, insert:
"* * *

AMENDMENT NO. 11

On page 4, between lines 2 and 3, insert:
"* * *

AMENDMENT NO. 12

On page 4, between lines 16 and 17, insert:
"* * *

§1124. Financial disclosure for the governor

* * *

D. Whoever knowingly and willfully files a false report required by this Part shall be guilty of a misdemeanor and upon conviction thereof shall be fined not less than one thousand dollars nor more than ten thousand dollars or imprisoned in parish prison for not less more than six months, or both.

AMENDMENT NO. 13

On page 4, line 21, delete "\$50.00"

AMENDMENT NO. 14

On page 4, line 22, after "day" insert ", not to exceed one thousand five hundred dollars."

AMENDMENT NO. 15

On page 4, between lines 22 and 23, insert the following:

(6) Any late filing fees assessed by the board or the staff of the board, for any failure to timely file any report or statement due, shall not exceed the following:

(a) If the fee is forty dollars per day, the maximum shall be one thousand dollars.

(b) If the fee is fifty dollars per day, the maximum shall be one thousand five hundred dollars.

(c) If the fee is sixty dollars per day, the maximum shall be two thousand dollars.

(d) If the fee is one hundred dollars per day, the maximum shall be two thousand five hundred dollars.

AMENDMENT NO. 16

On page 4, delete lines 24 through 27 in their entirety

AMENDMENT NO. 17

On page 5, delete lines 1 through 16 in their entirety

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

SENATE BILL NO. 456—

BY SENATOR BEAN

AN ACT

To enact R.S. 22:250.17, relative to health insurers; to require health insurers to provide certain information on member identification cards; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Original Senate Bill No. 456 by Senator Bean

AMENDMENT NO. 1

On page 2, delete lines 7 through 15, and on line 16, change "D" to "C"

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

SENATE BILL NO. 461—

BY SENATOR CAIN

AN ACT

To enact Chapter 8-F of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:844.5 - 844.7, relative to wireless telephones; to require explanation of contracts; to prohibit certain transactions; and to provide for related matters.

Reported with amendments by the Committee on Commerce and Consumer Protection.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Original Senate Bill No. 461 by Senator Cain

AMENDMENT NO. 1

On page 1, line 3 change "cellular" to "wireless"

AMENDMENT NO. 2

On page 1, line 4, change "to limit certain contracts;" to "to require explanation of contracts;"

AMENDMENT NO. 3

On page 1, line 10, change "CELLULAR" to "WIRELESS"

AMENDMENT NO. 4

On page 1, line 12, change "Term limitations" to "Required explanations"

AMENDMENT NO. 5

On page 1, line 14, change "Each telephone" to "Prior to the execution of a written contract for wireless telephone service, each" and change "cellular" to "wireless"

AMENDMENT NO. 6

On page 1, line 15, after "shall" delete the remainder of the line and delete line 16 and on page 2, delete line 1 and insert the following: "explain to a consumer the terms of the contract, in writing. Such explanation shall include, but not be limited to, the length of the contract. Each executed contract shall include a provision indicating that the consumer has received the explanation required by this Section."

AMENDMENT NO. 7

On page 2, at the end of line 2, insert "; continuation of services"

AMENDMENT NO. 8

On page 2, line 4, after "Each" delete "telephone" and change "cellular" to "wireless"

AMENDMENT NO. 9

On page 2, line 6, change "cellular" to "wireless"

AMENDMENT NO. 10

On page 2, line 6 after "contract." delete the remainder of the line and delete lines 7 through 9 in their entirety and insert in lieu thereof the following:

"Upon expiration of a wireless telephone service contract, the consumer's wireless service shall continue on a month to month basis under the same terms as the original contract. Either party may terminate such contract at any time. Nothing in this Section shall prohibit a party from entering into a new contract."

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

SENATE BILL NO. 465—

BY SENATORS CAIN AND SMITH

AN ACT

To amend and reenact R.S. 38:2325(A)(k), relative to the powers of the Sabine River Authority; to limit or prohibit the generation of electric power at Toledo Bend Reservoir under certain circumstances; and to provide for related matters.

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

SENATE BILL NO. 494—

BY SENATOR THOMAS

AN ACT

To amend and reenact R.S. 13:2582(A), relative to justice of peace; to provide that a justice of peace must reside in the ward or district from which elected; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 494 by Senator Thomas

AMENDMENT NO. 1

On page 1, line 11, change "or" to "and"

AMENDMENT NO. 2

On page 1, after line 14, insert the following:

"Section 2. Any person serving as a justice of the peace on the date of this Act may continue to serve as a justice of the peace whether or not he resides in the ward and the district from which he was elected, notwithstanding the provisions of this Act."

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

SENATE BILL NO. 591—

BY SENATORS SCHEDLER AND CASANOVA

AN ACT

To enact R.S. 37:1287.1, relative to physicians; to require the reporting of certain convictions and entry of pleas of guilty or nolo contendere of physician to the Louisiana State Board of Medical Examiners; to provide immunity for reporting such information; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 591 by Senator Hines

AMENDMENT NO. 1

On page 1, line 3, after "certain" delete "arrests, criminal charges," and after "convictions" delete the comma ","

AMENDMENT NO. 2

On page 1, delete lines 14 through 16 and on page 2, delete lines 1 and 2

AMENDMENT NO. 3

On page 2, delete line 3, and insert the following:

"(1) Filing of an indictment against"

AMENDMENT NO. 4

On page 2, line 6 after "indictment" delete the remainder of the line and delete line 7 in its entirety and insert the following:

"shall make a reasonable effort to cause notice of such indictment"

AMENDMENT NO. 5

On page 2, at the beginning of line 8, delete "information, or charge"

AMENDMENT NO. 6

On page 2, at the beginning of line 9, change "(3)" to "(2)"

AMENDMENT NO. 7

On page 2, line 12, after "shall" insert "make a reasonable effort to"

AMENDMENT NO. 8

On page 2, line 15, after "any" delete the remainder of the line and on line 16, delete "department, other law enforcement authority,"

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

SENATE BILL NO. 592—

BY SENATORS SCHEDLER AND CASANOVA

AN ACT

To enact R.S. 37:1285(A)(31), relative to the Louisiana State Board of Medical Examiners; to provide that the board may refuse to issue or may suspend, revoke, or impose probationary or other

April 12, 1999

restrictions on a physician's license for failure to timely report certain actions which constitute a violation of the practice act; to provide an exception; and to provide for related matters.

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

SENATE BILL NO. 593—
BY SENATORS SCHEDLER AND CASANOVA
AN ACT

To enact R.S. 37:1270(A)(8), relative to the Louisiana State Board of Medical Examiners; to authorize the board to establish minimum requirements relative to continuing education for the renewal or reinstatement of any license or permit issued by the board; and to provide for related matters.

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

SENATE BILL NO. 601—
BY SENATOR SCHEDLER
AN ACT

To enact R.S. 49:956(8)(d), relative to administrative procedures; to permit the use of certain confidential or privileged documents in adjudication proceedings; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 601 by Senator Schedler

AMENDMENT NO. 1

On page 1, between lines 10 and 11, insert:

"* * *

AMENDMENT NO. 2

On page 2, line 3, after "agency" insert a comma ","

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

SENATE BILL NO. 602—
BY SENATOR SCHEDLER
AN ACT

To enact R.S. 13:3715.3(G), relative to peer review committee records; to provide for access to certain documents necessary for investigative adjudication by a licensing board; and to provide for related matters.

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

SENATE BILL NO. 701—
BY SENATOR DARDENNE
AN ACT

To amend and reenact R.S. 22:983(A)(2), relative to foreign or alien insurers; to provide for conditions for issuance of certificates of authority to transact business in the state; and to provide for related matters.

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

SENATE BILL NO. 732—
BY SENATORS SCHEDLER AND CASANOVA
AN ACT

To amend and reenact R.S. 37:1268, relative to the Louisiana State Board of Medical Examiners; to provide for the compensation and expenses of board members; and to provide for related matters.

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

SENATE BILL NO. 754—
BY SENATOR HOLLIS
AN ACT

To amend and reenact R.S. 9:3576.19, relative to a licensee; to provide for collection; to provide for assignment; and to provide for related matters.

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

SENATE BILL NO. 755—
BY SENATOR HOLLIS
AN ACT

To enact R.S. 37:212(E), relative to the practice of law; to provide for certain services of collection agencies; and to provide for related matters.

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

SENATE BILL NO. 766—
BY SENATOR HEITMEIER
AN ACT

To amend and reenact R.S. 47:843(D), 864(A), and 865, relative to tobacco products; to provide for tax regulations; to provide for certain cigarettes to which tax stamps shall not be affixed; to provide for certain violations of the Unfair Trade and Consumer Protection Law; to provide for penalties; and to provide for related matters.

Reported with amendments by the Committee on Commerce and Consumer Protection.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Original Senate Bill No. 766 by Senator Hollis

AMENDMENT NO. 1

On page 1, in the caption at the top, substitute Senator Heitmeier for Senator Hollis as the author

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

SENATE BILL NO. 768—
BY SENATORS HOLLIS AND HEITMEIER
AN ACT

To amend and reenact R.S. 37:3171, 3172, 3173(A)(2), 3176(A)(1), (3), and (B), 3177(A)(1), 3179, 3179.2, 3180, 3181(A) introductory paragraph, (A) (6), (7), (10), (11), (12)(a)(i), and (14), (B), (E), (F), (G), (H), (I), and (J), 3183, and 3184, to enact 3173(A)(3), 3178, and 3185, and to repeal R.S. 37:3176(C), relative to the Interior Designer Licensing Law; to provide for the practice of interior design; to change the terms of the Board of Examiners of Interior Designers; to provide for enforcement; and to provide for related matters.

Reported with amendments by the Committee on Commerce and Consumer Protection.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Original Senate Bill No. 768 by Senator Hollis

AMENDMENT NO. 1

On page 1, line 2, after "3172" delete "(2) and (3)" and at the end of the line insert ",(3),"

AMENDMENT NO. 2

On page 1, line 3, after "(B)," insert "3177(A)(1)," and after "3180" delete "(B)" and after "3181(A)" change the comma "," to "introductory paragraph, (A)"

AMENDMENT NO. 3

On page 1, delete line 5 and insert "3173(A)(3), 3178, and 3185,"

AMENDMENT NO. 4

On page 1, line 6, delete "and 3186"

AMENDMENT NO. 5

On page 1, line 11, after "3172", delete "(2) and (3)" and after "3176(A)(1)" insert ", (3),"

AMENDMENT NO. 6

On page 1, line 12, after "(B)," insert "3177(A)(1)," and after "3180", delete "(B)" and after "3181(A)" change the comma "," to "introductory paragraph, (A)"

AMENDMENT NO. 7

On page 1, delete line 14 and insert "reenacted and R.S. 37:3173(A)(3), 3178,"

AMENDMENT NO. 8

On page 1, line 15, change "3185, and 3186" to "and 3185"

AMENDMENT NO. 9

On page 5, delete lines 8 through 16, and insert:

"(3)(a) Upon expiration of the terms of the members in office on January 1, 2000, they shall serve until the governor appoints their successors. The governor shall appoint their successors for the following terms:

- (i) Two members for two years.
(ii) Three members for four years.
(iii) Two members for six years.

(b) The successors of the members appointed as provided for in Subparagraph (3)(a) shall be appointed for terms of four years, but may serve until their successors have been appointed."

AMENDMENT NO. 10

On page 5, between lines 25 and 26, insert:

"(3) No person other than one licensed registered as a registered interior designer pursuant to the provisions of this Chapter shall be authorized to use the term "registered interior designer".

AMENDMENT NO. 11

On page 6, between lines 18 and 19, insert:

"§3177. Examinations

A. (1) A person desiring to be licensed registered as an interior designer shall apply to the board for licensure. Each applicant shall apply to the board on a form and in the manner prescribed by the board. To be eligible for the examination, an applicant shall submit satisfactory evidence of having successfully completed at least four years of study at the high school level, and in addition meets at least one of the following requirements: "

AMENDMENT NO. 12

On page 6, delete lines 22 through 27, and on page 7, delete lines 1 through 24, and insert the following:

"A.(1) All persons registered to use the title "interior designer", "registered interior designer", or "licensed interior designer" on January 1, 2000, shall be qualified for interior design registration under the provisions of this Chapter, provided that their license was not inactive, expired, suspended or revoked.

(2) Any person licensed on January 1, 2000, who has not passed the examination required by this Chapter by January 1, 2003, shall show completion of one of the following prior to having the certificate of registration issued under this Subsection renewed:

(a) Passage of the building and barrier free code section of the National Council for Interior Design Qualification (NCIDQ) examination.

(b)(i) Fifteen hours of board-approved continuing education classes relating to building and barrier free code regulation.

(ii) Any hour earned for continuing education pursuant to this Section shall be in addition to any other continuing education required by this Chapter.

(iii) However, any person who has within the three years prior to January 1, 2000, completed fifteen hours of approved continuing education on building and barrier free code regulation shall not be required to complete the fifteen hours of continuing education related to building and barrier free code regulation as provided for herein.

(3) Prior to January 1, 2003, or until he completes the requirements of this Section, the interior designer may retain the title "licensed interior designer" and retain all rights and duties granted to registered interior designers pursuant to this Chapter, conditioned upon the licensed interior designer abiding by all requirements of this Chapter.

B. All persons who are sixty-five years of age or older and who are authorized to use the term "licensed interior designer" on January 1, 2000 shall not be required to establish proof of passage of the examination required by this Chapter or to otherwise comply with the provisions of this Subsection (A). However, such persons shall comply with all other requirements of this Chapter."

AMENDMENT NO. 13

On page 12, delete line 19, and insert:

"A. Nothing in this Chapter shall prevent an interior designer licensed registered pursuant to the provisions of this Chapter from associating with one or more interior designers, architects, professional engineers, landscape architects, surveyors, or other persons in a partnership, joint venture, or corporation."

AMENDMENT NO. 14

On page 16, line 11, after "et seq.," insert "contractors licensed pursuant to R.S. 37:2150, et seq., and builders,"

AMENDMENT NO. 15

On page 16, delete lines 14 through 19, and insert the following:

"B. This Chapter shall not apply to any individual who provides "decorator services," as defined in R.S. 37:3172(7)."

AMENDMENT NO. 16

On page 17, delete lines 25 through 27, and on page 18, delete lines 1 through 5

AMENDMENT NO. 17

On page 18, line 6, change "3186" to "3185"

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

SENATE BILL NO. 815—
BY SENATOR EWING

AN ACT

To amend and reenact R.S. 46:236.10(C) and (F), relative to the Department of Social Services; to require the safeguard of information contained in the state case registry under certain circumstances; and to provide for related matters.

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

SENATE BILL NO. 818—
BY SENATOR EWING

AN ACT

To amend and reenact R.S. 25:898(B)(1), relative to the Department of Culture, Recreation and Tourism; to provide for the membership and composition of the crafts panel of the Louisiana State Arts Council; and to provide for related matters.

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

SENATE BILL NO. 849—
BY SENATOR DARDENNE

AN ACT

To enact R.S. 44:4(25), relative to public records; to provide that certain records of the Louisiana State Board of Private Investigator Examiners concerning the fitness of an applicant for licensure shall not be public records; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 849 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 13, between "copy" and "memorandum", change "of" to "or"

AMENDMENT NO. 2

On page 2, line 4, after "apprentice" insert a comma ","

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

SENATE BILL NO. 892—
BY SENATOR EWING

AN ACT

To enact R.S. 24:7, relative to records of the legislature; to provide that certain legislative information shall be confidential; to provide for penalties; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 892 by Senator Ewing

AMENDMENT NO. 1

On page 1, line 10, after "data" delete the remainder of the line and delete lines 11 through 13 in their entirety and insert in lieu thereof "deemed confidential under any provision of"

AMENDMENT NO. 2

On page 1, line 14, after "law" delete the comma ","

AMENDMENT NO. 3

On page 2, line 1, change "provided" to "received"

AMENDMENT NO. 4

On page 2, line 6, change "Any" to "Subject to the provisions of R.S. 42:1169, any"

AMENDMENT NO. 5

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

"D. The provisions of this Section shall not apply to any member of the legislature."

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

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

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

SENATE RESOLUTION NO. 7—
BY SENATOR EWING

A RESOLUTION

To amend and readopt Senate Rule No. 7.6(I)(2) and (3) and to repeal Senate Rule 7.6(I)(6) of the Rules of Order of the Senate, relative to the preparation of legislative instruments; to authorize the use of certain language change notations and indicators, and to delete provisions requiring language change indicators be removed from enrolled bills.

Reported favorably by the Committee on Senate and Governmental Affairs.

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

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

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

SENATE CONCURRENT RESOLUTION NO. 5—
BY SENATOR HINES AND REPRESENTATIVES R. ALEXANDER AND ILES
A CONCURRENT RESOLUTION

To direct the office of public health to modify the immunization schedule to require that all students eighteen years of age or below who are enrolled in elementary and secondary schools be immunized against Hepatitis B unless otherwise indicated.

Reported favorably by the Committee on Health and Welfare.

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

**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. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Barham	Ellington	Landry
Bean	Fields C	Lentini
Boissiere	Fields W	Robichaux
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Siracusa
Casanova	Hollis	Smith
Cox	Johnson	Tarver
Cravins	Jones	Theunissen
Dardenne	Jordan	Ulló
Dyess	Lambert	
Total—32		

NAYS

Mr. President	Dean	Irons
Total—3		

ABSENT

Bajoie	Malone
Greene	Thomas
Total—4	

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

**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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lambert
Barham	Fields C	Landry
Bean	Fields W	Lentini
Boissiere	Hainkel	Robichaux
Branch	Heitmeier	Romero
Campbell	Hines	Schedler
Casanova	Hollis	Siracusa
Cox	Irons	Smith
Cravins	Johnson	Tarver
Dardenne	Jones	Theunissen
Dyess	Jordan	Ulló
Total—33		

NAYS

Dean
Total—1

ABSENT

Bajoie	Greene	Thomas
Cain	Malone	
Total—5		

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

Personal Privilege

Senator Thomas asked for and obtained the floor of the Senate on a point of personal privilege, and stated he appeared as absent on the vote on Senate Bill No. 323 because his voting machine was locked. He had intended to vote yea on the bill. He asked that the Official Journal so state.

**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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Lambert
Barham	Ellington	Landry
Bean	Fields C	Lentini
Boissiere	Fields W	Romero
Branch	Hainkel	Schedler
Cain	Heitmeier	Siracusa
Campbell	Hines	Smith
Casanova	Hollis	Tarver
Cox	Irons	Theunissen
Cravins	Johnson	Ulló
Dardenne	Jones	

April 12, 1999

Dean Jordan
Total—34
NAYS

Robichaux
Total—1
ABSENT

Bajoie Malone
Greene Thomas
Total—4

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Bajoie Malone Thomas
Total—3

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Bajoie Malone Thomas
Greene Siracusa
Total—5

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

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.

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. 404 by Senator Heitmeier

AMENDMENT NO. 1

On page 2, line 15, change "found at" to "in"

On motion of Senator Lentini, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dyess Jordan
Barham Ellington Lambert
Bean Fields C Landry
Boissiere Fields W Lentini

Branch	Greene	Robichaux
Cain	Hainkel	Romero
Campbell	Heitmeier	Schedler
Casanova	Hines	Smith
Cox	Hollis	Tarver
Cravins	Irons	Theunissen
Dardenne	Johnson	Ullo
Dean	Jones	

Total—35

NAYS

Total—0

ABSENT

Bajoie	Siracusa
Malone	Thomas

Total—4

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—35

NAYS

Total—0

ABSENT

Bajoie	Siracusa
Malone	Thomas

Total—4

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—35

NAYS

Total—0

ABSENT

Bajoie	Malone
Hainkel	Thomas

Total—4

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—36

NAYS

Total—0

April 12, 1999

ABSENT

Bajoie Malone Thomas
Total—3

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Bajoie Malone Thomas
Total—3

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

SENATE BILL NO. 555— BY SENATORS LANDRY AND HEITMEIER

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.

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. 555 by Senator Landry

AMENDMENT NO. 1

On page 1, line 2, between "R.S. 11:1530(F)" and the comma "," insert "and 1641(C)"

AMENDMENT NO. 2

On page 1, line 3, between "Fund" and the semi-colon ";" insert "and the District Attorneys' Retirement System"

AMENDMENT NO. 3

On page 1, line 9, after "R.S. 11:1530(F)" delete "is" and insert in lieu thereof "and 1641(C) are"

AMENDMENT NO. 4

On page 2, between lines 9 and 10, insert the following:

"§1641. Deferred Retirement Option Plan Account
* * *

C. Interest shall not be credited to a participant's subaccount during or after the period of participation. All amounts which remain credited to the individual's subaccount after termination of participation in the plan shall be credited with interest after the end of each fiscal year at a rate equal to the realized return on the system's portfolio for that fiscal year as certified by the system actuary in his actuarial valuation report, less one-half of one percent."

On motion of Senator Landry, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Bajoie Thomas
Total—2

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

Personal Privilege

Senator Thomas asked for and obtained the floor of the Senate on a point of personal privilege, and stated he appeared as absent on the vote on Senate Bill No. 555 because his voting machine was locked. He had intended to vote yea on the bill. He asked that the Official Journal so state.

SENATE BILL NO. 556—
BY SENATORS LANDRY AND HEITMEIER
AN ACT

To enact R.S. 11:1562(C), relative to the Clerks' of Court Retirement and Relief Fund; to authorize payment of employee contributions by the employer; to provide for limitations; to provide for an effective date; 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. 556 by Senator Landry

AMENDMENT NO. 1

On page 1, line 15, between "trustees" and the comma "," insert "fifteen days prior to the beginning of a fiscal year"

AMENDMENT NO. 2

On page 2, delete lines 16 through 18 and insert:

"benefit computation. If such election is made, the election shall remain in effect for a fiscal year and shall be rescinded only upon providing written notice to the board of trustees fifteen days prior to the beginning of a fiscal year."

On motion of Senator Landry, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing members who voted YEAS: Mr. President, Bean, Boissiere, Branch, Cain, Campbell, Casanova, Cox, Cravins, Dardenne, Dean, Dyess, Ellington, Fields C, Fields W, Greene, Hainkel, Heitmeier, Hines, Hollis, Irons, Johnson, Jones, Lambert, Landry, Lentini, Robichaux, Romero, Schedler, Siracusa, Smith, Tarver, Theunissen, Ullo, Jordan.

NAYS

Total—0

ABSENT

Table listing absent members: Bajoie, Barham, Malone, Thomas.

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

Personal Privilege

Senator Thomas asked for and obtained the floor of the Senate on a point of personal privilege, and stated he appeared as absent on the

vote on Senate Bill No. 556 because his voting machine was locked. He had intended to vote yea on the bill. He asked that the Official Journal so state.

SENATE BILL NO. 557—
BY SENATORS LANDRY AND HEITMEIER
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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing members who voted YEAS: Mr. President, Barham, Bean, Boissiere, Branch, Cain, Campbell, Casanova, Cox, Cravins, Dardenne, Dean, Dyess, Ellington, Fields C, Fields W, Greene, Hainkel, Heitmeier, Hines, Hollis, Irons, Johnson, Jones, Jordan, Lambert, Landry, Lentini, Malone, Robichaux, Romero, Schedler, Siracusa, Smith, Tarver, Theunissen, Ullo.

Total—0

NAYS

ABSENT

Table listing absent member: Bajoie, Thomas.

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

Personal Privilege

Senator Thomas asked for and obtained the floor of the Senate on a point of personal privilege, and stated he appeared as absent on the vote on Senate Bill No. 557 because his voting machine was locked. He had intended to vote yea on the bill. He asked that the Official Journal so state.

SENATE BILL NO. 621—
BY SENATORS LANDRY AND HEITMEIER
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.

April 12, 1999

Floor Amendments Sent Up

Senator Landry 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. 621 by Senator Landry

AMENDMENT NO. 1

On page 1, lines 2 and 12, following "Chapter 2 of" insert "Subtitle III of"

On motion of Senator Landry, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Ellington, Lambert; Barham, Fields C, Landry; Boissiere, Fields W, Lentini; Branch, Greene, Malone; Cain, Hainkel, Robichaux; Campbell, Heitmeier, Romero; Casanova, Hines, Schedler; Cox, Hollis, Siracusa; Cravins, Irons, Smith; Dardenne, Johnson, Tarver; Dean, Jones, Ullo; Dyess, Jordan; Total—35

NAYS

Total—0

ABSENT

Table with 2 columns: Bajoie, Theunissen; Bean, Thomas; Total—4

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

Personal Privilege

Senator Thomas asked for and obtained the floor of the Senate on a point of personal privilege, and stated he appeared as absent on the vote on Senate Bill No. 621 because his voting machine was locked. He had intended to vote yea on the bill. He asked that the Official Journal so state.

SENATE BILL NO. 675— BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:2260(A)(11)(a) and 3843(A), 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Ellington, Landry; Barham, Fields C, Lentini; Bean, Fields W, Malone; Boissiere, Greene, Robichaux; Branch, Hainkel, Romero; Cain, Heitmeier, Schedler; Campbell, Hines, Siracusa; Casanova, Hollis, Smith; Cox, Irons, Tarver; Cravins, Johnson, Theunissen; Dardenne, Jones, Ullo; Dean, Jordan; Dyess, Lambert; Total—37

NAYS

Total—0

ABSENT

Table with 2 columns: Bajoie, Thomas; Total—2

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

SENATE BILL NO. 18— BY SENATOR LANDRY

AN ACT

To amend and reenact R. S. 14:2(13), relative to criminal law; to provide for the definition of "crime of violence"; 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. 18 by Senator Landry

AMENDMENT NO. 1

On page 1, lines 2 and 5, before "R.S." insert "the introductory paragraph of"

On motion of Senator Lentini, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Ellington, Lambert; Barham, Fields C, Landry; Bean, Fields W, Lentini; Boissiere, Greene, Malone

Branch	Hainkel	Robichaux
Cain	Heitmeier	Romero
Campbell	Hines	Schedler
Cox	Hollis	Smith
Cravins	Irons	Tarver
Dardenne	Johnson	Theunissen
Dean	Jones	Thomas
Dyess	Jordan	Ullo

Total—36

NAYS

Total—0

ABSENT

Bajoie	Casanova	Siracusa
--------	----------	----------

Total—3

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

SENATE BILL NO. 32—
BY SENATOR HAINKEL

AN ACT

To amend and reenact R.S. 15:572.2, relative to the Board of Pardons; to provide for expenses and salaries; and to provide for related matters.

Floor Amendments Sent Up

Senator C. Fields sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator C. Fields to Engrossed Senate Bill No. 32 by Senator Hainkel

AMENDMENT NO. 1

On page 1, at the end of line 15 insert the following:

"The provisions of this Section shall not take effect until teacher pay reaches the Southern Regional Average."

Senator C. Fields moved adoption of the amendments.

Senator Hainkel objected.

ROLL CALL

The roll was called with the following result:

YEAS

Barham	Fields C	Lentini
Cain	Fields W	Robichaux
Campbell	Hines	Romero
Cox	Irons	Ullo
Cravins	Jones	
Dean	Landry	

Total—16

NAYS

Mr. President	Ellington	Malone
Bean	Greene	Schedler
Boissiere	Hainkel	Siracusa
Branch	Heitmeier	Smith
Casanova	Hollis	Tarver
Dardenne	Jordan	Theunissen
Dyess	Lambert	Thomas

Total—21

ABSENT

Bajoie	Johnson
--------	---------

Total—2

The Chair declared the amendments were rejected.

Personal Privilege

Senator Barham asked for and obtained the floor of the Senate on a point of personal privilege, and stated he was shown as voting yes on the amendment by Senator C. Fields to Senate Bill No. 32. He voted yea on the amendment and had intended to vote nay. He asked that the Official Journal so state.

Floor Amendments Sent Up

Senator Cravins sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cravins to Engrossed Senate Bill No. 32 by Senator Hainkel

AMENDMENT NO. 1

On page 1, line 9, change "fifty-two" to "forty-seven"

AMENDMENT NO. 2

On page 1, line 9, after "dollars" delete the remainder of the line and delete line 10 in its entirety and insert "and"

AMENDMENT NO. 3

On page 1, line 12, change "forty-six" to "forty-one"

Senator Cravins moved adoption of the amendments.

Senator C. Fields objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Barham	Greene	Malone
Bean	Hainkel	Robichaux
Cain	Hines	Schedler
Casanova	Hollis	Smith
Cox	Jones	Tarver
Cravins	Jordan	Theunissen
Dardenne	Lambert	Thomas
Dyess	Landry	

Total—26

NAYS

Boissiere	Fields C	Siracusa
Branch	Fields W	Ullo
Campbell	Irons	
Dean	Romero	

Total—10

ABSENT

Bajoie	Heitmeier	Johnson
--------	-----------	---------

Total—3

The Chair declared the amendments were adopted.

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

April 12, 1999

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Hainkel	Jordan
Bean	Heitmeier	Robichaux
Cain	Hines	Smith
Cravins	Hollis	Tarver
Dyess	Jones	Theunissen
Total—15		

NAYS

Barham	Ellington	Malone
Boissiere	Fields C	Romero
Branch	Fields W	Schedler
Campbell	Greene	Siracusa
Casanova	Irons	Thomas
Cox	Lambert	Ullo
Dardenne	Landry	
Dean	Lentini	
Total—22		

ABSENT

Bajoie	Johnson
Total—2	

The Chair declared the amended bill failed to pass.

Notice of Reconsideration

Senator Hainkel, pursuant to Senate Rule Number 11.12, gave notice that before the expiration of the Morning Hour of the next succeeding legislative day of the Senate, he would move to reconsider the vote by which the bill failed to pass.

Rules Suspended

Senator Landry 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 Bean 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. 1002— BY SENATOR BRANCH

AN ACT

To amend and reenact R.S. 27:311(I), relative to the Video Draw Poker Devices Control Law; to provide that the office of a distributor, device owner, or service entity may be located in a parish which voted against the operation of video draw poker devices; and to provide for related matters.

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

SENATE BILL NO. 1003— BY SENATOR JONES

AN ACT

To enact R.S. 32:398.6, relative to the uniform issuance of traffic citations under the Highway Regulatory Act; to require the collection of statistical evidence by traffic enforcement officers; to provide for annual reporting of findings; and to provide for related matters.

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

SENATE BILL NO. 1004— BY SENATOR DEAN

AN ACT

To amend and reenact R.S. 17:222(B), relative to school entrance; to require a social security number be furnished by a child entering a school system for the first time; and to provide for related matters.

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

SENATE BILL NO. 1005— BY SENATOR DEAN

AN ACT

To amend and reenact R.S. 9:2798(B), relative to the limitation of liability of a volunteer athletic coach, manager, team volunteer health care provider, or official; to provide for cardiopulmonary resuscitation training requirement; to provide for waiver of requirement; and to provide for related matters.

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

SENATE BILL NO. 1006— BY SENATOR BARHAM

AN ACT

To authorize and provide for the transfer of certain state property, located in Morehouse Parish, from the state land office to the Morehouse Parish Police Jury; and to provide for related matters.

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

SENATE BILL NO. 1007— BY SENATOR BEAN

AN ACT

To enact R.S. 11:1921(A)(6), relative to the Parochial Employees' Retirement System; authorizes unclassified employees of Caddo Parish to become members of the system; to provide for time limitations on eligibility to join the system; to provide regarding service and service credit; to provide regarding contributions; and to provide for related matters.

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

SENATE BILL NO. 1008— BY SENATORS ULLO, SCHEDLER, HAINKEL, ROMERO, BARHAM, COX, C. FIELDS, W. FIELDS AND SMITH

AN ACT

To enact Chapter 15 of Title VII of Louisiana Children's Code, comprised of Arts. 791.1 through 791.4, relative to the creation of truancy assessment and service centers; to provide for the purpose; to provide for parish involvement through interagency agreements; to provide for state participation; to provide for monitoring; and to provide for related matters.

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

SENATE BILL NO. 1009— BY SENATOR HAINKEL

AN ACT

To enact R.S. 56:1847(56) relative to the scenic rivers system, to include that segment of the Tangipahoa River from the Interstate 12 crossing to its entrance into Lake Pontchartrain in Tangipahoa Parish in the Louisiana Natural and Scenic Rivers System; and to provide for related matters.

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

SENATE BILL NO. 1010—
BY SENATOR BOISSIERE

AN ACT

To enact R.S. 13:2492.1, relative to municipal courts; to provide for a judge with certain subject matter jurisdiction in certain municipal courts; to provide for his election, term, qualification, compensation, conditions of service, employees, and powers and duties; and to provide for related matters.

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

**Introduction of
Senate Concurrent Resolutions**

Senator Bean 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. 58—
BY SENATOR JONES

A CONCURRENT RESOLUTION

To direct the Senate Committee on Education and the House Committee on Education to function as a joint committee to make a complete study of the Tuition Opportunity Program for Students and to create an advisory panel to aid and assist the committee in its study.

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

SENATE CONCURRENT RESOLUTION NO. 59—
BY SENATORS HINES, DARDENNE, EWING, HAINKEL AND BARHAM AND REPRESENTATIVES R. ALEXANDER, DEWITT, DOWNER AND MCMAINS

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to take certain actions to guarantee all monies due to states from any tobacco industry settlement, agreement, or judgment be paid in full to such states and to prohibit any activities that would result in reducing the amount of funds available to the states from any tobacco industry settlement, agreement, or judgment.

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

SENATE CONCURRENT RESOLUTION NO. 60—
BY SENATOR BEAN

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to restore National Resource Conservation Service's budget in order that it can continue to serve the conservation and environmental needs of Louisiana.

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

SENATE CONCURRENT RESOLUTION NO. 61—
BY SENATOR CAIN

A CONCURRENT RESOLUTION

To commend Kevin Marcantel on his excellent service, as administrative director of W.O. Moss Regional Medical Center, LSU Healthcare Services Division.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Bajoie	Johnson
Total—2	

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

SENATE CONCURRENT RESOLUTION NO. 62—
BY SENATOR HINES

A CONCURRENT RESOLUTION

To continue and provide with respect to the Gene Therapy Research Center Task Force established during the 1998 Regular Session pursuant to Senate Concurrent Resolution No. 23.

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

Reports of Committees

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON
FINANCE**

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

April 12, 1999

To the President and Members of the Senate:

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

SENATE BILL NO. 251—
BY SENATORS DARDENNE, 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.

April 12, 1999

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

SENATE BILL NO. 373—
BY SENATORS IRONS, CAIN, CAMPBELL, HINES, SMITH, THEUNISSEN AND ULLO AND REPRESENTATIVES BRUNEAU, SCALISE AND WILLARD
AN ACT

To enact Part IX of Chapter 20 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:3391.1 through 3391.13, relative to a Formosan Termite Initiative project; to provide for a short title; to provide for purposes and legislative intent; to provide for the powers and duties of the commissioner; to provide for cooperative agreements and funding; to provide for quarantines; to provide for suppression zones and control programs; to provide for entry into premises and inspections; to provide for investigations; to provide for regulated articles and stop orders; to provide for enforcement and civil penalties; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 672—
BY SENATOR HAINKEL
AN ACT

To enact R.S. 49:316.1, relative to state agencies; to authorize state departments, agencies, boards, and commissions to accept credit, debit or similar cards in payment of obligations; to authorize the treasurer to contract with providers for such card services to state departments, agencies, boards and commissions; to require the treasurer to promulgate rules and guidelines for the processing of credit and debit card transactions with the treasury; and to provide for related matters.

Reported favorably.

Respectfully submitted,
JOHN HAINKEL
Chairman

REPORT OF COMMITTEE ON

RETIREMENT

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

April 12, 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. 2—
BY SENATOR HINES
AN ACT

To amend and reenact R.S. 11:1002(12) and 1192(A), relative to the Louisiana School Employees' Retirement System; to provide for the inclusion of certain school bus operation expenses in

computing compensation for retirement purposes; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 316—
BY SENATOR COX
AN ACT

To amend and reenact R.S. 11:1321 and 1322(B), relative to survivor benefits; to provide for the resumption of survivor benefits after the dissolution of a remarriage; to provide for limitations; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 321—
BY SENATOR HEITMEIER
AN ACT

To amend and reenact R.S. 11:62(9) and 2178(C)(1), (2), (3), and (4), relative to the Sheriffs Pension and Relief Fund; to increase contribution rates; to provide with respect to service accrual rates; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 324—
BY SENATOR HEITMEIER
AN ACT

To enact R.S. 11:502, relative to the Louisiana State Employees' Retirement System; to provide for a death benefit for retirees age 65 or older; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 326—
BY SENATOR HEITMEIER
AN ACT

To enact R.S. 11:479, relative to the Louisiana State Employees' Retirement System; to provide for the payment through electronic fund transfer of any retirement benefit to a member or beneficiary who becomes eligible for the benefit on or after January 1, 2000; to provide for exceptions; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 332—
BY SENATOR HEITMEIER
AN ACT

To amend and reenact R.S. 11:1422, relative to Assessors' Retirement Fund; to increase the benefit accrual rate; to provide for an effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 334—
BY SENATOR HEITMEIER
AN ACT

To enact R.S. 11:2178(B)(1)(c) and to amend and reenact R.S. 11:2178(B)(2), relative to the Sheriff's Pension and Relief Fund; to provide with respect to disability retirement; to increase the benefit for partial disability; to permit earning a certain income during total disability; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 673—
BY SENATOR HEITMEIER
AN ACT

To amend and reenact R.S. 11:1521(C), relative to the Clerks' of Court Retirement and Relief Fund; to increase the benefit accrual rate; to

provide for prospective application only; to provide for an effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 696—
BY SENATOR CAIN AND REPRESENTATIVE ILES
AN ACT

To amend and reenact R.S. 11:1316, R.S. 23:1233, and R.S. 42:851.7, relative to the continuation of benefits payable to a spouse of a state police officer killed in the line of duty; to provide with respect to the continuation of certain death benefits provided by the State Police Pension and Retirement system as an accessory retirement benefit; to further provide with respect to the continuation of workers' compensation benefits and group health insurance benefits provided by the State Employees Group Benefits Program; to specifically provide that such benefits continue until death of the surviving spouse; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 753—
BY SENATOR HEITMEIER
AN ACT

To amend and reenact R.S. 11:2175(E)(6), relative to the Sheriffs Pension and Relief Fund; to provide for reemployment, to provide with respect to recomputation of retirement benefits; to provide for an effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 891—
BY SENATOR HEITMEIER
AN ACT

To amend and reenact the introductory paragraph of R.S. 11:102(B)(3) and to enact R.S. 11:102(B)(3)(e) and Chapter 22 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:2201 through 2208, relative to the issuance of bonds; to authorize the issuance of pension obligation revenue bonds by the State bond Commission; to provide for the funding of all or part of the unfunded accrued liability of state retirement systems; to authorize cooperative endeavor agreements among entities; to provide for the security for and payment of such revenue bonds; to provide for deposit of state funds; to provide for the use of proceeds of such revenue bonds by the retirement systems; to provide for an employer pension obligation revenue bond charge; to authorize the creation of necessary dedicated funds and accounts; to provide for the payment of employer contributions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 953—
BY SENATOR CRAVINS
AN ACT

To amend and reenact R.S. 11:2269 and to enact R.S. 11:2254.1, relative to the Firefighters' Retirement System; to authorize repayment without interest of refunded contributions under certain conditions; to authorize purchase without interest of military service credit; to provide for a refund of certain previously purchased military service credit; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
FRANCIS C. HEITMEIER
Chairman

REPORT OF COMMITTEE ON

REVENUE AND FISCAL AFFAIRS

Senator Barham, Chairman on behalf of the Committee on Revenue and Fiscal Affairs, submitted the following report:

April 12, 1999

To the President and Members of the Senate:

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

SENATE BILL NO. 258—
BY SENATORS BARHAM, DARDENNE, EWING, AND HAINKEL AND REPRESENTATIVES ALARIO, DEWITT, DOWNER, AND MCMAINS
AN ACT

To amend and reenact R.S. 47:1576(A)(2), relative to the remittance of taxes to the secretary of revenue under protest; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 259—
BY SENATORS BARHAM, DARDENNE, EWING AND HAINKEL AND REPRESENTATIVES ALARIO, DEWITT, DOWNER AND MCMAINS
AN ACT

To enact R.S. 47:1522, relative to authorizing the secretary of the Department of Revenue to use alternative dispute resolution procedures to arbitrate any issue to assist in the collection of any taxes, penalties, or interest due; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 260—
BY SENATORS BARHAM, DARDENNE, EWING AND HAINKEL, AND REPRESENTATIVES ALARIO, DEWITT, DOWNER AND MCMAINS
AN ACT

To amend and reenact R.S. 47:852 and 853, and to enact R.S. 26:143(C) and 355(C) and (D) and R.S. 47:806(H), relative to tax administration; to authorize providing for an alternative to an invoice record; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 261—
BY SENATORS BARHAM, DARDENNE, EWING AND HAINKEL, AND REPRESENTATIVES ALARIO, DEWITT, DOWNER AND MCMAINS
AN ACT

To amend and reenact R.S. 47:101(B)(7), relative to the innocent spouse rule; to provide for liability relief for certain joint filers of income tax; to authorize the secretary of the Department of Revenue to grant relief from liability under certain circumstances; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 262—
BY SENATORS BARHAM, DARDENNE, EWING AND HAINKEL, AND REPRESENTATIVES ALARIO, DEWITT, DOWNER AND MCMAINS
AN ACT

To amend and reenact R.S. 47:1519(B), relative to requiring the electronic funds transfer of tax payments for certain taxpayers; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 263—
BY SENATORS BARHAM, DARDENNE, EWING AND HAINKEL, AND REPRESENTATIVES ALARIO, DEWITT, DOWNER AND MCMAINS
AN ACT

To enact R.S. 49:191(12) and to repeal R.S. 49:191(10)(d), relative to the Department of Revenue, including provisions to provide for the re-creation of the Department of Revenue and the statutory entities made a part of the department by law; to provide for the effective

April 12, 1999

termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 264— BY SENATORS BARHAM, DARDENNE, EWING AND HAINKEL, AND REPRESENTATIVES ALARIO, DEWITT, DOWNER, AND MCMAINS AN ACT

To enact R.S. 47:1601(D), relative to income tax; to provide for suspension of interest on certain individual income tax liabilities if the secretary fails to notify the taxpayer within a certain period; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 368— BY SENATOR BARHAM AN ACT

To amend and reenact R.S. 9:162(B), relative to unclaimed property; to provide that the administrator shall be responsible for taking all reasonable measures to return property to the owner; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 941— BY SENATORS BARHAM, DARDENNE, HAINKEL AND SCHEDLER AND REPRESENTATIVES DEWITT, DOWNER, MCMAINS, DIEZ AND CRANE AN ACT

To amend and reenact R.S. 47:1565(C)(2) and R.S. 47:2419, relative to the Department of Revenue; to provide that the deputy assistant secretary of the office of legal affairs of the department may act in certain instances instead of the assistant secretary of the office of legal affairs; to provide for an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted, ROBERT J. BARHAM Chairman

Messages from the House

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

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

April 12, 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. 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.

HOUSE CONCURRENT RESOLUTION NO. 91— BY REPRESENTATIVES ALEXANDER, SALTER, AND WILKERSON AND SENATOR CAMPBELL

A CONCURRENT RESOLUTION To commend the town of Gibsland for its first annual Jonquil Jubilee and to declare Bienville Parish the "Daffodil Capital of Louisiana".

HOUSE CONCURRENT RESOLUTION NO. 92— BY REPRESENTATIVE JOHNS

A CONCURRENT RESOLUTION To express the sincere condolences of the Legislature of Louisiana upon the death of Gabriel "Gabe" Landry of Vinton.

HOUSE CONCURRENT RESOLUTION NO. 95— BY REPRESENTATIVE WIGGINS AND SENATOR DYESS

A CONCURRENT RESOLUTION To commend and congratulate Kathleen McCurry of Pineville, Louisiana, on the occasion of being named Special Olympics Female Athlete of 1998.

HOUSE CONCURRENT RESOLUTION NO. 109— BY REPRESENTATIVE JOHNS

A CONCURRENT RESOLUTION To express the condolences of the Legislature of Louisiana upon the death of Kevin Brandon Cox of Sulphur.

HOUSE CONCURRENT RESOLUTION NO. 110— BY REPRESENTATIVE BRUNEAU AND SENATOR HAINKEL

A CONCURRENT RESOLUTION To commend Mr. Sean Allerton as the state's top student volunteer in The Prudential Spirit of Community Awards.

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:

Bajoie 1 Day

Adjournment

Senator Bean moved that the Senate adjourn until Tuesday, April 13, 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 13, 1999.

MICHAEL S. BAER, III Secretary of the Senate

GAYE F. HAMILTON Journal Clerk