

OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA

TWENTY-SEVENTH 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

Tuesday, May 18, 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 |
| Bajoie | Fields C | Lentini |
| Barham | Fields W | Malone |
| Bean | Greene | Robichaux |
| Boissiere | Hainkel | Romero |
| Branch | 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

Cain
Total—1

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

Prayer

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

Morning Hour

Messages from the Governor

The following messages from the Governor were received and read as follows:

State of Louisiana
OFFICE OF THE GOVERNOR
Baton Rouge

May 18, 1999

To the Honorable President and members of the Senate:

Please be advised that the following individuals have been commissioned as Notaries Public for the parishes indicated through May 14, 1999. In compliance with Article IV, Section 5(H)(3) of the Louisiana Constitution of 1974, I do hereby present them for your review.

Sincerely,
M. J. "MIKE" FOSTER, JR.

Acadia

Andrew Eric Erbe
112 Green St.
Crowley, La 70526

Christopher Osborne
P. O. Box 436
Crowley, La 70527-0436

Francis W. Perry
P. O. Box 436
Crowley, La 70527-0346

Michelle Regan Popp
224 North Eastern Ave.
Crowley, La 70526

Ascension

Alyce B. Landry
P. O. Drawer 770
Napoleonville, La 70390

James A. Nickens
P. O. Box 268
Donaldsonville, La 70346

Debra J. Roberson
P.o. Box 1254
Prairieville, La 70769

Avoyelles

Shane L. Panichella
927 N. Preston St.
Marksville, La 71351

Bossier

Secil S. Skinner, Jr.
404 Post Oak St.
Bossier City, La 71111

Caddo

Jerry A. Fielder, II
9329 Woolworth Rd.
Shreveport, La 71129

Nancy Hubert
711 Horseshoe Blvd.
Bossier City, La 71111

Debra F. Koch
1633 N. Market
Shreveport, La 71107

Shari A. Risinger
920 Fairview St.
Shreveport, La 71104

East Baton Rouge

Joanne S. Engrum
3960 Government St.
Baton Rouge, La 70806

Scott Fruchter
10921 Rosebud Court
Baton Rouge, La 70815

Ronald Hodges
301 Main St., 7th Fl.
Baton Rouge, La 70825

Chris D. Nalls
8034 Scenic Hwy.
Baton Rouge, La 70807

Don L. Simmons, Jr.
P. O. Box 77553
Baton Rouge, La 70879

A. Hartie Spence
P. O. Box 591
Baton Rouge, La 70821

East Feliciana

Robert David Ligon
P. O. Box 869
Clinton, La 70722

Evangeline
Julie Lacombe
1101 Hummingbird Ln.
Ville Platte, La 70586

Iberia

Shane E. Romero
901 Lucerne Dr.
New Iberia, La 70563

Jefferson

Keith M. Benit
111 Veterans Blvd., Ste. 1200
Metairie, La 70005

Kimber L. Etienne
1100 Poydras St., Ste. 1515
New Orleans, La 70003

Allison K. Hinyub
1221 Elmwood Park Blvd., Ste. 701
Jefferson, La 70123

Patricia J. Klemz
1233 Westbank Expressway
Harvey, La 70058

May 18, 1999

Mark E. Morice
12-a Westbank Expwy., Ste. 206
Gretna, La 70053

William J. Wegmann, Jr.
110 Veterans Blvd., #440
Metairie, La 70005

Lafayette
Addie A. Byrd
123 Antigua Dr.
Lafayette, La 70503

Sheila Jean Faulk
1104 S. College Rd. #21
Lafayette, La 70503

Padgette J. Richard
1819 W. Pinhook, Ste. 114
Lafayette, La 70508

Lafourche
Brandt J. Dufrene, Jr.
102 Oaklawn Dr.
Thibodaux, La 70301

Orleans
Ronald W. Baggott, III
3421 N. Causeway Blvd., 9th Fl.
Metairie, La 70002

Samuel J. Cohen
201 St. Charles Ave., Ste.3700
New Orleans, La 70170

Timothy S. Cragin
201 St. Charles Ave., 49th Fl.
New Orleans, La 70170

Ouachita
Ernest Davis
400 St. John St., Ste. 301
Monroe, La 71201

Johnny D. Ezell
400 St. John St., Ste. 301
Monroe, La 71201

Reginald Smith
400 St. John St., Ste. 301
Monroe, La 71201

Michael S. Swallow
400 St. John St., Ste. 301
Monroe, La 71201

Rapides
Jacqueline V. Butler
14 Menard Wise Rd.
Lecompte, La 71346

John D. Ray
P. O. Box 548
Alexandria, La 71309

Carolyn Jones Ryland
1005 Amber Ln.
Pineville, La 71360

Sabine
Carolyn Devillier
P. O. Box 139
Negreet, La 71460

St. Landry
Bonnie S. Boudreaux
411 Clarence Cormier Rd.
Carencro, La 70520

Wendy A. Devalcourt
1516 Jasmine Dr.
Opelousas, La 70570

Dana Deville
879 Wisdom Rd.
Opelousas, La 70570

Derriel Mccorvey
1206 Caddo Dr.
Opelousas, La 70570

St. Martin
Jeanne M. Laborde
102 Asma Blvd., Ste. 100
Lafayette, La 70508

Vernon
Melissa M. Simpson
215 N. Gladys St., Apt. 711
Leesville, La 71446

**House Bills and Joint Resolutions
on Second Reading**

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

HOUSE BILL NO. 413—

BY REPRESENTATIVES MONTGOMERY, MCDONALD, ALARIO, ALEXANDER, ANSARDI, BARTON, BAUDOIN, BAYLOR, BOWLER, BRUCE, BRUNEAU, CARTER, CHAISSON, CLARKSON, COPELIN, CRANE, CURTIS, DAMICO, DANIEL, DEVILLE, DEWITT, DIEZ, DOERGE, DONELON, DOWNER, DUPRE, DURAND, FARVE, FAUCHEUX, FLAVIN, FONTENOT, FRITH, FRUGE, GAUTREAU, GLOVER, GREEN, GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HOLDEN, HUDSON, HUNTER, ILES, JENKINS, JETSON, JOHNS, KENNARD, KENNEY, LANCASTER, LANDRIEU, LEBLANC, LONG, MARIONNEAUX, MARTINY, MCCAIN, MCCALLUM, MCMAINS, MICHOT, MITCHELL, MORRELL, MORRISH, MURRAY, ODINET, PERKINS, PIERRE, PINAC, POWELL, PRATT, QUEZAIRE, RIDDLE, ROMERO, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, JACK SMITH, JOHN SMITH, STELLY, THERIOT, THOMPSON, THORNHILL, TRAVIS, TRICHE, WADDELL, WALSWORTH, WARNER, WELCH, AND WESTON

AN ACT

To amend and reenact R.S. 17:3048.1(A)(4)(a) and (d) and to enact R.S. 17:3048.1(C)(3), 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 notification of certain program changes; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Greene sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Conforming Amendments proposed by Senator Greene to Reengrossed House Bill No. 413 by Representative Montgomery (Duplicate of Senate Bill No. 514 by Senator Greene)

AMENDMENT NO. 1

On page 1, line 2, after "17:3048.1(A)(4)(a)" delete the remainder of the line and insert ", (d) and (L)."

AMENDMENT NO. 2

On page 1, line 3, delete "R.S. 17:3048.1(C)(3)."

AMENDMENT NO. 3

On page 1, delete line 7 in its entirety and insert in lieu thereof "for an effective"

AMENDMENT NO. 4

On page 2, line 1, delete "and (d)" insert ", (d) and (L)"

AMENDMENT NO. 5

On page 2, line 2, after "reenacted" delete the remainder of the line and insert "to read as follows:"

AMENDMENT NO. 6

On page 3, line 1, after "(d)" insert "(i)"

AMENDMENT NO. 7

On page 3, line 2, after "(d)" and before the comma "," insert "of this Section"

AMENDMENT NO. 8

On page 3, line 4, after "year." and beginning with "However," start a new subsubparagraph "(ii)"

AMENDMENT NO. 9

On page 3, line 14, after "Award," insert "The provisions of this Subsubparagraph shall apply to all students who receive state payments pursuant to a Performance Award or an Honors Award, including all such students from the beginning of the program."

AMENDMENT NO. 10

On page 3, delete lines 16 through 23 in their entirety

AMENDMENT NO. 11

On page 3, between lines 23 and 24, insert the following:

"L. ~~Students~~ Each student who initially ~~qualify~~ qualifies for more than one award under the provisions of this Section shall ~~choose the award they wish to receive and thereafter shall be bound by the provisions of this Section relative to continued state payments pursuant to such award~~ the award requiring the most rigorous eligibility criteria, unless the student chooses to receive the TOPS Tech Award and enrolls in a Louisiana public postsecondary institution pursuant to Paragraph (B)(2) of this Section. Once the student who has chosen a TOPS Tech Award enrolls in a Louisiana public postsecondary institution pursuant to Paragraph (B)(2) of this Section, his choice becomes irrevocable.

On motion of Senator Greene, the amendments were adopted.

Under the provisions of Joint Rule No. 5, the amended bill, which is a duplicate of Senate Bill No. 514, was read by title and referred to the Legislative Bureau.

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

AGRICULTURE

Senator Cain, Chairman on behalf of the Committee on Agriculture, submitted the following report:

May 18, 1999

To the President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 114— BY SENATOR CAIN (BY REQUEST)

A CONCURRENT RESOLUTION

To urge and request the president of the United States to exercise the emergency powers delegated by congress to reestablish, restore, and maintain economic parity relative to the price of agricultural products.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 154— BY REPRESENTATIVE QUEZAIRE

A CONCURRENT RESOLUTION

To urge and request the Department of Agriculture and Forestry to continue its excellent efforts encouraging merchants to aggressively promote Louisiana products.

Reported favorably.

Respectfully submitted, JAMES DÁVID CAIN Chairman

REPORT OF COMMITTEE ON

ENVIRONMENTAL QUALITY

Senator Lambert, Chairman on behalf of the Committee on Environmental Quality, submitted the following report:

May 18, 1999

To the President and Members of the Senate:

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

SENATE BILL NO. 844— BY SENATOR JOHNSON

AN ACT

To amend and reenact R.S. 30:2025(F)(1)(a), relative to criminal penalties for dumping harmful substances; to increase the penalties for discharging, emitting, or disposing of harmful substances in violation of environmental law, regulation, permit, or license; and to provide for related matters.

Reported with amendments.

HOUSE CONCURRENT RESOLUTION NO. 134— BY REPRESENTATIVES GUILLORY, BAUDOIN, DAMICO, FONTENOT, HOLDEN, KENNEY, MARTINY, MORRISH, ROMERO, WADDELL, AND WOOTON

A CONCURRENT RESOLUTION

To memorialize the United States Congress to enact legislation to allow Louisiana to impose requirements on the storage and transportation of hazardous materials by rail car that are more stringent than federal requirements.

Reported favorably.

HOUSE BILL NO. 1550— BY REPRESENTATIVE DAMICO

AN ACT

To amend and reenact R.S. 30:2054(B)(2)(b)(vii), relative to the Louisiana Air Control Law; to provide restrictions on the powers of the secretary of the Department of Environmental Quality with regard to certain motor vehicle fuels programs; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1593— BY REPRESENTATIVES DAMICO, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To enact R.S. 49:191(11)(g) and to repeal R.S. 49:191(10)(b), relative to the Department of Environmental Quality, including provisions to provide for the re-creation of the Department of Environmental Quality and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Reported favorably.

Respectfully submitted, LOUIS LAMBERT 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. 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 sixty-five or older; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed Senate Bill No. 324 by Senator Heitmeier

AMENDMENT NO. 1

On page 1, line 12 after the word "of" delete "four" and insert "two"

AMENDMENT NO. 2

On page 2, line 1 after the word "System" delete the remainder of the line and delete lines 2 through 8 and insert the following:

"shall be authorized to utilize proceeds, on a one time basis, from its Employee Experience Account to fund this benefit in an amount equal to the present value of future normal costs, plus the increase in the accrued liability resulting from all prospective benefits provided in Section 1 for all current members and retirees, and the provisions of R.S. 11:542(C) shall be inapplicable to this benefit, but only to the extent necessary to fund this benefit."

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

SENATE BILL NO. 676 (DUPLICATE OF HOUSE BILL NO. 732)—

BY SENATOR HEITMEIER AND REPRESENTATIVE TOOMY AND COAUTHORED BY SENATORS DEAN, HAINKEL, LENTINI, ROMERO AND REPRESENTATIVES BARTON, BRUNEAU, CRANE, DONELON, FAUCHEUX, FRUGE, HEATON, JENKINS, KENNARD, LANCASTER, MARTINY, MICHOT, SCALISE, SHAW, WIGGINS, WINDHORST AND WINSTON

AN ACT

To enact R.S. 15:1228 and 1229, relative to the Commission on Law Enforcement and Administration of Criminal Justice; to establish an automated victim notification system within the commission; to provide for the functions, powers, and duties of the system; to permit victims and their families to register for notification; to require other state and local agencies to report to the system; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed Senate Bill No. 676 by Senator Hainkel

AMENDMENT NO. 1

On page 3, line 11, after "system" add "and subject to the approval of the Joint Legislative Committee on the Budget"

On motion of Senator Hainkel, the committee amendment was adopted. The amended bill, which was designated a duplicate of House Bill No. 732, was read by title and ordered reengrossed and passed to a third reading.

SENATE BILL NO. 863—

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

AN ACT

To enact Chapter 48 of Title 34 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 34:3471 through 3486, relative to the Millennium Port Authority; to create the authority and provide for a board of commissioners to govern the authority; to provide for the authority's powers, duties, and responsibilities; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Original Senate Bill No. 863 by Senator Hainkel

AMENDMENT NO. 1

On page 1, line 3, change "3487" to "3486"

AMENDMENT NO. 2

On page 1, line 9, change "3487" to "3486"

AMENDMENT NO. 3

On page 2, line 1, change "state agency" to "political subdivision"

AMENDMENT NO. 4

On page 2, line 8, delete "terminal"

AMENDMENT NO. 5

On page 2, line 9, change "state agency" to "political subdivision" and after "Louisiana" insert ", and it is hereby so created"

AMENDMENT NO. 6

On page 2, line 14, after "tributaries" insert "and distributaries"

AMENDMENT NO. 7

On page 2, line 15, after "industrial" insert ", agricultural,"

AMENDMENT NO. 8

On page 2, line 17, after "terminal" insert "and intermodal" and after "handling of" change "the" to "containerized"

AMENDMENT NO. 9

On page 2, delete line 18, and insert "container vessels."

AMENDMENT NO. 10

On page 2, line 24, delete "large"

AMENDMENT NO. 11

On page 3, line 6, change "state agency" to "political subdivision"

AMENDMENT NO. 12

On page 3, line 7, change "an agency to" to "a governmental body which will"

AMENDMENT NO. 13

On page 3, line 27, change "offshore or onshore" to "deep draft container vessel and intermodal"

AMENDMENT NO. 14

On page 4, line 13, after "Chapter" delete the remainder of the line and delete lines 14 through 18, and insert:

"and applicable state, federal, and local laws and regulations."

AMENDMENT NO. 15

On page 4, line 20, delete "the millennium port, that is,"

AMENDMENT NO. 16

On page 4, delete line 21, and insert "facility constructed or"

AMENDMENT NO. 17

On page 5, line 26, after "mean" delete the remainder of the line

AMENDMENT NO. 18

On page 6, line 1, after "The" insert "Board of Commissioners of the"

AMENDMENT NO. 19

On page 6, line 3, after "Lake Charles" insert "Port,"

AMENDMENT NO. 20

On page 6, line 4, after "The" delete "Port of" and after "Louisiana" insert "Port Commission"

AMENDMENT NO. 21

On page 6, line 5, after "Plaquemines" delete "Parish" and after "Port" insert a comma ","

AMENDMENT NO. 22

On page 6, line 6, after "Port" insert a comma ","

AMENDMENT NO. 23

On page 6, line 8, change "emplaced" to "constructed" and at the end of the line, insert:

" , developed pursuant to the authority development program"

AMENDMENT NO. 24

On page 6, line 11, after "accommodate" delete the remainder of the line, and delete lines 12, 13, and 14, and insert:

"deep draft container vessels and their cargoes"

AMENDMENT NO. 25

On page 6, line 15, delete "structure or facility" and after "all" insert "intermodal"

AMENDMENT NO. 26

On page 6, delete lines 21, 22, and 23

AMENDMENT NO. 27

On page 7, line 4, after "Chapter." insert "(2)"

AMENDMENT NO. 28

On page 7, line 5, after "extend to the" insert "construction of authority development program facilities,"

AMENDMENT NO. 29

On page 7, line 7, change "facilities" to "public or private facilities, within the jurisdiction" and change ", port" to ", port,"

AMENDMENT NO. 30

On page 7, line 8, change "facilities authority" to "terminal authority,"

AMENDMENT NO. 31

On page 7, delete line 9, and insert:

"written agreement of such port authorities, port, harbor and terminal districts, and the offshore terminal authority."

AMENDMENT NO. 32

On page 7, line 10, change "(2)" to "(3)"

AMENDMENT NO. 33

On page 7, at the end of line 18, change the period "." to a semi-colon ";" and insert:

"provided that, when such properties or facilities are located within the jurisdiction of existing port commissions or port, harbor and terminal districts, or the offshore terminal authority, the mutual written agreement of the appropriate port commission, port, harbor and terminal district, or offshore terminal authority shall be required."

AMENDMENT NO. 35

On page 7, line 20, delete "offshore or onshore port"

AMENDMENT NO. 36

On page 7, between lines 22 and 23, insert:

"D. The authority shall have the power to own, construct, operate, lease, and maintain any railroad belt or connecting lines required to be constructed after July 1, 1999, that are necessary or useful to the authority development program."

AMENDMENT NO. 37

On page 7, line 23, change "D." to "E." and delete "Baton" and delete line 24, and insert "New Orleans."

AMENDMENT NO. 38

On page 8, at the end of line 1, delete "twelve or"

AMENDMENT NO. 39

On page 8, at the beginning of line 2, change "thirteen" to "ten" and after "ex officio" insert "non-voting" and at the end of the line delete "ten"

AMENDMENT NO. 40

On page 8, at the beginning of line 3, change "or eleven" to "eight voting"

AMENDMENT NO. 41

On page 8, line 5, change "civic leadership" to "maritime or business leadership, or both,"

AMENDMENT NO. 42

On page 8, at the end of line 6, after "Louisiana." insert "Such commissioners shall not be appointed or elected commissioners or board members of the ports of Louisiana."

AMENDMENT NO. 43

On page 8, line 7, after "ex officio" insert "non-voting"

AMENDMENT NO. 44

On page 8, line 11, after "appointed" insert "voting"

AMENDMENT NO. 45

On page 8, between lines 11 and 12, insert the following:

"(a) One shall be selected from a list of three nominees submitted by the Port of New Orleans, who shall serve an initial term of six years."

AMENDMENT NO. 46

On page 8, line 12, change "(a)" to "(b)" and after "list of " insert "six"

AMENDMENT NO. 47

On page 8, line 13, change "six" to "five remaining" and after "deepwater ports" insert "and Port Fourchon" and at the end of the line after "port" insert "and Port Fourchon"

AMENDMENT NO. 48

On page 8, delete line 14, and insert "recommending one nominee, who shall serve initial terms of five years."

AMENDMENT NO. 49

On page 8, line 15, change "(b)" to "(c)" and after "list of" insert "three"

AMENDMENT NO. 50

On page 8, delete lines 16 through 22, and insert "the Ports Association of Louisiana, who shall serve an initial term of five years."

AMENDMENT NO. 51

On page 8, line 23, change "One member" to "Two members" and after "large" delete the period "." and insert ", who shall serve initial terms of four years."

AMENDMENT NO. 52

On page 8, at the end of line 26, after "located" delete the period "." and insert the following:

", selected from a list of three nominees submitted by the port authority located in such parish, who shall serve an initial term of four years."

AMENDMENT NO. 53

On page 8, delete line 27, and on page 9, delete line 1, and insert "Such appointment"

AMENDMENT NO. 54

On page 9, at the beginning of line 2, delete "or appointments"

AMENDMENT NO. 55

On page 9, line 5, change "governing" to "port" and after "parish" delete "or parishes"

AMENDMENT NO. 56

On page 9, line 6, change "governing authority" to "port authority"

AMENDMENT NO. 57

On page 9, between lines 7 and 8, insert:

"(f) One member shall be selected from the state at large who shall be a person with at least ten years of railroad experience in Louisiana.

(3) The successors to the voting commissioners appointed as provided for in Paragraph (B)(2) shall be appointed for terms of six years. However, a member shall serve until his successor is appointed unless removed as provided for in Paragraph (C)(1). A commissioner may be reappointed.

(4) Notwithstanding any prohibitions contained in Part II of Chapter 15 of Title 42 of the Louisiana Revised Statutes of 1950, individuals employed in the maritime industry may serve as commissioners."

AMENDMENT NO. 58

On page 9, line 12, after "manner" insert "and the appointee shall have the same qualifications"

AMENDMENT NO. 59

On page 9, line 24, change "matter" to "matters"

AMENDMENT NO. 60

On page 10, line 5, after "promulgated" insert a period "." and delete the remainder of the line and delete line 6

AMENDMENT NO. 61

On page 10, at the end of line 14, change "seven" to "five"

AMENDMENT NO. 62

On page 10, line 16, after "budget unit" insert "; funding limitation"

AMENDMENT NO. 63

On page 11, at the end of line 3, after "agencies" insert "except as provided to the contrary in this Chapter"

AMENDMENT NO. 64

On page 11, between lines 3 and 4, insert:

"C. Notwithstanding any other law to the contrary, no construction or development project of the authority, or related to the authority, shall be eligible for inclusion in, and the authority shall receive no funds from, the Port Construction and Development Priority Program provided for in Chapter 34 of this Title, R.S. 34:3451 et seq."

AMENDMENT NO. 65

On page 11, line 8, after "authority." delete the remainder of the line

AMENDMENT NO. 66

On page 11, delete lines 9 and 10, and insert the following:

"The executive director may employ on a contract basis such other agents, employees, and professional employees, permanent and temporary, as he may require and"

AMENDMENT NO. 67

On page 11, line 12, after "serve" delete the remainder of the line and insert:

"for a term of not less than one year nor more than three years; provided that the executive director may be removed by the board for cause. All"

AMENDMENT NO. 68

On page 11, at the end of line 16, after "board" change the comma "," to a period "." and delete lines 17 and 18

AMENDMENT NO. 69

On page 11, delete lines 22 through 26

AMENDMENT NO. 70

On page 14, line 4, after "Chapter" insert a period "." and delete the remainder of the line, and delete lines 5 and 6

AMENDMENT NO. 71

On page 14, line 11, after "maintenance of" insert "terminal" and after "services or" insert "terminal"

AMENDMENT NO. 72

On page 14, line 18, after "services and" insert "terminal" and after "jurisdiction" insert a period "." and delete the remainder of the line and delete line 19

AMENDMENT NO. 73

On page 15, line 9, delete "elevators,"

AMENDMENT NO. 74

On page 16, line 13, after "fees" insert "for the use of terminal facilities"

AMENDMENT NO. 75

On page 17, line 8, delete "offshore and onshore"

AMENDMENT NO. 76

On page 17, line 25, delete "offshore or onshore"

AMENDMENT NO. 77

On page 18, delete line 1, and on line 2, delete "bulk cargoes" and insert "containerized cargo"

AMENDMENT NO. 78

On page 18, line 3, after "provisions of" insert "R.S. 33:4715.1, Chapter 10 of Title 41 of the Louisiana Revised Statutes of 1950, and"

AMENDMENT NO. 79

On page 18, line 16, change "R.S. 34:3102(14)" to the following:

"Article XIV, Section 43 of the 1974 Constitution of Louisiana, other non-deepwater ports, harbors, and related authorities,"

AMENDMENT NO. 80

On page 18, line 23, after "and other" insert "non-deepwater"

AMENDMENT NO. 81

On page 18, line 24, after "provision" insert "or by state law"

AMENDMENT NO. 82

On page 19, delete lines 11 through 27, and insert:

"§3481. Purchases

R.S. 34:3481 is all proposed new law.

The authority may purchase machinery and equipment related to the operation of deep draft container vessel and/or intermodal

terminal facilities, including but not limited to container cranes. The provisions of Part II of Chapter 10 of Title 38 of the Louisiana Revised Statutes of 1950, R.S. 38:2211 et seq. shall not be applicable to such purchases."

AMENDMENT NO. 83

On page 29, line 5, change "II" to "All"

AMENDMENT NO. 84

On page 29, line 11, change "II" to "All"

AMENDMENT NO. 85

On page 29, line 20, change "he" to "The"

AMENDMENT NO. 86

On page 33, delete lines 1 through 27, and delete pages 34, 35, and 36, and on page 37, delete lines 1 through 15

AMENDMENT NO. 87

On page 37, line 16, change "\$3485." to "\$3484."

AMENDMENT NO. 88

On page 37, line 19, delete "offshore or onshore"

AMENDMENT NO. 89

On page 38, line 23, after "procedures" delete the remainder of the line and delete line 24 and insert "established by the authority."

AMENDMENT NO. 90

On page 38, between lines 24 and 25, add the following:

"F. Rules, regulations, and procedures pursuant to the provisions of this Section shall be adopted and promulgated in accordance with the provisions of the Administrative Procedure Act."

AMENDMENT NO. 91

On page 38, line 25, change "\$3486." to "\$3485."

AMENDMENT NO. 92

On page 39, line 7, after "petition" delete the remainder of the line, delete line 8, and at the beginning of line 9, change "any other" to "a"

AMENDMENT NO. 93

On page 39, line 19, after "action in" delete the remainder of the line and delete line 20, and insert "any court of"

AMENDMENT NO. 94

On page 39, line 25, change "\$3487." to "\$3486."

AMENDMENT NO. 95

On page 40, delete lines 6 through 12

AMENDMENT NO. 96

On page 40, line 13, change "C." to "B."

AMENDMENT NO. 97

On page 40, line 18, delete "offshore and onshore"

AMENDMENT NO. 98

On page 40, line 22, change "D." to "C."

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

SENATE BILL NO. 1047—

BY SENATORS CRAVINS, HINES, AND ROMERO AND REPRESENTATIVES DEVILLE, DOWNER AND MONTGOMERY

AN ACT

To enact Chapter 39 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9551, relative to the creation of a special taxing district in St. Landry Parish; to create such district; to provide for the purpose for which such district is created; to provide for the governance of the district; to provide for the powers, duties, and functions of the district; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. On motion of Senator Barham, the bill, which was designated a duplicate of House Bill No. 1795, was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 1051—

BY SENATORS MALONE, BEAN, CRAVINS, HINES, ROMERO, AND TARVER AND REPRESENTATIVES MONTGOMERY, DOWNER, BARTON, BAYLOR, DEVILLE, GLOVER, AND HOPKINS

AN ACT

To enact Chapter 39 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9551, relative to the creation of a special taxing district in Bossier Parish; to create such district; to provide for the purpose for which such district is created; to provide for the governance of the district; to provide for the powers, duties, and functions of the district; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. On motion of Senator Barham, the bill, which was designated a duplicate of House Bill No. 1796, was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 1075—

BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 48:252(K), relative to contracts for transportation construction; to provide grounds for disqualification of bidders on such projects; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Original Senate Bill No. 1075 by Senator Smith

AMENDMENT NO. 1

On page 2, delete lines 4 through 27, and on page 3, delete lines 1 through 3, and insert:

"(2) Beginning July 1, 2000, the department letting the contract shall disqualify any bidder who has a sufficient number of violations of the provisions of other contracts with such department of a character which would cause such contractor to receive a failing grade from the department based on a grading system which the department shall include in regulations which shall be finally promulgated by such department by March 1, 2000."

AMENDMENT NO. 2

On page 3, delete lines 21 through 24

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

House Bills and Joint Resolutions on Second Reading Reported by Committees

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

HOUSE BILL NO. 294— BY REPRESENTATIVE WILKERSON AN ACT

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

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

HOUSE BILL NO. 390— BY REPRESENTATIVE ALEXANDER AN ACT

To amend and reenact R.S. 47:1908(A)(25) and (C)(1), to increase the expense allowance of the assessor of Jackson Parish; and to provide for related matters.

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

HOUSE BILL NO. 391— BY REPRESENTATIVE ALEXANDER AN ACT

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

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

HOUSE BILL NO. 564— BY REPRESENTATIVE SALTER AN ACT

To enact R.S. 47:302.45, 322.39, and 332.45, all relative to the proceeds derived from sales and use taxes on hotel occupancy in Red River Parish; to create the Red River Visitor Enterprise Fund; to provide for deposit of monies into the fund and for the use of such monies; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 599— BY REPRESENTATIVE PINAC AN ACT

To amend and reenact R.S. 47:1907(D)(1), (F)(1)(b) and (c), and (G)(1) and (2), relative to assessors; to provide an alternative educational option for recertification requirements; and to provide for related matters.

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

HOUSE BILL NO. 625— BY REPRESENTATIVE WILKERSON AN ACT

To amend and reenact R.S. 47:1908(A)(14) and (C)(1), to increase the expense allowance of the assessor of Claiborne Parish; and to provide for related matters.

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

HOUSE BILL NO. 672— BY REPRESENTATIVE WESTON AN ACT

To amend and reenact R.S. 47:120.35, relative to state individual income tax checkoffs; to provide for the income tax checkoff for donations to the Children's Trust Fund; and to provide for related matters.

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

HOUSE BILL NO. 707— BY REPRESENTATIVE PINAC AN ACT

To enact R.S. 47:1907(A)(3), relative to assessors; to provide for participation by assessors in deferred compensation plans; and to provide for related matters.

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

HOUSE BILL NO. 765— BY REPRESENTATIVE FONTENOT AN ACT

To amend and reenact R.S. 47:302.41(B), 322.21, and 332.36, relative to state funds; to rename the Livingston Parish Tourism Improvement Fund; to provide for disposition and uses of monies in the fund; and to provide for related matters.

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

HOUSE BILL NO. 1332— BY REPRESENTATIVES LEBLANC AND THOMPSON AN ACT

To amend and reenact R.S. 47:322.28(B)(2), relative to the distribution of the proceeds of a portion of the state sales tax on hotel occupancy in Lafayette Parish; to provide for allocation of certain monies in the Lafayette Parish Visitor Enterprise Fund; and to provide for related matters.

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

HOUSE BILL NO. 2039— BY REPRESENTATIVE WINSTON AN ACT

To enact Subpart U of Part I of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.61, relative to state individual income tax checkoffs; to provide for a method for individuals to donate a portion of any refund due to Louisiana Breast Cancer Task Force; to provide for collection and disbursement of the donation by the Department of Revenue; and to provide for related matters.

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

Special Order of the Day

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

SENATE BILL NO. 1035 (DUPLICATE OF HOUSE BILL NO. 2156)—

BY SENATOR BEAN AND REPRESENTATIVE TRAVIS AND COAUTHORED BY REPRESENTATIVES ALEXANDER, CARTER, DAMICO, FRITH, HEBERT, MARIONNEAUX, MARTINY, MCCAIN, MICHOT, MONTGOMERY, THERIOT, THOMPSON AND WARNER

AN ACT

To amend and reenact R.S. 34:1121(B)(2), 1122(D)(1), 1124 and 1125, relative to pilot fee commissions; to replace the Baton Rouge Steamship Association with the Mississippi River Maritime Association; to provide for a two-third vote for fee increases; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-----------|-----------|-----------|
| Bajoie | Cravins | Lambert |
| Bean | Heitmeier | Robichaux |
| Boissiere | Hines | Schedler |
| Branch | Johnson | Siracusa |
| Campbell | Jones | Smith |
| Cox | Jordan | Tarver |
| Total—18 | | |

NAYS

| | | |
|---------------|----------|------------|
| Mr. President | Fields C | Romero |
| Barham | Fields W | Theunissen |
| Dardenne | Hainkel | Thomas |
| Dean | Hollis | Ullo |
| Dyess | Irons | |
| Ellington | Malone | |
| Total—16 | | |

ABSENT

| | | |
|----------|--------|---------|
| Cain | Greene | Lentini |
| Casanova | Landry | |
| Total—5 | | |

The Chair declared the bill failed to pass. Senator Hainkel moved to reconsider the vote by which the bill failed to pass and laid the motion on the table.

Rules Suspended

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

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. 96—
BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 34:445 and to enact R.S. 34:3402(D), relative to navigation and shipping; to provide relative to the Mississippi River Deepening Project; to authorize a third phase of deepening; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

| | | |
|---------|--------|---------|
| Cain | Greene | Lentini |
| Total—3 | | |

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.

SENATE BILL NO. 244—
BY SENATOR CAMPBELL

A JOINT RESOLUTION

Proposing to amend Article X, Section 20 of the Constitution, relative to municipal fire and police civil service; to remove certain prohibitions against political activity by members of the municipal fire and police civil service; to authorize political activities by members of municipal fire and police civil service; to prohibit solicitation of contributions for political purposes from any member of the municipal fire and police civil service; to prohibit the punishment or coercion of any member in the classified service of the municipal fire and police civil service to influence his vote or other political activity; to authorize the legislature to provide penalties for violations; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Floor Amendments Sent Up

Senator Jordan sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jordan to Engrossed Senate Bill No. SB244 by Senator Campbell

AMENDMENT NO. 1

On page 3, line 7, change "provide" to "allow the legislature to provide by law"

On motion of Senator Jordan, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

May 18, 1999

| | | |
|----------|---------|-----------|
| Campbell | Irons | Robichaux |
| Cox | Jones | Romero |
| Fields C | Jordan | Smith |
| Fields W | Lambert | Tarver |
| Hines | Landry | |
| Total—14 | | |

NAYS

| | | |
|---------------|-----------|------------|
| Mr. President | Dean | Malone |
| Bajoie | Dyess | Schedler |
| Barham | Ellington | Siracusa |
| Bean | Hainkel | Theunissen |
| Boissiere | Heitmeier | Thomas |
| Branch | Hollis | Ullo |
| Dardenne | Lentini | |
| Total—20 | | |

ABSENT

| | | |
|----------|---------|---------|
| Cain | Cravins | Johnson |
| Casanova | Greene | |
| Total—5 | | |

The Chair declared the amended bill failed to pass. Senator Hollis moved to reconsider the vote by which the bill failed to pass and laid the motion on the table.

SENATE BILL NO. 339—
BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 9:5626, relative to prescription; to provide that all claims and actions for land and improvements taken for levee and levee drainage purposes shall prescribe within two years from actual occupancy, use or destruction; 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. 339 by Senator Landry

AMENDMENT NO. 1

On page 2, line 6, between "**those**" and "**otherwise**" insert "**persons**"

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 |
| Bajoie | Fields C | Lentini |
| Barham | Fields W | Malone |
| Bean | Hainkel | Robichaux |
| Boissiere | Heitmeier | Romero |
| Branch | Hines | Schedler |
| Campbell | Hollis | Siracusa |
| Cox | Irons | Smith |
| Cravins | Johnson | Tarver |
| Dardenne | Jones | Theunissen |
| Dean | Jordan | Thomas |
| Dyess | Lambert | Ullo |
| Total—36 | | |

NAYS

Total—0

ABSENT

| | | |
|---------|----------|--------|
| Cain | Casanova | Greene |
| 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. 483—
BY SENATOR JOHNSON

AN ACT

To amend and reenact R.S. 51:1753(B)(6) and to enact R.S. 39:1502.2 and 1595.7, relative to public contracts; to provide relative to a mentor-protégé program; to require incentives for participation in such program when awarding certain public contracts; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-----------|------------|
| Mr. President | Fields C | Robichaux |
| Bajoie | Fields W | Romero |
| Barham | Heitmeier | Schedler |
| Bean | Hines | Siracusa |
| Boissiere | Hollis | Smith |
| Branch | Johnson | Tarver |
| Campbell | Jones | Theunissen |
| Cox | Lambert | Thomas |
| Cravins | Landry | Ullo |
| Dardenne | Lentini | |
| Ellington | Malone | |
| Total—31 | | |

NAYS

Dean
Total—1

ABSENT

| | | |
|----------|---------|--------|
| Cain | Greene | Jordan |
| Casanova | Hainkel | |
| Dyess | Irons | |
| Total—7 | | |

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

SENATE BILL NO. 490—
BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 56:325(A)(6) and 326(A)(7)(b), relative to fishing; to provide for certain freshwater game fish and commercial fish; to reduce the minimum legal size limit for channel catfish; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

| | |
|---------|--------|
| Dean | Malone |
| Total—2 | |

ABSENT

| | |
|----------|--------|
| Cain | Greene |
| Casanova | Thomas |
| Total—4 | |

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.

SENATE BILL NO. 761—
BY SENATORS BEAN AND HINES
AN ACT

To enact R.S. 22:230.3, relative to health insurance; to provide for coverage of certain patients participating in selected clinical trials; to provide for approval of entities conducting such trials; and to provide for related matters.

Floor Amendments Sent Up

Senator Bean sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Bean to Engrossed Senate Bill No. 761 by Senator Bean

AMENDMENT NO. 1

On page 4, between lines 23 and 24, insert the following:

"(g) The Coalition of National Cancer Cooperative Groups."

On motion of Senator Bean, the amendments were adopted.

Floor Amendments Sent Up

Senator Bean sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Bean to Engrossed Senate Bill No. 761 by Senator Bean

AMENDMENT NO. 1

On page 6, between lines 9 and 10, insert the following:

"J. Nothing in this Section shall apply to individually underwritten limited benefit health insurance policies."

On motion of Senator Bean, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

| | | |
|---------|--------|---------|
| Cain | Greene | Hainkel |
| Total—3 | | |

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

SENATE BILL NO. 831—
BY SENATOR ROMERO
AN ACT

To amend and reenact R.S. 17:3921.2(E), relative to the Classroom-based Technology Fund; to provide relative to the deposit of monies in the fund; to provide for the use of such monies deposited into the fund; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-----------|------------|
| Mr. President | Dyess | Lentini |
| Bajoie | Ellington | Malone |
| Barham | Fields C | Robichaux |
| Bean | Fields W | Romero |
| Boissiere | Heitmeier | Schedler |
| Branch | Hollis | Siracusa |
| Campbell | Irons | Smith |
| Casanova | Johnson | Tarver |
| Cox | Jones | Theunissen |
| Cravins | Jordan | Thomas |
| Dardenne | Lambert | Ullo |
| Dean | Landry | |
| Total—35 | | |

NAYS

Total—0

ABSENT

May 18, 1999

Cain Hainkel
Greene Hines
Total—4

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

SENATE BILL NO. 867—
BY SENATOR HAINKEL

AN ACT

To enact R.S. 3:3107, relative to hunting; to prohibit the sale or donation of certain animals for use in certain hunting activities; to provide definitions, prohibitions, exemptions and penalties; and to provide for related matters.

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

SENATE BILL NO. 894—
BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 33:1996, relative to fire protection for municipalities; to provide for scheduled paid vacation days for firemen; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Dean
Total—1

ABSENT

Cain Hainkel
Greene Siracusa
Total—4

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

SENATE BILL NO. 1110—
BY SENATOR ROMERO

AN ACT

To authorize the Louisiana Wildlife and Fisheries Commission to assess an entrance fee for the Spanish Lake game and fish preserve; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Ellington Lentini
Bajoie Fields C Malone
Barham Fields W Robichaux
Bean Heitmeier Romero
Boissiere Hines Schedler
Branch Hollis Siracusa
Campbell Irons Smith
Casanova Johnson Tarver
Cox Jones Theunissen
Cravins Jordan Thomas
Dardenne Lambert Ulló
Dyess Landry
Total—35

NAYS

Dean
Total—1

ABSENT

Cain Greene Hainkel
Total—3

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

Senate Bills and Joint Resolutions on
Third Reading and Final Passage,
Subject to Call

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

Called from the Calendar

Senator Thomas asked that Senate Bill No. 1040 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 1040—
BY SENATOR THOMAS

AN ACT

To amend and reenact R.S. 17:3048.1(P)(1)(a), relative to the Tuition Opportunity Program for Students; to provide for student eligibility; to allow students who graduate from certain out-of-state high schools to be eligible for an award provided certain enhanced eligibility criteria are met; to provide relative to certain high schools that are accredited by the Southern Association of Colleges and Schools and meet certain additional criteria; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Ellington Lentini
Bajoie Fields C Malone
Barham Fields W Robichaux

| | | |
|-----------|-----------|-----------|
| Bean | Heitmeier | Romero |
| Boissiere | Hines | Schedler |
| Branch | Hollis | Siracusa |
| Campbell | Irons | Smith |
| Casanova | Johnson | Tarver |
| Cox | Jones | Theuissen |
| Cravins | Jordan | Thomas |
| Dardenne | Lambert | Ullo |
| Dyess | Landry | |
| Total—35 | | |

NAYS

Total—0

ABSENT

| | |
|---------|---------|
| Cain | Greene |
| Dean | Hainkel |
| Total—4 | |

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

Called from the Calendar

Senator Landry asked that Senate Bill No. 431 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 431—
BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 9:5628, relative to prescription; to provide for prescriptive period applicable to state and private health care providers for actions for medical malpractice; to provide that the peremptive period does not apply in cases of fraud; 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. 431 by Senator Landry

AMENDMENT NO. 1

On page 2, line 13, after "of" dele the remainder of the line and insert "**a medical malpractice claim.**"

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 | Lentini |
| Bajoie | Fields C | Malone |
| Barham | Fields W | Robichaux |
| Bean | Heitmeier | Romero |
| Boissiere | Hines | Schedler |
| Branch | Hollis | Siracusa |
| Campbell | Irons | Smith |
| Casanova | Johnson | Tarver |
| Cox | Jones | Theuissen |

| | | |
|----------|---------|--------|
| Cravins | Jordan | Thomas |
| Dardenne | Lambert | Ullo |
| Dyess | Landry | |
| Total—35 | | |

NAYS

Total—0

ABSENT

| | |
|---------|---------|
| Cain | Greene |
| Dean | Hainkel |
| 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.

Called from the Calendar

Senator Romero asked that Senate Bill No. 239 be called from the Calendar at this time.

SENATE BILL NO. 239—
BY SENATOR ROMERO

A JOINT RESOLUTION

Proposing to add Article VI, Section 25.1 of the Constitution of Louisiana relative to mandates on the expenditure of state funds; to require the payment of state funded salary supplements to certain law enforcement and fire protection officers; to require the appropriation of funds sufficient to fully fund the state supplement to the salaries of full-time law enforcement and fire protection officers as required by law; to prohibit the reduction of such appropriation, except under certain circumstances; to provide relative to reductions in otherwise mandated expenditures; to provide relative to authority to appropriate for any purpose money from certain dedicated funds; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

Called from the Calendar

Senator Romero asked that Senate Bill No. 549 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 549—
BY SENATOR ROMERO

AN ACT

To enact Code of Criminal Procedure Art. 740, relative to restrictions on subpoenas; to provide for a subpoena duces tecum for certain records in the possession of the Department of Public Safety and Corrections; 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. 549 by Senator Romero

AMENDMENT NO. 1

On page 1, line 12, before "A" delete "A."

On motion of Senator Lentini, the amendments were adopted.

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

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ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Ellington Lentini
Bajoie Fields C Malone
Barham Fields W Robichaux
Bean Heitmeier Romero
Boissiere Hines Schedler
Branch Hollis Siracusa
Campbell Irons Smith
Cox Johnson Tarver
Cravins Jones Theunissen
Dardenne Jordan Thomas
Dean Lambert Ullio
Dyess Landry
Total—35

NAYS

Total—0

ABSENT

Cain Greene
Casanova Hainkel
Total—4

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

Senator W. Fields in the Chair

Called from the Calendar

Senator Jordan asked that Senate Bill No. 572 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 572— BY SENATOR JORDAN

AN ACT

To enact R.S. 18:435(E), relative to the Louisiana Election Code; to authorize the use of video cameras at polling places; to provide for access of watchers; to provide for ejection of watchers; and to provide for related matters.

Motion

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

Senator Jordan objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie Ellington Robichaux
Barham Fields C Romero
Bean Fields W Schedler
Boissiere Heitmeier Siracusa
Branch Hines Smith
Campbell Irons Tarver
Cox Johnson Theunissen
Cravins Jones Thomas
Dardenne Jordan Ullio

Dyess
Total—29

Lambert

NAYS

Casanova
Dean
Total—4

Landry
Lentini

ABSENT

Mr. President
Cain
Total—6

Greene
Hainkel

Hollis
Malone

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

Called from the Calendar

Senator Jordan asked that Senate Bill No. 576 be called from the Calendar at this time.

SENATE BILL NO. 576— BY SENATOR JORDAN

AN ACT

To amend and reenact R.S. 33:1555 relative to coroners; to prohibit certain funeral home personnel from serving as deputy or assistant coroners; and to provide for related matters.

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

Called from the Calendar

Senator Jordan asked that Senate Bill No. 1053 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 1053— BY SENATOR JORDAN

AN ACT

To enact R.S. 17:10.4, relative to school accountability; to require certain state and local officials to annually visit challenged schools in their district; to provide definitions; and to provide for related matters.

Floor Amendments Sent Up

Senator Dean sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dean to Engrossed Senate Bill No. 1053 by Senator Jordan

AMENDMENT NO. 1

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

"All school visits required herein shall be made unannounced."

Senator Dean moved adoption of the amendments.

Senator Landry objected.

ROLL CALL

The roll was called with the following result:

YEAS

Casanova Hines
Dean Irons

Total—4

NAYS

| | | |
|-----------|-----------|------------|
| Bajoie | Ellington | Robichaux |
| Barham | Fields C | Romero |
| Bean | Fields W | Schedler |
| Boissiere | Heitmeier | Siracusa |
| Branch | Johnson | Smith |
| Campbell | Jones | Tarver |
| Cox | Lambert | Theunissen |
| Cravins | Landry | Thomas |
| Dardenne | Lentini | Ullo |
| Dyess | Malone | |
| Total—29 | | |

ABSENT

| | | |
|---------------|---------|--------|
| Mr. President | Greene | Hollis |
| Cain | Hainkel | Jordan |
| Total—6 | | |

The Chair declared the amendments were rejected.

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. 1053 by Senator Jordan

AMENDMENT NO. 1

On page 1, line 13, after "legislator's" insert ", a member of BESE's, a local school board member's, and superintendent's"

AMENDMENT NO. 2

On page 1, line 13, change "schedule precludes" to "schedules preclude"

On motion of Senator Landry, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|----------|---------|-----------|
| Bajoie | Irons | Robichaux |
| Cravins | Johnson | Smith |
| Fields C | Jordan | Ullo |
| Fields W | Lentini | |
| Total—11 | | |

NAYS

| | | |
|---------------|-----------|------------|
| Mr. President | Dean | Romero |
| Barham | Dyess | Schedler |
| Bean | Heitmeier | Siracusa |
| Branch | Hines | Tarver |
| Campbell | Jones | Theunissen |
| Casanova | Lambert | Thomas |
| Cox | Landry | |
| Dardenne | Malone | |
| Total—22 | | |

ABSENT

| | | |
|-----------|-----------|---------|
| Boissiere | Ellington | Hainkel |
| Cain | Greene | Hollis |
| Total—6 | | |

The Chair declared the amended bill failed to pass. Senator Lentini moved to reconsider the vote by which the bill failed to pass and laid the motion on the table.

Called from the Calendar

Senator Landry asked that Senate Bill No. 88 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 88—
BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 48:1(20) and (21) and to enact R.S. 30:2006, relative to roads and highways; to provide for issues related to the transportation of wastes, including those from minerals, oil and gas; to create the Advisory Committee on Waste Transportation Warnings; to provide for powers and duties of the committee; 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. 88 by Senator Landry

AMENDMENT NO. 1

On page 3, at the end of line 3, delete "Barge and"

AMENDMENT NO. 2

On page 3, at the beginning of line 4, delete "Fleeting" and at the end of the line change "and the" to a period "."

AMENDMENT NO. 3

On page 3, delete line 5 in its entirety

On motion of Senator Landry, the amendments were adopted.

Floor Amendments Sent Up

Senator Robichaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Robichaux to Engrossed Senate Bill No. 88 by Senator Landry

AMENDMENT NO. 1

On page 1, delete lines 2 through 16 and delete page 2 and on page 3, delete lines 1 through 24 in their entirety and insert in lieu thereof the following:

"To enact R.S. 30:4(I)(13), relative to transportation of certain wastes; to limit the transportation of certain exploration and production wastes intended for disposal or treatment on land; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 30:4(I)(13) is hereby enacted to read as follows:
§4. Jurisdiction, duties, and powers of the ~~assistant secretary~~
commissioner; rules and regulations

I. * * *

R.S. 30:4(I)(13) is all proposed new law.

(13) Notwithstanding any other provision of law to the contrary, that the following exploration and production wastes as defined in LAC 43:XIX.129 shall not be transported on any public road or state highway for purposes of disposal or treatment of such

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wastes on land except in compliance with the Hazardous Waste Control Law, R.S. 30:2171 et seq. and regulations adopted pursuant thereto and rules and regulations adopted by the Department of Public Safety and Corrections, office of state police, governing transportation of waste in the state:

- (a) Production pit sludges.
(b) Production storage tank sludges.
(c) Production oily sand and solids.
(d) Waste from approved salvage oil operators who only receive oil from oil and gas leases.
(e) Crude oil spill cleanup waste."

AMENDMENT NO. 2

On page 3, line 26, change "Section 3." to "Section 2."

Point of Order

Senator Theunissen asked for a ruling from the Chair as to whether the amendment was germane to the Bill.

The Chair ruled that the amendment was germane to the bill.

Motion

Senator Romero moved to return the amended bill to the Involuntary Calendar.

Senator Robichaux objected.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Bajoie, Branch, Cravins, Dardenne, Dean, Dyess, Total—16; Ellington, Heitmeier, Johnson, Lentini, Malone, Romero; Smith, Tarver, Theunissen, Thomas.

NAYS

Table with 3 columns of names: Barham, Bean, Boissiere, Campbell, Casanova, Total—15; Cox, Fields C, Fields W, Greene, Hainkel; Hines, Jordan, Landry, Robichaux, Siracusa.

ABSENT

Table with 3 columns of names: Mr. President, Cain, Hollis, Total—8; Irons, Jones, Lambert; Schedler, Ullo.

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

Personal Privilege

Senator Johnson asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on the motion by Senator Romero. He voted yea on the motion and had intended to vote nay. He asked that the Official Journal so state.

Called from the Calendar

Senator Heitmeier asked that Senate Bill No. 1087 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 1087—

BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 11:2260(A)(11)(f)(i), relative to the Firefighters' Retirement System; to authorize certain fire protection district employees to become members of the 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 of names: Bajoie, Barham, Bean, Boissiere, Branch, Campbell, Casanova, Cox, Dardenne, Dyess, Total—29; Ellington, Fields C, Fields W, Greene, Hainkel, Heitmeier, Hines, Johnson, Jordan, Landry; Lentini, Malone, Robichaux, Romero, Siracusa, Smith, Theunissen, Thomas, Ullo.

NAYS

Table with 1 column: Dean, Total—1

ABSENT

Table with 3 columns of names: Mr. President, Cain, Cravins, Total—9; Hollis, Irons, Jones; Lambert, Schedler, Tarver.

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

Called from the Calendar

Senator Heitmeier asked that Senate Bill No. 922 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 922—

BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 40:1485.4(3) and to enact R.S. 33:4861.2(8) and R.S. 33:4861.29, relative to the charitable raffles, bingo, and keno licensing law; to provide for the establishment of progressive pull tab games; to provide relative to the responsibilities of the charitable gaming division in the office of state police; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-----------|-----------|----------|
| Bajoie | Fields W | Romero |
| Bean | Heitmeier | Siracusa |
| Boissiere | Hines | Thomas |
| Cox | Irons | Ullo |
| Cravins | Landry | |
| Fields C | Lentini | |
| Total—16 | | |

NAYS

| | | |
|---------------|-----------|---------|
| Mr. President | Dardenne | Greene |
| Barham | Dean | Hainkel |
| Branch | Dyess | Jordan |
| Casanova | Ellington | Smith |
| Total—12 | | |

ABSENT

| | | |
|----------|-----------|------------|
| Cain | Jones | Schedler |
| Campbell | Lambert | Tarver |
| Hollis | Malone | Theunissen |
| Johnson | Robichaux | |
| Total—11 | | |

The Chair declared the bill failed to pass.

Notice of Reconsideration

Senator Heitmeier, 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.

Called from the Calendar

Senator Boissiere asked that Senate Bill No. 798 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 798—
BY SENATOR BOISSIERE**AN ACT**

To enact Subpart D of Chapter 9 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1321, relative to the Louisiana Hospitality Research Program; to provide for its creation; to provide for its purpose; to provide for its administration; to establish an advisory committee and provide for its membership, functions, and duties; to provide for development of a plan of operation; to provide for funding and record keeping; 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. 798 by Senator Boissiere

AMENDMENT NO. 1

On page 1, lines 3 and 11, change "R.S. 51: 1321" to "R.S. 51:1291"

AMENDMENT NO. 2

On page 1, line 15, before " Louisiana" change "\$1321." to "\$1291."

AMENDMENT NO. 3

On page 2, line 2, change "R.S. 51:1321" to "R.S. 51:1291"

AMENDMENT NO. 4

On page 3, line 25, before "The" change "E." to "D."

AMENDMENT NO. 5

On page 4, line 8, before "(1)" change "F." to "E."

On motion of Senator Lentini, the amendments were adopted.

Floor Amendments Sent Up

Senator Boissiere sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Boissiere to Engrossed Senate Bill No. 798 by Senator Boissiere

AMENDMENT NO. 1

On page 3, at the end of line 15, delete "Tourism" and insert "Travel"

On motion of Senator Boissiere, the amendments were adopted.

Floor Amendments Sent Up

Senator Johnson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Johnson to Engrossed Senate Bill No. 798 by Senator Boissiere

AMENDMENT NO. 1

On page 2, line 22, change "ten" to "twelve"

AMENDMENT NO. 2

On page 3, between lines 16 and 17, insert the following:

"(k) The director of the Small Business and Development Management Institute or his designee.
(l) The dean of the College of Business Administration at Southern University at New Orleans or his designee."

On motion of Senator Johnson, the amendments were adopted.

Floor Amendments Sent Up

Senator Bajoie sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Bajoie to Engrossed Senate Bill No. 798 by Senator Boissiere

AMENDMENT NO. 1

On page 2, line 22, change "ten" to "thirteen"

AMENDMENT NO. 2

On page 3, between lines 16 and 17, insert the following:

"(m) The executive director of the tourism initiative, or his designee, located at the University of New Orleans."

On motion of Senator Bajoie, the amendments were adopted.

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

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ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-----------|-----------|------------|
| Bajoie | Ellington | Lentini |
| Barham | Fields C | Malone |
| Bean | Fields W | Robichaux |
| Boissiere | Greene | Romero |
| Branch | Hainkel | Siracusa |
| Cain | Heitmeier | Smith |
| Campbell | Hines | Theunissen |
| Cox | Irons | Thomas |
| Cravins | Johnson | Ullo |
| Dardenne | Jordan | |
| Dyess | Landry | |
| Total—31 | | |

NAYS

| | |
|----------|------|
| Casanova | Dean |
| Total—2 | |

ABSENT

| | | |
|---------------|---------|----------|
| Mr. President | Jones | Schedler |
| Hollis | Lambert | Tarver |
| Total—6 | | |

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

Privilege Report of the Legislative Bureau

May 18, 1999

To the President and Members of the Senate:

I am directed by your Legislative Bureau to submit the following report:

The following bills are approved as to construction and duplication. We advise and suggest the following amendments to the engrossed bills.

HOUSE 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.

Reported without amendments.

HOUSE BILL NO. 98— BY REPRESENTATIVE MCCAIN AN ACT

To amend and reenact R.S. 33:103(C)(1)(introductory paragraph) and to enact R.S. 33:103(C)(1)(k), relative to the Iberville Parish planning commission; to authorize and otherwise provide relative to the compensation of the members of such commission; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 132— BY REPRESENTATIVE DOERGE AN ACT

To enact R.S. 33:381(C)(13), relative to the village of Shongaloo; to authorize the governing authority of the village to abolish the office of police chief or to provide for the filling of such office by appointment; to provide for the method of appointment and for the salary, term, duties, qualifications, and supervision of an appointed police chief; to authorize the mayor and the board of aldermen to enter a cooperative endeavor for law enforcement services; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 142— BY REPRESENTATIVES JOHN SMITH AND ILES AN ACT

To amend and reenact R.S. 33:4754(A)(1), relative to the city of Leesville; to authorize the municipal governing authority to take certain actions to maintain safe and healthful conditions on private property including provision for grass and weed cutting, garbage removal, and securing or demolition of dangerous structures; to provide relative to fines, costs, and charges and the enforcement of collection thereof; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 157— BY REPRESENTATIVES FLAVIN, BARTON, MICHOT, PERKINS, PINAC, AND TOOMY AND SENATOR ROMERO AN ACT

To enact R.S. 33:4725.1, relative to municipal zoning; to provide certain restrictions on zoning of annexed property; to provide relative to waivers of such restrictions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 405— BY REPRESENTATIVE JACK SMITH AN ACT

To amend and reenact R.S. 56:325.2 and 326(E)(1), relative to possession of finfish; to set limits for possession of finfish consumption at sea; to exempt bait species; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 405 by Representative Jack D. Smith

AMENDMENT NO. 1 On page 1, line 11, at the end of the line change "All tuna," to "Tuna"

AMENDMENT NO. 2 On page 2, line 12, following "sold." and before "swordfish" change "All tuna," to "Tuna,"

HOUSE BILL NO. 428— BY REPRESENTATIVE JOHN SMITH AN ACT

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

Reported without amendments.

HOUSE BILL NO. 452—

BY REPRESENTATIVE BRUCE

AN ACT

To enact R.S. 33:381(C)(13), relative to the village of South Mansfield; to provide for the appointment of the chief of police of the village of South Mansfield, including provisions relative to the qualifications, selection, compensation, and duties of said appointed chief of police; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 470—

BY REPRESENTATIVE COPELIN

AN ACT

To enact Chapter 20-A-2 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3041.21 through 3041.23, relative to a loan repayment program for certain social workers; to provide for program establishment, administration, and eligibility; to provide relative to contracts and cancellation of contracts; to provide for implementation; to provide for the adoption of program rules and regulations; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 470 by Representative Copelin

AMENDMENT NO. 1

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Education adopted by the Senate on May 17, 1999, on line 14 insert "a" before "loan"

HOUSE BILL NO. 485—

BY REPRESENTATIVE FAUCHEUX AND SENATOR LAMBERT

AN ACT

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

Reported without amendments.

HOUSE BILL NO. 531—

BY REPRESENTATIVES ODINET, FAUCHEUX, FRUGE, GAUTREUX, HOPKINS, SCHNEIDER, AND TRICHE

AN ACT

To amend and reenact R.S. 56:431(D), relative to the unlawful removal of oysters from leased propagating grounds; to increase the penalty; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 606—

BY REPRESENTATIVES THOMPSON AND HAMMETT

AN ACT

To enact R.S. 33:2721.12, relative to Tensas Parish; to authorize the governing authority of Tensas Parish to levy and collect an additional sales and use tax with voter approval; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 698—

BY REPRESENTATIVE HOPKINS

AN ACT

To enact R.S. 33:381(C)(13), relative to the town of Oil City; to provide for the appointment of the chief of police of the town of Oil City, including provisions relative to the qualifications, selection, compensation, and duties of said appointed chief of police; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 761—

BY REPRESENTATIVE HOPKINS

AN ACT

To enact R.S. 33:381(C)(13), relative to the village of Rodessa; to provide for the appointment of the chief of police of the village of Rodessa, including provisions relative to the qualifications, selection, compensation, and duties of said appointed chief of police; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 826—

BY REPRESENTATIVE WESTON

AN ACT

To enact R.S. 17:1602, to designate the Louisiana State University Museum of Natural History as the official state museum of natural history; to provide that such museum shall be known as the Louisiana Museum of Natural History; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 878—

BY REPRESENTATIVES GREEN, ANSARDI, BOWLER, DAMICO, DONELON, LANCASTER, AND VITTER AND SENATORS LENTINI AND ULLO

AN ACT

To amend and reenact R.S. 33:113.1(A)(1), relative to administrative procedures for approving or certifying certain plats involving modifications of existing parcels of land; to provide for such modifications qualifying for such administrative approval or certification; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 904—

BY REPRESENTATIVE MCDONALD

AN ACT

To amend and reenact R.S. 17:7.1(A)(2), relative to the certification of elementary and secondary school teachers; to provide relative to qualifications for entrance into a teacher education program; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 915—

BY REPRESENTATIVE WINSTON

AN ACT

To enact R.S. 33:4064.4(L), relative to the Environmental Services Commission of St. Tammany Parish; to authorize certain employees of the commission to issue citations for littering throughout the parish; and to provide for related matters.

Reported without amendments.

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.

Reported without amendments.

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

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violations; to provide for the distribution of revenues from such fines; and to provide for related matters.

Reported without amendments.

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.

Reported without amendments.

HOUSE BILL NO. 1004—
BY REPRESENTATIVE TRICHE
AN ACT

To amend and reenact R.S. 32:863(A)(3)(b), relative to the use of certain reinstatement fees imposed by the office of motor vehicles within the Department of Public Safety and Corrections; to specify the uses of a portion of the reinstatement fees relative to salary increases of personnel in the office of motor vehicles; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1017—
BY REPRESENTATIVE HAMMETT
AN ACT

To enact R.S. 33:2711.15, relative to municipalities in certain parishes; to authorize the governing body of the respective municipality to levy and collect an additional sales and use tax, subject to voter approval; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1083—
BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 56:259(C) and to enact R.S. 56:105(D), relative to hunting licenses; to provide for a special permit to hunt beaver at night; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1101—
BY REPRESENTATIVES STELLY, JOHNS AND FLAVIN
AN ACT

To amend and reenact R.S. 33:1236(49)(b)(i) and 4754(A)(1) and (3) and (C)(1) and to repeal R.S. 33:1236(21)(e), relative to property maintenance; to provide relative to materials which may be removed from private property; to provide relative to the authority of the governing authorities of Calcasieu Parish and Cameron Parish to take certain actions to maintain safe and healthful conditions on private property, including provision for grass and weed cutting, garbage removal, and securing or demolition of dangerous structures; to provide relative to fines, costs, and charges and the enforcement of collection thereof; and to provide for related matters.

Reported without amendments.

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.

Reported without amendments.

HOUSE BILL NO. 1156—
BY REPRESENTATIVE HAMMETT
AN ACT

To enact R.S. 33:2711.15, relative to municipalities in certain parishes; to authorize the governing body of the respective municipality to levy and collect an additional sales and use tax, subject to voter approval; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1207—
BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 56:116.1(C)(2), relative to hunting; to authorize landowners and farmers to hunt raccoon, opossum, and squirrel in order to protect crops; to provide relative to permits; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1216—
BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact R.S. 17:3361(A)(5), relative to the authority of postsecondary education management boards to lease certain immovable property; to provide guidelines and limitations for such leases to private entities; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1236—
BY REPRESENTATIVE MCDONALD
AN ACT

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

Reported without amendments.

HOUSE BILL NO. 1246—
BY REPRESENTATIVE THOMPSON
AN ACT

To enact R.S. 32:473.1 and 1728.3, relative to abandoned motor vehicles; to provide a procedure for municipal and parochial authorities to remove certain abandoned vehicles from public streets; to provide relative to the procedure for tow truck owner-operators to dispose of certain vehicles; to provide for the application thereof; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1322—
BY REPRESENTATIVE WADDELL
AN ACT

To authorize the Shreve Memorial Library Board of Control in Shreveport, Louisiana, to rename the Margaret S. Higginbotham Branch of Shreve Memorial Library, located in Greenwood, Louisiana, as the Higginbotham-Bryson Branch of Shreve Memorial Library; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1525—

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. 56:8(12)(a)(introductory paragraph) and (69) and 301.2(introductory paragraph) and to enact R.S. 56:8(69.1) and 301.2(B), relative to wildlife and fisheries; to provide relative to the obtaining of certain commercial licenses by persons or entities who are not United States citizens or not organized and domiciled in the United States; to provide definitions, requirements and fees; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1527—

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

AN ACT

To enact R.S. 56:804, relative to the Lake Catherine and Lake Pontchartrain Sanctuary; to define the boundaries of the sanctuary; to provide for administration of the sanctuary; to provide for fishing regulations and restrictions within the sanctuary; to provide penalties for violations; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1527 by Representative John R. Smith

AMENDMENT NO. 1

On page 2, line 11, following "of" delete the remainder of the line and delete line 12 and at the beginning of line 13 insert "the Lake Catherine and Lake Pontchartrain Sanctuary," and following "A" delete "above"

HOUSE BILL NO. 1528—

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

AN ACT

To enact R.S. 56:14, relative to sale of fish and wildlife; to provide relative to prohibited acts involving interstate commerce; to provide for definitions; to provide for penalties; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1529—

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

AN ACT

To enact R.S. 56:332(L), relative to taking of crabs; to establish a recreational daily and possession limit for blue crabs; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1530—

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

AN ACT

To amend and reenact R.S. 56:326(F)(4), relative to size and possession limits for commercial fish; to provide penalties for possession of undersize crabs; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1558—

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. 56:500(B), relative to fishing; to provide relative to shrimp and recreational possession limits; to provide relative to the amount of shrimp which can be taken with a castnet from a land vehicle; and to provide for related matters.

Reported without amendments.

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.

Reported without amendments.

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.

Reported without amendments.

HOUSE BILL NO. 1565—

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

AN ACT

To amend and reenact R.S. 56:326(A), relative to size limits for commercial fish; to prohibit the selling or purchase of commercial fish species under or over the prescribed size or creel limit; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1566—

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

AN ACT

To amend and reenact R.S. 56:36, relative to wildlife and fisheries; to provide relative to violations and penalties; to provide relative to class six violations and penalties; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1567—

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

AN ACT

To amend and reenact R.S. 56:497(C) and (D), relative to bait shrimp permits; to provide relative to penalties for violation of the bait shrimp regulations; and to provide for related matters.

Reported without amendments.

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HOUSE BILL NO. 1569—

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

AN ACT

To repeal R.S. 56:799, relative to the Wildlife Refuge and Game Preserve Fund and the Wildlife Refuge Protection Trust; to repeal such funds.

Reported without amendments.

HOUSE BILL NO. 1613—

BY REPRESENTATIVE LONG

AN ACT

To amend and reenact R.S. 17:5, relative to the State Board of Elementary and Secondary Education; to provide for the per diem of board members; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1640—

BY REPRESENTATIVE FAUCHEUX

AN ACT

To authorize and provide the state through the Department of Transportation and Development to transfer or lease certain tracts of land situated in St. James Parish to the St. James Parish Council; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1650—

BY REPRESENTATIVE BAUDOIN

AN ACT

To amend and reenact R.S. 17:1946(B), relative to the operation of residential schools for certain children; to include visually impaired children and the Louisiana School for the Visually Impaired in provisions relative to such schools; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1732—

BY REPRESENTATIVE WRIGHT

AN ACT

To authorize and provide for the transfer or lease of certain state property in Grant Parish to the Grant Parish Police Jury from the Department of Health and Hospitals; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1753—

BY REPRESENTATIVE MCDONALD

AN ACT

To amend and reenact R.S. 17:8(C) and (G), 8.1, 352(A)(1), and 415.1(C) and R.S. 39:1615(D), all relative to school books for students; to provide relative to contracts with publishers for purchase of school books and contracts for a school book depository; to provide relative to sale, donation, and disposal of unusable school books; to provide relative to textbook adoption procedures; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1848—

BY REPRESENTATIVES WESTON, CARTER, CURTIS, DANIEL, DURAND, GLOVER, GUILLORY, HOLDEN, HUDSON, MITCHELL, PIERRE, QUEZAIRE, RIDDLE, THORNHILL, AND FRITH AND SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 13:3734(A)(1), R.S. 14:81.2(D)(1), R.S. 15:440.4(A)(5), R.S. 22:669(A)(4) and (B), R.S. 23:1021(7)(d) and (11), R.S. 24:932(4), Chapter 35 of Title 37, to be comprised of 37:2701 through 2723, R.S. 37:3372(9)(b), R.S. 40:1098.2(5)(b), 1299.39(A)(1)(a)(ii)(introductory paragraph) and

1299.41(A)(1), Children's Code Articles 326(A)(7), 1172, 1173(A)(2), and 1272(D), Code of Criminal Procedure Article 644(D)(1), Code of Evidence Article 510(A)(4)(c), relative to the profession of social worker; to provide for licensure, certification, and registration of the various classifications of social workers; to provide for the scope of practice for each of the various classifications of social workers; to change the name of the board charged with the regulation of the profession and to provide relative to the powers, duties, and responsibilities of the board; to provide relative to the composition of the board; to provide relative to the qualifications required for the various classifications of social workers; to provide for fees to be charged by the board; to provide for the disciplinary powers of the board; to provide for privileged communication between social workers and clients; to provide for penalties for certain violations; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1848 by Representative Weston

AMENDMENT NO. 1

In Senate Floor Amendment No. 25 proposed by Senator Dardenne and adopted by the Senate on May 17, 1999, on line 29, following "to a" and before the open quotation mark change "comm" to "comma"

AMENDMENT NO. 2

On page 20, line 24, following "therefore," and before "by" change "accompanies" to "accompanied"

AMENDMENT NO. 3

On page 39, line 11, following "jurisdictions" change "or" to "are"

HOUSE BILL NO. 1944—

BY REPRESENTATIVES THERIOT AND MCCAIN

AN ACT

To enact R.S. 38:2212(G), relative to letting of public contracts; to provide relative to professional maintenance contracts by public entities; to authorize public entities to enter into multiyear contracts for the repair and maintenance of water storage tanks; to provide for the payment of such contracts; to provide for the duration of such contracts; to require such contracts to include a nonappropriation clause; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1959—

BY REPRESENTATIVES COPELIN, BAYLOR, BRUCE, CHAISSON, CURTIS, FARVE, FAUCHEUX, FRITH, GLOVER, GREEN, GUILLORY, HOLDEN, HUDSON, HUNTER, JETSON, LANDRIEU, MORRELL, MURRAY, ODINET, PIERRE, PRATT, QUEZAIRE, RIDDLE, SCHWEGMANN, SHAW, THOMPSON, WARNER, WELCH, WESTON, WILKERSON, AND WILLARD

AN ACT

To enact R.S. 17:1817, relative to offices of minority health; to authorize the Southern University Board of Supervisors to create and operate an office or offices of minority health; to provide relative to purposes and staffing of such office or offices; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1962—

BY REPRESENTATIVE BRUCE

AN ACT

To enact R.S. 33:381(C)(13), relative to the village of Grand Cane; to provide for the appointment of the chief of police of the village of Grand Cane, including provisions relative to the qualifications, selection, compensation, and duties of said appointed chief of police; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2113—
BY REPRESENTATIVE HAMMETT
AN ACT

To enact R.S. 33:2737.71, relative to the levy of sales and use taxes by school boards; to authorize certain school boards, subject to voter approval, to levy and collect an additional sales and use tax; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
ARTHUR J. LENTINI
Chairman

Adoption of Legislative Bureau Report

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

Senator Barham in the Chair

Rules Suspended

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

House Bills and Joint Resolutions
Just Advanced to a Third Reading
and Final Passage

The following House Bills and Joint Resolutions just advanced to a third reading and final passage were taken up and acted upon as follows:

HOUSE BILL NO. 606—
BY REPRESENTATIVES THOMPSON AND HAMMETT
AN ACT

To enact R.S. 33:2721.12, relative to Tensas Parish; to authorize the governing authority of Tensas Parish to levy and collect an additional sales and use tax with voter approval; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-----------|------------|
| Mr. President | Dardenne | Jordan |
| Bajoie | Dyess | Landry |
| Barham | Ellington | Lentini |
| Bean | Fields C | Malone |
| Boissiere | Fields W | Robichaux |
| Branch | Greene | Romero |
| Cain | Hainkel | Siracusa |
| Campbell | Heitmeier | Smith |
| Casanova | Hines | Theunissen |
| Cox | Irons | Thomas |
| Cravins | Johnson | Ullo |
| Total—33 | | |

NAYS

Dean
Total—1

ABSENT

| | | |
|--------|---------|--------|
| Hollis | Lambert | Tarver |
|--------|---------|--------|

Jones
Schedler
Total—5

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

Mr. President in the Chair

HOUSE BILL NO. 1156—
BY REPRESENTATIVE HAMMETT
AN ACT

To enact R.S. 33:2711.15, relative to municipalities in certain parishes; to authorize the governing body of the respective municipality to levy and collect an additional sales and use tax, subject to voter approval; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-----------|------------|
| Mr. President | Dyess | Landry |
| Bajoie | Ellington | Lentini |
| Barham | Fields C | Malone |
| Bean | Fields W | Robichaux |
| Boissiere | Greene | Romero |
| Branch | Hainkel | Siracusa |
| Cain | Heitmeier | Smith |
| Campbell | Hines | Theunissen |
| Casanova | Irons | Thomas |
| Cravins | Johnson | Ullo |
| Dardenne | Jordan | |
| Total—32 | | |

NAYS

Dean
Total—1

ABSENT

| | | |
|---------|---------|----------|
| Cox | Jones | Schedler |
| Hollis | Lambert | Tarver |
| Total—6 | | |

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

Rules Suspended

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

House Bills and Joint Resolutions on
Third Reading
and Final Passage

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

HOUSE BILL NO. 63—
BY REPRESENTATIVES SCHNEIDER, BRUCE, AND MARIONNEAUX
AN ACT

To amend and reenact R.S. 15:571.3(C)(4), relative to the earning of diminution of sentence for good behavior; to provide that such

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diminution is not allowed for inmates incarcerated for certain attempted sex offenses; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Fields W Jones Schedler
Hollis Lambert Tarver
Total—6

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

HOUSE BILL NO. 750—

BY REPRESENTATIVES MARTINY, ANSARDI, BOWLER, DAMICO, LANCASTER, SCALISE, AND VITTER AND SENATORS HAINKEL, HOLLIS, LENTINI, AND ULLO

AN ACT

To enact R.S. 23:1034(E), relative to public employers' liability for workers' compensation; to provide that workers' compensation is an injured public employee's exclusive remedy in certain circumstances; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Hollis Lambert Tarver
Jones Schedler
Total—5

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

HOUSE BILL NO. 751—

BY REPRESENTATIVES MARTINY, ANSARDI, BOWLER, DAMICO, LANCASTER, SCALISE, AND VITTER AND SENATORS HAINKEL, LENTINI, AND ULLO

AN ACT

To enact R.S. 23:1034(E), relative to workers' compensation for public employees; to clarify the definition of "public employees"; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Boissiere Jones Tarver
Campbell Lambert
Hollis Schedler
Total—7

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

HOUSE BILL NO. 1103—

BY REPRESENTATIVE THERIOT

AN ACT

To amend and reenact R.S. 22:1405(B), relative to the Property Insurance Association of Louisiana; to provide with respect to the membership of the board of directors of the association; and to provide for related matters.

Floor Amendments Sent Up

Senator Hainkel sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hainkel to Engrossed House Bill No. 1103 by Representative Theriot

AMENDMENT NO. 1

In Senate Floor Conforming Amendment No. 4 proposed by Senator Heitmeier and adopted by the Senate on May 3, 1999, on page 1, line 20, after "shall" delete the remainder of the line and delete line 21 in its entirety and insert in lieu thereof the following:

"consist of the following thirteen members:"

AMENDMENT NO. 2

In Senate Floor Conforming Amendment No. 4 proposed by Senator Heitmeier and adopted by the Senate on May 3, 1999, on page 1, line 23, after "designee" add a period and delete the remainder of the line and delete lines 24 and 25 in their entirety.

AMENDMENT NO. 3

In Senate Floor Conforming Amendment No. 4 proposed by Senator Heitmeier and adopted by the Senate on May 3, 1999, on page 1, line 26, change "(3)" to "(2)"

AMENDMENT NO. 4

In Senate Floor Conforming Amendment No. 4 proposed by Senator Heitmeier and adopted by the Senate on May 3, 1999, on page 1, line 28, change "(4)" to "(3)"

AMENDMENT NO. 5

In Senate Floor Conforming Amendment No. 4 proposed by Senator Heitmeier and adopted by the Senate on May 3, 1999, on page 1, line 30, change "(5)" to "(4)"

AMENDMENT NO. 6

In Senate Floor Conforming Amendment No. 4 proposed by Senator Heitmeier and adopted by the Senate on May 3, 1999, on page 1, line 32, change "(6)" to "(5)"

AMENDMENT NO. 7

In Senate Floor Conforming Amendment No. 4 proposed by Senator Heitmeier and adopted by the Senate on May 3, 1999, on page 1, line 35, change "(7)" to "(6)"

AMENDMENT NO. 8

In Senate Floor Conforming Amendment No. 4 proposed by Senator Heitmeier and adopted by the Senate on May 3, 1999, on page 2, delete lines 1 through 6 in their entirety and insert in lieu thereof the following:

"(7) Seven members shall consist of representatives of participants in the plan."

AMENDMENT NO. 9

In Senate Floor Conforming Amendment No. 4 proposed by Senator Heitmeier and adopted by the Senate on May 3, 1999, on page 2, line 12, after "board." delete the remainder of the line and delete lines 13 through 20 in their entirety.

AMENDMENT NO. 10

In Senate Floor Conforming Amendment No. 4 proposed by Senator Heitmeier and adopted by the Senate on May 3, 1999, on page 2, line 26, after "shall" delete the remainder of the line and delete line 27 in its entirety and insert in lieu thereof the following:

"consist of the following thirteen members:"

AMENDMENT NO. 11

In Senate Floor Conforming Amendment No. 4 proposed by Senator Heitmeier and adopted by the Senate on May 3, 1999, on page 2, line 29, after "designee" add a period and delete the remainder of the line and delete lines 30 and 31 in their entirety.

AMENDMENT NO. 12

In Senate Floor Conforming Amendment No. 4 proposed by Senator Heitmeier and adopted by the Senate on May 3, 1999, on page 2, line 32, change "(3)" to "(2)"

AMENDMENT NO. 13

In Senate Floor Conforming Amendment No. 4 proposed by Senator Heitmeier and adopted by the Senate on May 3, 1999, on page 2, line 34, change "(4)" to "(3)"

AMENDMENT NO. 14

In Senate Floor Conforming Amendment No. 4 proposed by Senator Heitmeier and adopted by the Senate on May 3, 1999, on page 2, line 36, change "(5)" to "(4)"

AMENDMENT NO. 15

In Senate Floor Conforming Amendment No. 4 proposed by Senator Heitmeier and adopted by the Senate on May 3, 1999, on page 2, line 38, change "(6)" to "(5)"

AMENDMENT NO. 16

In Senate Floor Conforming Amendment No. 4 proposed by Senator Heitmeier and adopted by the Senate on May 3, 1999, on page 2, line 41, change "(7)" to "(6)"

AMENDMENT NO. 17

In Senate Floor Conforming Amendment No. 4 proposed by Senator Heitmeier and adopted by the Senate on May 3, 1999, on page 2, delete lines 44 through 49 in their entirety and insert in lieu thereof the following:

"(7) Seven members shall consist of representatives of participants in the plan."

AMENDMENT NO. 18

In Senate Floor Conforming Amendment No. 4 proposed by Senator Heitmeier and adopted by the Senate on May 3, 1999, on page 3, line 3, after "board." delete the remainder of the line and delete lines 4 through 11 in their entirety.

On motion of Senator Hainkel, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-----------|------------|
| Mr. President | Dardenne | Landry |
| Bajoie | Dyess | Lentini |
| Barham | Ellington | Malone |
| Bean | Fields C | Robichaux |
| Branch | Fields W | Romero |
| Cain | Greene | Siracusa |
| Campbell | Heitmeier | Smith |
| Casanova | Hines | Theunissen |
| Cox | Irons | Thomas |
| Cravins | Johnson | Ullo |
| Total—30 | | |

NAYS

Dean
Total—1

ABSENT

| | | |
|-----------|---------|----------|
| Boissiere | Jones | Schedler |
| Hainkel | Jordan | Tarver |
| Hollis | Lambert | |
| Total—8 | | |

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

HOUSE BILL NO. 1174—
BY REPRESENTATIVES CRANE, DEWITT, AND MURRAY
AN ACT

To amend and reenact R.S. 23:1727, relative to unemployment compensation contributions; to provide that certain assessments do not affect certain security interests; to provide for a lien for future unpaid contributions, interest, and penalties; to provide for the ranking of liens; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-----------|------------|
| Mr. President | Dyess | Landry |
| Bajoie | Ellington | Lentini |
| Barham | Fields C | Malone |
| Branch | Fields W | Robichaux |
| Cain | Greene | Romero |
| Campbell | Hainkel | Siracusa |
| Casanova | Heitmeier | Smith |
| Cox | Hines | Theunissen |
| Cravins | Irons | Thomas |
| Dardenne | Johnson | Ullo |
| Dean | Jordan | |
| Total—32 | | |

NAYS

Total—0

ABSENT

| | | |
|-----------|----------|--------|
| Bean | Jones | Tarver |
| Boissiere | Lambert | |
| Hollis | Schedler | |
| Total—7 | | |

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

HOUSE BILL NO. 1183—
BY REPRESENTATIVES THOMPSON AND MURRAY
AN ACT

To amend and reenact R.S. 22:233(A)(introductory paragraph) and Part VI-B of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:244 through 248, to enact R.S. 22:231(G), 232(29), and 233(A)(3), and to repeal R.S. 22:6(2)(b)(ii), relative to health insurance; to authorize pilot programs developed by the Department of Insurance for increasing access to affordable health insurance; to authorize development of such pilot programs for small employers that include options for reinsurance of excess risk, enhanced benefit design options, and purchasing cooperatives; to authorize the Louisiana Health Insurance Association to maintain a small employer insurance risk account; to abolish the Basic Health Insurance Plan Pilot Program Development Council and its advisory committee; and to provide for related matters.

Floor Amendments Sent Up

Senator Thomas sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Thomas to Engrossed House Bill No. 1183 by Representative Thompson

AMENDMENT NO. 1

In Senate conforming amendments to HB 1183, delete Amendment No. 4, proposed by Senator Thomas and adopted by the Senate

On motion of Senator Thomas, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-----------|------------|
| Mr. President | Dean | Landry |
| Bajoie | Dyess | Lentini |
| Barham | Ellington | Malone |
| Bean | Fields C | Robichaux |
| Boissiere | Fields W | Romero |
| Branch | Greene | Siracusa |
| Cain | Hainkel | Smith |
| Campbell | Heitmeier | Theunissen |
| Casanova | Hines | Thomas |
| Cox | Irons | Ullo |
| Cravins | Johnson | |
| Dardenne | Jordan | |
| Total—34 | | |

NAYS

Total—0

ABSENT

| | | |
|---------|----------|--------|
| Hollis | Lambert | Tarver |
| Jones | Schedler | |
| Total—5 | | |

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

HOUSE BILL NO. 166—
BY REPRESENTATIVE ALARIO
AN ACT

To amend and reenact R.S. 47:1838(introductory paragraph), relative to the Louisiana Tax Commission; to authorize the continued assessment and collection of fees assessed in connection with services performed by the commission; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-----------|------------|
| Mr. President | Dyess | Landry |
| Bajoie | Ellington | Lentini |
| Barham | Fields C | Malone |
| Bean | Fields W | Robichaux |
| Boissiere | Greene | Romero |
| Branch | Hainkel | Siracusa |
| Cain | Heitmeier | Smith |
| Campbell | Hines | Theunissen |
| Casanova | Irons | Thomas |

Cox Johnson Ullo
 Cravins Jordan
 Dardenne Lambert
 Total—34

NAYS

Dean
 Total—1

ABSENT

Hollis
 Jones
 Total—4

Schedler
 Tarver

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

HOUSE BILL NO. 514—

BY REPRESENTATIVE STELLY

AN ACT

To enact R.S. 11:701(29), (30), and (31) and 739, relative to the Teachers' Retirement System; to provide with respect to definitions; to provide with respect to the purchase of service credit and funds usable therefor; to provide 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
 Bajoie
 Barham
 Bean
 Boissiere
 Branch
 Cain
 Campbell
 Casanova
 Cox
 Cravins
 Dardenne
 Total—34

Dean
 Dyess
 Ellington
 Fields C
 Fields W
 Greene
 Hainkel
 Heitmeier
 Hines
 Irons
 Johnson
 Jordan

Landry
 Lentini
 Malone
 Robichaux
 Romero
 Siracusa
 Smith
 Theunissen
 Thomas
 Ullo

NAYS

Total—0

ABSENT

Hollis
 Jones
 Total—5

Lambert
 Schedler

Tarver

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

HOUSE BILL NO. 517—

BY REPRESENTATIVE STELLY

AN ACT

To amend and reenact R.S. 11:537(D) and to enact R.S. 11:537(F), relative to the Louisiana State Employees' Retirement System; to provide with respect to repayment of refunds, restoration of service credit, and a temporary pilot program related thereto; to provide regarding certain age requirements; to provide 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
 Bajoie
 Barham
 Bean
 Boissiere
 Branch
 Cain
 Campbell
 Casanova
 Cox
 Cravins
 Dardenne
 Total—34

Dean
 Dyess
 Ellington
 Fields C
 Fields W
 Greene
 Hainkel
 Heitmeier
 Hines
 Irons
 Johnson
 Jordan

Landry
 Lentini
 Malone
 Robichaux
 Romero
 Siracusa
 Smith
 Theunissen
 Thomas
 Ullo

NAYS

Total—0

ABSENT

Hollis
 Jones
 Total—5

Lambert
 Schedler

Tarver

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

HOUSE BILL NO. 602—

BY REPRESENTATIVE STELLY

AN ACT

To enact R.S. 11:2174.1, relative to the Sheriffs' Pension and Relief Fund; to provide with respect to out-of-state full-time law enforcement service credit and the purchase thereof; to provide regarding the application procedures for such purchases; to provide regarding the promulgation of rules and regulations; 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
 Bajoie
 Barham
 Boissiere
 Branch
 Cain
 Campbell
 Casanova
 Cox
 Cravins
 Dardenne
 Total—33

Dean
 Dyess
 Ellington
 Fields C
 Fields W
 Greene
 Hainkel
 Heitmeier
 Hines
 Irons
 Johnson

Jordan
 Landry
 Lentini
 Malone
 Robichaux
 Romero
 Siracusa
 Smith
 Theunissen
 Thomas
 Ullo

NAYS

Total—0

ABSENT

May 18, 1999

| | | |
|---------|---------|----------|
| Bean | Jones | Schedler |
| Hollis | Lambert | Tarver |
| Total—6 | | |

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

HOUSE BILL NO. 729—

BY REPRESENTATIVE STELLY

AN ACT

To amend and reenact R.S. 11:403(28), 411(introductory paragraph) and (5), 413(6) and (8), 424(A)(1)(introductory paragraph) and (2) and (D), and 444(C)(introductory paragraph), (7), and (10)(b), relative to the Louisiana State Employees' Retirement System; to provide with respect to definitions; to provide regarding membership and eligibility criteria related thereto; and to provide regarding service credit and the conversion of certain leave to credit; to provide regarding benefits and the computation thereof; to provide regarding average compensation; to provide 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 | Dean | Landry |
| Bajoie | Dyess | Lentini |
| Barham | Ellington | Malone |
| Bean | Fields C | Robichaux |
| Boissiere | Fields W | Romero |
| Branch | Greene | Siracusa |
| Cain | Hainkel | Smith |
| Campbell | Heitmeier | Theunissen |
| Casanova | Hines | Thomas |
| Cox | Irons | Ulló |
| Cravins | Johnson | |
| Dardenne | Jordan | |
| Total—34 | | |

NAYS

Total—0

ABSENT

| | | |
|---------|----------|--------|
| Hollis | Lambert | Tarver |
| Jones | Schedler | |
| 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.

HOUSE BILL NO. 730—

BY REPRESENTATIVE STELLY

AN ACT

To amend and reenact R.S. 11:2174(B)(1) and (5)(a), relative to the Sheriffs' Pension and Relief Fund; to provide with respect to membership and contributions; to provide 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 | Dean | Landry |
| Bajoie | Dyess | Lentini |
| Barham | Ellington | Malone |
| Bean | Fields C | Robichaux |
| Boissiere | Fields W | Romero |
| Branch | Greene | Siracusa |
| Cain | Hainkel | Smith |
| Campbell | Heitmeier | Theunissen |
| Casanova | Hines | Thomas |
| Cox | Irons | Ulló |
| Cravins | Johnson | |
| Dardenne | Jordan | |
| Total—34 | | |

NAYS

Total—0

ABSENT

| | | |
|---------|----------|--------|
| Hollis | Lambert | Tarver |
| Jones | Schedler | |
| 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.

HOUSE BILL NO. 829—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 11:1305(A)(introductory paragraph) and to enact R.S. 11:1305(C), relative to the State Police Pension and Retirement System; to provide with respect to membership; to provide with respect to service credit and the actuarial transfer thereof; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 832—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 11:1322, relative to the State Police Pension and Retirement System; to provide with respect to survivors' benefits; to provide with respect to service credit and contributions; to provide 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

| | | |
|-----------|-----------|------------|
| Bajoie | Dyess | Landry |
| Barham | Ellington | Lentini |
| Bean | Fields C | Malone |
| Boissiere | Fields W | Robichaux |
| Branch | Greene | Romero |
| Cain | Hainkel | Siracusa |
| Campbell | Heitmeier | Smith |
| Casanova | Hines | Theunissen |
| Cox | Irons | Thomas |

| | | |
|---------------|----------|--------|
| Dardenne | Johnson | Ullo |
| Dean | Jordan | |
| Total—32 | | |
| | NAYS | |
| Total—0 | | |
| | ABSENT | |
| Mr. President | Jones | Tarver |
| Cravins | Lambert | |
| Hollis | Schedler | |
| Total—7 | | |

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

HOUSE BILL NO. 833—
BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 11:1307(A), relative to the State Police Pension and Retirement System; to provide with respect to service and service credit; to provide regarding average compensation, benefits, and the accrual rate applicable thereto; to provide 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 | Dean | Jordan |
| Bajoie | Dyess | Landry |
| Barham | Ellington | Lentini |
| Bean | Fields C | Malone |
| Boissiere | Fields W | Robichaux |
| Branch | Greene | Romero |
| Cain | Hainkel | Siracusa |
| Campbell | Heitmeier | Smith |
| Casanova | Hines | Theunissen |
| Cox | Irons | Thomas |
| Dardenne | Johnson | Ullo |
| Total—33 | | |

NAYS

Total—0

ABSENT

| | | |
|---------|---------|----------|
| Cravins | Jones | Schedler |
| Hollis | Lambert | Tarver |
| Total—6 | | |

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

HOUSE BILL NO. 911—
BY REPRESENTATIVE STELLY
AN ACT

To amend and reenact R.S. 11:701(6) and (26), 728(F), 762(F), 781(A)(1) and (3), and 783(A)(Option 1) and to repeal R.S. 11:728(D) and 729, relative to the Teachers' Retirement System; to provide with respect to definitions; to provide with respect to credit for certain teaching service; to provide with respect to the payment of survivor benefits and the options related thereto; to provide with respect to the refund of contributions; to repeal

provisions granting credit for service in certain limited situations; to provide 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 | Lentini |
| Bajoie | Ellington | Malone |
| Barham | Fields C | Robichaux |
| Bean | Fields W | Romero |
| Boissiere | Greene | Siracusa |
| Branch | Hainkel | Smith |
| Cain | Heitmeier | Tarver |
| Campbell | Hines | Theunissen |
| Casanova | Irons | Thomas |
| Cox | Johnson | Ullo |
| Dardenne | Jordan | |
| Dean | Landry | |
| Total—34 | | |

NAYS

Total—0

ABSENT

| | | |
|---------|---------|----------|
| Cravins | Jones | Schedler |
| Hollis | Lambert | |
| 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.

HOUSE BILL NO. 1429—
BY REPRESENTATIVES FONTENOT, DEWITT, DOWNER, MCMAINS, DIEZ,
AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM,
AND SCHEDLER

AN ACT

To amend and reenact R.S. 32:387(B)(3), relative to special permits; to require the Department of Transportation and Development to provide computer terminal access of all special permits applicant information to the Department of Public Safety and Corrections; 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

| | | |
|---------------|-----------|------------|
| Mr. President | Ellington | Malone |
| Bajoie | Fields C | Robichaux |
| Barham | Fields W | Romero |
| Bean | Hainkel | Siracusa |
| Branch | Heitmeier | Smith |
| Campbell | Hines | Tarver |
| Casanova | Irons | Theunissen |
| Cox | Johnson | Thomas |
| Dardenne | Jordan | Ullo |
| Dean | Landry | |
| Dyess | Lentini | |
| Total—31 | | |

NAYS

May 18, 1999

Total—0

ABSENT

| | | |
|-----------|--------|----------|
| Boissiere | Greene | Lambert |
| Cain | Hollis | Schedler |
| Cravins | Jones | |
| Total—8 | | |

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

HOUSE BILL NO. 1682—

BY REPRESENTATIVE DANIEL (BY REQUEST)
AN ACT

To amend and reenact R.S. 11:1162(A)(6)(introductory paragraph), relative to the Louisiana School Employees' Retirement System; to provide with respect to the board of trustees and participation 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 | Dean | Landry |
| Bajoie | Dyess | Lentini |
| Barham | Ellington | Malone |
| Bean | Fields C | Robichaux |
| Boissiere | Fields W | Romero |
| Branch | Hainkel | Siracusa |
| Cain | Heitmeier | Smith |
| Campbell | Hines | Tarver |
| Casanova | Irons | Theunissen |
| Cox | Johnson | Thomas |
| Dardenne | Jordan | Ullo |
| Total—33 | | |

NAYS

Total—0

ABSENT

| | | |
|---------|--------|----------|
| Cravins | Hollis | Lambert |
| Greene | Jones | Schedler |
| Total—6 | | |

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

HOUSE BILL NO. 1714—

BY REPRESENTATIVES DANIEL, CURTIS, FLAVIN, JOHNS, PERKINS, STELLY, TRICHE, AND WALSWORTH
AN ACT

To amend and reenact R.S. 11:2266, relative to the Firefighters Retirement System; to provide with respect to the application for membership or disability benefits and penalties for fraudulent actions related thereto; to provide with respect to benefits and the payment thereof; 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 | Lentini |
| Bajoie | Ellington | Malone |
| Barham | Fields C | Robichaux |
| Bean | Fields W | Romero |
| Branch | Hainkel | Siracusa |
| Cain | Heitmeier | Smith |
| Campbell | Hines | Tarver |
| Casanova | Irons | Theunissen |
| Cox | Johnson | Thomas |
| Dardenne | Jordan | Ullo |
| Dean | Landry | |
| Total—32 | | |

NAYS

Total—0

ABSENT

| | | |
|-----------|---------|----------|
| Boissiere | Hollis | Schedler |
| Cravins | Jones | |
| Greene | Lambert | |
| Total—7 | | |

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

HOUSE BILL NO. 1790—

BY REPRESENTATIVE WALSWORTH
AN ACT

To amend and reenact R.S. 44:39(A)(2)(b), relative to all public retirement systems, plans, and funds; to provide with respect to administration of documents and the digitized preservation of the original source documents; to exempt the systems from certain requirements otherwise applicable when documents have been electronically digitized; 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 House Bill No. 1790 by Representative Walsworth

AMENDMENT NO. 1

Delete Senate Committee amendments proposed by the Senate Committee on Retirement and adopted by the Senate on May 4, 1999.

AMENDMENT NO. 2

On page 2, between lines 12 and 13 insert:

"(iii) Any further exceptions to the provision to maintain original source documents or microfilm thereof under this Subsection must be approved in writing by the state archivist."

On motion of Senator Landry, 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 | Dean | Jordan |
| Bajoie | Dyess | Landry |
| Barham | Ellington | Lentini |
| Bean | Fields C | Malone |
| Boissiere | Fields W | Romero |
| Branch | Greene | Siracusa |
| Cain | Hainkel | Smith |
| Campbell | Heitmeier | Tarver |
| Casanova | Hines | Theunissen |
| Cox | Irons | Thomas |
| Dardenne | Johnson | Ullo |
| Total—33 | | |

NAYS

Total—0

ABSENT

| | | |
|---------|---------|-----------|
| Cravins | Jones | Robichaux |
| Hollis | Lambert | Schedler |
| Total—6 | | |

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.

HOUSE BILL NO. 331—
BY REPRESENTATIVE MURRAY
AN ACT

To enact Code of Civil Procedure Article 253.3, relative to random assignment of cases; to authorize duty judges to hear emergency matters; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-----------|------------|
| Mr. President | Dyess | Lentini |
| Bajoie | Ellington | Malone |
| Barham | Fields C | Robichaux |
| Bean | Fields W | Romero |
| Boissiere | Greene | Siracusa |
| Branch | Hainkel | Smith |
| Cain | Heitmeier | Tarver |
| Campbell | Hines | Theunissen |
| Casanova | Irons | Thomas |
| Cox | Johnson | Ullo |
| Dardenne | Jordan | |
| Dean | Landry | |
| Total—34 | | |

NAYS

Total—0

ABSENT

| | | |
|---------|---------|----------|
| Cravins | Jones | Schedler |
| Hollis | Lambert | |
| Total—5 | | |

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

HOUSE BILL NO. 912—
BY REPRESENTATIVE TOOMY
AN ACT

To amend and reenact R.S. 3:3004(A) and to repeal R.S. 40:1379.5, relative to the office of state police; to delete the requirement that state police impound livestock found at large upon public highways; to abolish the violent crimes unit within the office of state police; and to provide for related matters.

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

HOUSE BILL NO. 1149—
BY REPRESENTATIVES ANSARDI AND HUDSON
AN ACT

To amend and reenact R.S. 33:1353(A), 1356, and 1359(D), to enact R.S. 33:1359(E), and to repeal R.S. 33:1353(D), relative to interlocal risk management agencies; to provide for housing authorities; to provide for fire and extended risks coverage; to provide for liability; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-----------|------------|
| Mr. President | Dean | Jordan |
| Bajoie | Dyess | Landry |
| Barham | Ellington | Lentini |
| Bean | Fields C | Malone |
| Boissiere | Fields W | Robichaux |
| Branch | Greene | Romero |
| Cain | Hainkel | Smith |
| Campbell | Heitmeier | Tarver |
| Casanova | Hines | Theunissen |
| Cox | Irons | Thomas |
| Dardenne | Johnson | Ullo |
| Total—33 | | |

NAYS

Total—0

ABSENT

| | | |
|---------|---------|----------|
| Cravins | Jones | Schedler |
| Hollis | Lambert | Siracusa |
| Total—6 | | |

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

Bagneris Rule

Senator Dardenne moved to suspend the rules to pass over controversial House Bills on Third Reading and Final Passage temporarily with the intention of taking them up later, in their regular order.

Without objection, so ordered.

May 18, 1999

HOUSE BILL NO. 1474—
BY REPRESENTATIVE FONTENOT
AN ACT

To amend and reenact R.S. 27:311(I), relative to video draw poker licensing; 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Ellington Lentini
Bajoie Fields C Malone
Bean Greene Romero
Boissiere Hainkel Siracusa
Branch Heitmeier Smith
Campbell Hines Tarver
Casanova Irons Theunissen
Cox Johnson Ullo
Cravins Jordan
Dardenne Landry
Total—28

NAYS

Cain Dean Dyess
Total—3

ABSENT

Barham Jones Schedler
Fields W Lambert Thomas
Hollis Robichaux
Total—8

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

Personal Privilege

Senator Jordan asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on House Bill No. 1474. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

HOUSE BILL NO. 1844—
BY REPRESENTATIVES DIEZ, DEWITT, DOWNER, MCMAINS, CRANE, BRUCE, AND FRITH AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, SCHEDLER

AN ACT

To amend and reenact Section 1(A) of Act No. 207 of the 1990 Regular Session of the Legislature, relative to the Departments of Agriculture and Forestry and Transportation and Development; to remove the Department of Transportation and Development from participation in designing and developing a brochure presenting an ecological tour of Louisiana's natural and scenic resources along Interstate 49; 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

Mr. President Fields C Romero
Bean Heitmeier Siracusa
Boissiere Hines Tarver
Branch Landry Theunissen
Dean Lentini Thomas
Dyess Robichaux Ullo
Total—18

NAYS

Bajoie Cravins Irons
Barham Dardenne Johnson
Cain Ellington Jordan
Campbell Fields W Malone
Casanova Greene Smith
Cox Hainkel
Total—17

ABSENT

Hollis Lambert
Jones Schedler
Total—4

The Chair declared the bill failed to pass.

Notice of Reconsideration

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

HOUSE BILL NO. 472—
BY REPRESENTATIVE COPELIN
AN ACT

To enact R.S. 18:1505.2(N), relative to campaign finance; to provide that the payment of interest on loans from a candidate shall not be considered personal use of campaign funds under certain circumstances; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Cravins Irons
Bajoie Dardenne Johnson
Barham Fields C Robichaux
Boissiere Fields W Romero
Cain Greene Tarver
Cox Heitmeier
Total—17

NAYS

Bean Ellington Malone
Branch Hainkel Siracusa
Campbell Hines Smith
Casanova Jordan Theunissen
Dean Landry Thomas
Dyess Lentini Ullo
Total—18

ABSENT

Hollis
Jones
Total—4

Lambert
Schedler

The Chair declared the bill failed to pass.

Notice of Reconsideration

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

HOUSE BILL NO. 498—
BY REPRESENTATIVES BRUNEAU AND SCHNEIDER
AN ACT

To amend and reenact R.S. 18:108, 110(B)(1), 116(A)(1)(a) and (E), 173(A), 402(E)(1)(introductory paragraph), 424(C)(2), 425(C), 431(A)(1)(b) and (B)(1), 433(A)(3), 461(B), 492(4), 532(B)(1), 532.1(D) and (E)(1) and (3), 562(D), 571(11), 573(A)(3), 583(B)(3) and (C), 651, 652, 653, 654, 1285(B)(1)(a), 1300(C)(1), 1300.13, 1307(B), 1309(D), 1312(B), 1313(I)(2) and (3), 1333(A), 1402(C), 1403, 1404(A), 1406(A), (C), and (D), 1409(A), 1410, 1485(B), and 1903(A), to enact R.S. 18:173(D), 178, 196(C)(3), 532(B)(5), 532.1(G), 1313(I)(4), 1401(D), 1405(G), and 1415(F), and to repeal R.S. 18:402(E)(4), relative to elections; to provide with respect to the registration of voters and the cancellation of such registration; to require the reporting of deaths in the state to certain election officials; to require notification of certain election officials of returned jury duty notices; to require a report of the unavailability of certain voters to serve on certain jury panels; to authorize the registrar to update certain registration records; to change the minimum period of time between issuing the proclamation calling a special election and holding of such special election; to repeal certain provisions regarding the holding of certain special elections; to prohibit the preparation of lists of persons voting other than the official poll lists; to provide with respect to multiple candidacies; to provide with respect to the establishment of and the changing of boundaries of precincts; to provide with respect to a commissioner's responsibilities regarding poll lists and election materials; to provide for the requirements of the courses of instruction for commissioners and commissioners-in-charge; to provide with respect to the reinspection of voting machines; to provide with respect to the reimbursement of the parish board of supervisors; to provide a procedure for the resignation of members of the legislature; to provide with respect to notices of retirements; to provide the deadline for the filing notice with the secretary of state for certain proposition elections; to provide with respect to the declaration of a vacancy in office under certain circumstances; to provide with respect to absentee voting; to provide with respect to the recount of absentee ballots; to provide for definitions; to provide for reimbursement for costs of certain discovery; to provide for the due date of certain reports; to provide with respect to precincts, including the establishment of precincts, precinct freezes and other areas with respect to reapportionment; to provide with respect to an objection to the calling of a special election; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dean Lentini

| | | |
|-----------|-----------|------------|
| Bajoie | Ellington | Malone |
| Barham | Fields C | Robichaux |
| Bean | Fields W | Romero |
| Boissiere | Greene | Siracusa |
| Branch | Hainkel | Smith |
| Cain | Heitmeier | Tarver |
| Campbell | Hines | Theunissen |
| Casanova | Irons | Thomas |
| Cox | Johnson | Ullio |
| Cravins | Jordan | |
| Dardenne | Landry | |
| Total—34 | | |

NAYS

Total—0

ABSENT

| | | |
|---------|---------|----------|
| Dyess | Jones | Schedler |
| Hollis | Lambert | |
| Total—5 | | |

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

Rules Suspended

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

Introduction of Resolutions, Senate and Concurrent

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

SENATE RESOLUTION NO. 39—
BY SENATOR BAJOIE
A RESOLUTION

To commend Delta Sigma Theta Sorority for its achievements and to designate May 19, 1999 as Delta Sigma Theta Sorority Legislative Day at the Louisiana Legislature.

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

SENATE CONCURRENT RESOLUTION NO. 127—
BY SENATOR HINES
A CONCURRENT RESOLUTION

To designate and proclaim the week of May 16 through 22, 1999, as Emergency Medical Services Week.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-----------|-----------|-----------|
| Bajoie | Ellington | Lentini |
| Barham | Fields C | Malone |
| Bean | Fields W | Robichaux |
| Boissiere | Greene | Romero |
| Branch | Hainkel | Siracusa |
| Cain | Heitmeier | Smith |
| Campbell | Hines | Tarver |

May 18, 1999

| | | |
|---------------|---------|------------|
| Casanova | Irons | Theunissen |
| Cravins | Johnson | Thomas |
| Dardenne | Jordan | Ullo |
| Dean | Landry | |
| Total—32 | | |
| | NAYS | |
| Total—0 | | |
| | ABSENT | |
| Mr. President | Hollis | Schedler |
| Cox | Jones | |
| Dyess | Lambert | |
| Total—7 | | |

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

SENATE CONCURRENT RESOLUTION NO. 128—
BY SENATOR ROBICHAUX

A CONCURRENT RESOLUTION

To offer the condolences of the Louisiana Legislature on behalf of its members, present and past, and on behalf of the citizens of the state to the family of John Minor Wisdom, a native New Orleanian and a stalwart, courageous, and dedicated federal court of appeals judge.

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

ROLL CALL

The roll was called with the following result:

| | | |
|---------------|-----------|------------|
| | YEAS | |
| Mr. President | Dardenne | Landry |
| Bajoie | Ellington | Lentini |
| Barham | Fields C | Malone |
| Bean | Fields W | Robichaux |
| Boissiere | Greene | Romero |
| Branch | Hainkel | Siracusa |
| Cain | Heitmeier | Smith |
| Campbell | Hines | Tarver |
| Casanova | Irons | Theunissen |
| Cox | Johnson | Thomas |
| Cravins | Jordan | Ullo |
| Total—33 | | |
| | NAYS | |
| Total—0 | | |
| | ABSENT | |
| Dean | Hollis | Lambert |
| Dyess | Jones | Schedler |
| Total—6 | | |

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

Messages from the House

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

May 18, 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. 839—
BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 37:3084(B)(1)(a) and 3088(B), to enact R.S. 37:3092(C), 3093(C), and 3094, and to repeal R.S. 37:3093(A)(9), relative to the licensure and regulation of dietitians; to provide for annual license renewal; to provide for the collection of costs incurred in disciplinary actions; to provide for exemptions to licensure; to provide for representation of the board by the attorney general; and to provide for related matters.

HOUSE BILL NO. 371—
BY REPRESENTATIVE MCCAIN
AN ACT

To amend and reenact R.S. 13:352(A)(5) and to enact R.S. 15:874(4)(g), relative to payment of fees in certain criminal appeals; to provide for payment of costs; to require certain costs to be paid from a state inmate's compensation account; to provide for procedures for withdrawal of funds; and to provide for related matters.

HOUSE BILL NO. 1990—
BY REPRESENTATIVES SALTER, BARTON, BAUDOIN, CRANE, CURTIS, DOERGE, KENNEY, LONG, PRATT, WINSTON, DOWNER, ALEXANDER, ANSARDI, BAYLOR, BRUCE, CLARKSON, COPELIN, DANIEL, DUPRE, FARVE, FAUCHEUX, FRITH, GAUTREAUX, GUILLORY, HEATON, HEBERT, HILL, HOLDEN, ILES, JENKINS, KENNARD, LANCASTER, LANDRIEU, MARIONNEAUX, MCMAINS, MONTGOMERY, MORRELL, MURRAY, ODINET, PERKINS, PIERRE, PINAC, QUEZAIRE, RIDDLE, ROMERO, SCHNEIDER, SCHWEGMANN, SHAW, THOMAS, TRAVIS, WADDELL, WALSWORTH, WARNER, WELCH, WESTON, WIGGINS, WILLARD, AND WOOTON
AN ACT

To enact R.S. 17:235.2, relative to commitments by public school students and their parents or guardians; to require certain public school students and their parents or guardians to sign statements that they have read rules relative to school attendance, homework assignments, and school rules; to provide relative to information provided to students regarding such statements; to provide relative to rules and regulations of city and parish school boards; to provide for effectiveness; and to provide for related matters.

HOUSE BILL NO. 2258 (Substitute for House Bill 1589 by Representative Damico)—
BY REPRESENTATIVES DAMICO, DEWITT, DOWNER, MCMAINS, DIEZ, CRANE, AND THOMPSON AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER
AN ACT

To enact R.S. 30:2283, relative to the Department of Environmental Quality; to provide relative to hazardous waste sites and cleanup; to provide for notification to the department; and to provide for related matters.

HOUSE BILL NO. 665—
BY REPRESENTATIVES BRUNEAU, LANCASTER, JOHN SMITH, HAMMETT, AND ROMERO
AN ACT

To amend and reenact R.S. 18:55(A)(2), 56, and 59(B)(2) and (4) and (C)(2) and (4), relative to registrars of voters; to provide for a salary increase for registrars of voters, chief deputy registrars, and confidential assistants to registrars of voters; to reduce the number of population ranges for such salaries; to provide for

implementation of the new salary and population ranges; and to provide for related matters.

HOUSE BILL NO. 1178—

BY REPRESENTATIVES MCDONALD AND WALSWORTH
AN ACT

To amend and reenact R.S. 46:1352(introductory paragraph) and (1) and 1353(A), (C), and (D) and to enact R.S. 46:1353(E), (F), and (G), relative to runaway youth; to provide notice to parents, guardians, or legal custodians of runaway youths admitted into an approved runaway and homeless youth residence program or facility; to provide reporting requirements to parents, guardians, or legal custodians; to provide for certain periods of safe harbor for runaway youths at certain licensed facilities; and to provide for related matters.

HOUSE BILL NO. 941—

BY REPRESENTATIVE JOHN SMITH AND SENATOR LANDRY
AN ACT

To amend and reenact R.S. 37:2501(7), 2502, 2503(B), 2505(A), 2507(A) and (B), 2509(A)(4), 2510(A)(introductory paragraph) and (3), (B), and (D), and 2511(A) and (B) and to enact R.S. 37:2504(F), relative to the Board of Examiners for Nursing Facility Administrators; to provide for the levy and collection of fees by the board; to provide for per diem for members of the board; to provide relative to disciplinary proceedings held by the board; and to provide for related matters.

HOUSE BILL NO. 1708—

BY REPRESENTATIVE WIGGINS
AN ACT

To amend and reenact R.S. 37:1105(E), 1110(A), and 1112(A) and (B) and to repeal R.S. 37:1106(C), relative to the Louisiana Mental Health Counselor Licensing Act; to provide for investigations of violations by the Louisiana Licensed Professional Counselor Board of Examiners; to provide for grounds for said board to withhold, deny, revoke, or suspend a license issued by or applied for to said board or otherwise discipline a licensee or applicant; to provide for the vote required to withhold, deny, revoke, or suspend a license issued by or applied for to said board or otherwise discipline a licensee or applicant; to provide for grounds for said board to seek and for the courts to grant injunctions; to delete provisions related to the payment of costs associated with disciplinary actions; and to provide for related matters.

HOUSE BILL NO. 1967—

BY REPRESENTATIVES CHAISSON AND MURRAY
AN ACT

To amend and reenact Code of Criminal Procedure Article 556.1(D), relative to arraignment and pleas; to provide that certain forms shall be prima facie evidence of a plea of guilty or nolo contendere; and to provide for related matters.

HOUSE BILL NO. 1421—

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

To amend and reenact R.S. 40:1379.3(A), (C)(1), (5), and (8), and (T) and to enact R.S. 40:1379.3(C)(17) and (J)(3), relative to statewide permits to carry concealed handguns; to provide for confidentiality of applications; to provide for exceptions; to provide for grounds for denial or revocation of a permit; to provide for grounds for suspension of a permit; to provide that a resident is a person who is physically present in Louisiana at least fifty-one percent of each calendar year; to provide for reciprocity agreements involving peace officers of Louisiana and other states; and to provide for related matters.

HOUSE BILL NO. 791—

BY REPRESENTATIVE MCCAIN
AN ACT

To amend and reenact R.S. 40:2616(A), relative to allocation of forfeited property derived from asset forfeiture sales; to provide that in parishes having a population of less than fifty thousand handguns seized may be retained for official use; to provide that in parishes having a population of less than fifty thousand motor vehicles may be retained for official use for a period of six months; and to provide for related matters.

HOUSE BILL NO. 1809—

BY REPRESENTATIVES DEWITT AND STELLY
AN ACT

To enact Part V of Chapter 8 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:1989.1 through 1989.8, and R.S. 36:651(Z), relative to the Governor's Program for Gifted Children; to statutorily recognize the existence of said program as a state chartered school; to provide relative to legislative intent; to provide for the operation, governance, administration, location, and funding for said program; to provide for the referral of students who are candidates for admission for said program; to provide for placement of the program in the Department of Education; and to provide for related matters.

HOUSE BILL NO. 2067—

BY REPRESENTATIVE WESTON
AN ACT

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

HOUSE BILL NO. 568—

BY REPRESENTATIVE TRAVIS
A JOINT RESOLUTION

Proposing to amend Article VIII, Section 13(D) of the Constitution of Louisiana, to provide that for certain effects and purposes the Zachary community school system in East Baton Rouge Parish shall be regarded and treated as a parish and shall have the authority granted parishes, including the purposes of funding and the raising of certain local revenues for the support of elementary and secondary schools; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

HOUSE BILL NO. 2100—

BY REPRESENTATIVES TRAVIS AND HOLDEN AND SENATOR BRANCH
AN ACT

To enact R.S. 17:58.2(G), 64, and 64.1, relative to the Zachary community school system; to provide for the school board and an interim board of control; to provide for board membership, apportionment, qualifications, method of selection, terms of office, filling of vacancies, compensation, expenses, powers, duties, and responsibilities; to provide relative to facilities and property; to provide for the reapportionment of the East Baton Rouge Parish School Board; to provide for effectiveness and for implementation; and to provide for related matters.

HOUSE BILL NO. 1043—

BY REPRESENTATIVES WARNER AND ODINET
AN ACT

To amend and reenact R.S. 13:621.34, relative to district judges; to provide for an additional judgeship for the Thirty-Fourth Judicial District Court; to provide for compensation of the additional judge; to provide for the election and term of office and those of the successors in office; and to provide for related matters.

HOUSE BILL NO. 1905—

BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 11:157(C), relative to the Municipal Police Employees' Retirement System; to provide with respect to membership; to provide with respect to contributions, refunds, and the repayment thereof; and to provide for related matters.

HOUSE BILL NO. 383—

BY REPRESENTATIVE STELLY
AN ACT

To amend and reenact R.S. 34:203.1, relative to the Lake Charles Harbor and Terminal District; to authorize the Lake Charles Harbor and Terminal District to sell its property within Westlake, Louisiana, through a publicly advertised request for proposal process; and to provide for related matters.

HOUSE BILL NO. 13—

BY REPRESENTATIVE GUILLORY
AN ACT

To enact R.S. 51:1723(A)(1)(c) and to repeal R.S. 51:1724, relative to promotional contests; to prohibit the assessment of certain charges; and to provide for related matters.

HOUSE BILL NO. 174—

BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 13:3734(F) and to enact R.S. 13:3734(G), relative to privileged communications between health care provider and patient; to authorize and protect the release of certain medical and dental records in limited circumstances; 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. 13—

BY REPRESENTATIVE GUILLORY
AN ACT

To enact R.S. 51:1723(A)(1)(c) and to repeal R.S. 51:1724, relative to promotional contests; to prohibit the assessment of certain charges; 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. 174—

BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 13:3734(F) and to enact R.S. 13:3734(G), relative to privileged communications between health care provider and patient; to authorize and protect the release of certain medical and dental records in limited circumstances; 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. 371—

BY REPRESENTATIVE MCCAIN
AN ACT

To amend and reenact R.S. 13:352(A)(5) and to enact R.S. 15:874(4)(g), relative to payment of fees in certain criminal appeals; to provide for payment of costs; to require certain costs to be paid from a state inmate's compensation account; to provide for procedures for withdrawal 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 Judiciary C.

HOUSE BILL NO. 383—

BY REPRESENTATIVE STELLY
AN ACT

To amend and reenact R.S. 34:203.1, relative to the Lake Charles Harbor and Terminal District; to authorize the Lake Charles Harbor and Terminal District to sell its property within Westlake, Louisiana, through a publicly advertised request for proposal process; 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. 568—

BY REPRESENTATIVE TRAVIS
A JOINT RESOLUTION

Proposing to amend Article VIII, Section 13(D) of the Constitution of Louisiana, to provide that for certain effects and purposes the Zachary community school system in East Baton Rouge Parish shall be regarded and treated as a parish and shall have the authority granted parishes, including the purposes of funding and the raising of certain local revenues for the support of elementary and secondary schools; to provide for submission of the proposed amendment to the electors; 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. 665—

BY REPRESENTATIVES BRUNEAU, LANCASTER, JOHN SMITH,
HAMMETT, AND ROMERO
AN ACT

To amend and reenact R.S. 18:55(A)(2), 56, and 59(B)(2) and (4) and (C)(2) and (4), relative to registrars of voters; to provide for a salary increase for registrars of voters, chief deputy registrars, and confidential assistants to registrars of voters; to reduce the number of population ranges for such salaries; to provide for implementation of the new salary and population ranges; 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. 791—

BY REPRESENTATIVE MCCAIN
AN ACT

To amend and reenact R.S. 40:2616(A), relative to allocation of forfeited property derived from asset forfeiture sales; to provide that in parishes having a population of less than fifty thousand handguns seized may be retained for official use; to provide that in parishes having a population of less than fifty thousand motor vehicles may be retained for official use for a period of six months; 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. 839—

BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 37:3084(B)(1)(a) and 3088(B), to enact R.S. 37:3092(C), 3093(C), and 3094, and to repeal R.S. 37:3093(A)(9), relative to the licensure and regulation of dietitians; to provide for annual license renewal; to provide for the collection of costs incurred in disciplinary actions; to provide for exemptions to licensure; to provide for representation of the board by the attorney general; and to provide for related matters.

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

HOUSE BILL NO. 941—

BY REPRESENTATIVE JOHN SMITH AND SENATOR LANDRY
AN ACT

To amend and reenact R.S. 37:2501(7), 2502, 2503(B), 2505(A), 2507(A) and (B), 2509(A)(4), 2510(A)(introductory paragraph and (3), (B), and (D), and 2511(A) and (B) and to enact R.S. 37:2504(F), relative to the Board of Examiners for Nursing Facility Administrators; to provide for the levy and collection of fees by the board; to provide for per diem for members of the board; to provide relative to disciplinary proceedings held by the board; and to provide for related matters.

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

HOUSE BILL NO. 1043—

BY REPRESENTATIVES WARNER AND ODINET
AN ACT

To amend and reenact R.S. 13:621.34, relative to district judges; to provide for an additional judgeship for the Thirty-Fourth Judicial District Court; to provide for compensation of the additional judge; to provide for the election and term of office and those of the successors in office; and to provide for related matters.

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

HOUSE BILL NO. 1178—

BY REPRESENTATIVES MCDONALD AND WALSWORTH
AN ACT

To amend and reenact R.S. 46:1352(introductory paragraph) and (1) and 1353(A), (C), and (D) and to enact R.S. 46:1353(E), (F), and (G), relative to runaway youth; to provide notice to parents, guardians, or legal custodians of runaway youths admitted into an approved runaway and homeless youth residence program or facility; to provide reporting requirements to parents, guardians, or legal custodians; to provide for certain periods of safe harbor for runaway youths at certain licensed facilities; and to provide for related matters.

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

HOUSE BILL NO. 1421—

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

To amend and reenact R.S. 40:1379.3(A), (C)(1), (5), and (8), and (T) and to enact R.S. 40:1379.3(C)(17) and (J)(3), relative to statewide permits to carry concealed handguns; to provide for confidentiality of applications; to provide for exceptions; to provide for grounds for denial or revocation of a permit; to provide for grounds for suspension of a permit; to provide that a resident is a person who is physically present in Louisiana at least fifty-one percent of each calendar year; to provide for reciprocity agreements involving peace officers of Louisiana and other states; 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. 1708—

BY REPRESENTATIVE WIGGINS
AN ACT

To amend and reenact R.S. 37:1105(E), 1110(A), and 1112(A) and (B) and to repeal R.S. 37:1106(C), relative to the Louisiana Mental Health Counselor Licensing Act; to provide for investigations of violations by the Louisiana Licensed Professional Counselor Board of Examiners; to provide for grounds for said board to withhold, deny, revoke, or suspend a license issued by or applied for to said board or otherwise discipline a licensee or applicant; to provide for the vote required to withhold, deny, revoke, or suspend a license

issued by or applied for to said board or otherwise discipline a licensee or applicant; to provide for grounds for said board to seek and for the courts to grant injunctions; to delete provisions related to the payment of costs associated with disciplinary actions; and to provide for related matters.

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

HOUSE BILL NO. 1809—

BY REPRESENTATIVES DEWITT AND STELLY
AN ACT

To enact Part V of Chapter 8 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:1989.1 through 1989.8, and R.S. 36:651(Z), relative to the Governor's Program for Gifted Children; to statutorily recognize the existence of said program as a state chartered school; to provide relative to legislative intent; to provide for the operation, governance, administration, location, and funding for said program; to provide for the referral of students who are candidates for admission for said program; to provide for placement of the program in the Department of Education; 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. 1905—

BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 11:157(C), relative to the Municipal Police Employees' Retirement System; to provide with respect to membership; to provide with respect to contributions, refunds, and the repayment thereof; and to provide for related matters.

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

HOUSE BILL NO. 1967—

BY REPRESENTATIVES CHAISSON AND MURRAY
AN ACT

To amend and reenact Code of Criminal Procedure Article 556.1(D), relative to arraignment and pleas; to provide that certain forms shall be prima facie evidence of a plea of guilty or nolo contendere; 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. 1990—

BY REPRESENTATIVES SALTER, BARTON, BAUDOIN, CRANE, CURTIS, DOERGE, KENNEY, LONG, PRATT, WINSTON, DOWNER, ALEXANDER, ANSARDI, BAYLOR, BRUCE, CLARKSON, COPELIN, DANIEL, DUPRE, FARVE, FAUCHEUX, FRITH, GAUTREAUX, GUILLORY, HEATON, HEBERT, HILL, HOLDEN, ILES, JENKINS, KENNARD, LANCASTER, LANDRIEU, MARIONNEAUX, MCMAINS, MONTGOMERY, MORRELL, MURRAY, ODINET, PERKINS, PIERRE, PINAC, QUEZAIRE, RIDDLE, ROMERO, SCHNEIDER, SCHWEGMANN, SHAW, THOMAS, TRAVIS, WADDELL, WALSWORTH, WARNER, WELCH, WESTON, WIGGINS, WILLARD, AND WOOTON
AN ACT

To enact R.S. 17:235.2, relative to commitments by public school students and their parents or guardians; to require certain public school students and their parents or guardians to sign statements that they have read rules relative to school attendance, homework assignments, and school rules; to provide relative to information provided to students regarding such statements; to provide relative to rules and regulations of city and parish school boards; to provide for effectiveness; 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. 2067—

BY REPRESENTATIVE WESTON
AN ACT

To amend and reenact R.S. 17:204, relative to the In-School Intervention Pilot Program; to extend the termination date of the program; 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. 2100—

BY REPRESENTATIVES TRAVIS AND HOLDEN AND SENATOR BRANCH
AN ACT

To enact R.S. 17:58.2(G), 64, and 64.1, relative to the Zachary community school system; to provide for the school board and an interim board of control; to provide for board membership, apportionment, qualifications, method of selection, terms of office, filling of vacancies, compensation, expenses, powers, duties, and responsibilities; to provide relative to facilities and property; to provide for the reapportionment of the East Baton Rouge Parish School Board; to provide for effectiveness and for implementation; 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. 2258 (Substitute for House Bill 1589 by Representative Damico)—

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

To enact R.S. 30:2283, relative to the Department of Environmental Quality; to provide relative to hazardous waste sites and cleanup; to provide for notification to the department; 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.

Messages from the House

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

Message from the House

**ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS**

May 18, 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. 214—

BY REPRESENTATIVES WILKERSON AND PRATT AND SENATOR BAJOIE
A CONCURRENT RESOLUTION

To commend Delta Sigma Theta Sorority for its achievements and designate May 19, 1999, as Delta Sigma Theta Sorority Legislative Day at the Louisiana Legislature.

HOUSE CONCURRENT RESOLUTION NO. 213—

BY REPRESENTATIVE QUEZAIRE
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to erect signs indicating the location of the community of Wallace, Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 142—

BY REPRESENTATIVE THERIOT
A CONCURRENT RESOLUTION

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

HOUSE CONCURRENT RESOLUTION NO. 153—

BY REPRESENTATIVE JOHN SMITH
A CONCURRENT RESOLUTION

To establish the Louisiana Alligator Task Force and to provide for its membership, powers, duties, and responsibilities, and to provide for submission of a report.

HOUSE CONCURRENT RESOLUTION NO. 159—

BY REPRESENTATIVE THERIOT
A CONCURRENT RESOLUTION

To memorialize the United States Congress to support the efforts of United States Senators Mary Landrieu and John Breaux and United States Representatives Chris John, Billy Tauzin, Jim McCrery, William Jefferson, and John Cooksey to enact the Conservation and Reinvestment Act of 1999.

HOUSE CONCURRENT RESOLUTION NO. 85—

BY REPRESENTATIVE WALSWORTH
A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study whether the Code of Civil Procedure should be amended to allow in certain cases, when prayed for by the plaintiff, the sale of mortgaged property under a writ of *fifa* without appraisal.

HOUSE CONCURRENT RESOLUTION NO. 93—

BY REPRESENTATIVE WALSWORTH
A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and make recommendations to the legislature on Code of Civil Procedure Article 1263, which provides for service of process on a partnership through "any partner".

HOUSE CONCURRENT RESOLUTION NO. 190—

BY REPRESENTATIVES SHAW AND WIGGINS
A CONCURRENT RESOLUTION

To direct the Louisiana State Law Institute to study the feasibility of adopting the Uniform Transfer on Death Securities Registration Act in this state and make specific recommendations for revisions to Louisiana laws in order to adopt the act in this state.

HOUSE CONCURRENT RESOLUTION NO. 19—

BY REPRESENTATIVES BAYLOR AND BAUDOIN
A CONCURRENT RESOLUTION

To request the enforcement of littering laws and the renewal of efforts to beautify the communities of the state of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 185—

BY REPRESENTATIVE FLAVIN
A CONCURRENT RESOLUTION

To memorialize the United States Congress to restore budget cuts to the U.S. Geological Survey's water resources programs, particularly the State-Federal Cooperative program.

HOUSE CONCURRENT RESOLUTION NO. 38—

BY REPRESENTATIVE HEBERT
A CONCURRENT RESOLUTION

To urge and request the legislature and its agencies to use plain language to the extent possible in the drafting of laws, rules, and regulations and in all communications with the public and to urge and request the governor and the statewide elected officials to request all executive branch agencies to use plain language to the extent possible in the drafting of rules and regulations and in all communications with the public.

HOUSE CONCURRENT RESOLUTION NO. 101—

BY REPRESENTATIVE DURAND
A CONCURRENT RESOLUTION

To urge and request the federal government not to attempt to recover any of the tobacco settlement money granted to the state of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 114—

BY REPRESENTATIVE WILKERSON
A CONCURRENT RESOLUTION

To urge and request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to meet and to function as a joint committee to study whether insurers, health maintenance organizations, and other entities offering managed care plans have a conflict of interest in providing health care services to their insureds or enrollees.

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. 19—

BY REPRESENTATIVES BAYLOR AND BAUDOIN
A CONCURRENT RESOLUTION

To request the enforcement of littering laws and the renewal of efforts to beautify the communities of the state of Louisiana.

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

HOUSE CONCURRENT RESOLUTION NO. 38—

BY REPRESENTATIVE HEBERT
A CONCURRENT RESOLUTION

To urge and request the legislature and its agencies to use plain language to the extent possible in the drafting of laws, rules, and regulations and in all communications with the public and to urge and request the governor and the statewide elected officials to request all executive branch agencies to use plain language to the extent possible in the drafting of rules and regulations and in all communications with the public.

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

HOUSE CONCURRENT RESOLUTION NO. 85—

BY REPRESENTATIVE WALSWORTH
A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study whether the Code of Civil Procedure should be amended to allow in certain cases, when prayed for by the plaintiff, the sale of mortgaged property under a writ of fifa without appraisal.

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

HOUSE CONCURRENT RESOLUTION NO. 93—

BY REPRESENTATIVE WALSWORTH
A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and make recommendations to the legislature on Code of Civil Procedure Article 1263, which provides for service of process on a partnership through "any partner".

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

HOUSE CONCURRENT RESOLUTION NO. 101—

BY REPRESENTATIVE DURAND
A CONCURRENT RESOLUTION

To urge and request the federal government not to attempt to recover any of the tobacco settlement money granted to the state of Louisiana.

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

HOUSE CONCURRENT RESOLUTION NO. 114—

BY REPRESENTATIVE WILKERSON
A CONCURRENT RESOLUTION

To urge and request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to meet and to function as a joint committee to study whether insurers, health maintenance organizations, and other entities offering managed care plans have a conflict of interest in providing health care services to their insureds or enrollees.

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

HOUSE CONCURRENT RESOLUTION NO. 142—

BY REPRESENTATIVE THERIOT
A CONCURRENT RESOLUTION

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

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

HOUSE CONCURRENT RESOLUTION NO. 153—

BY REPRESENTATIVE JOHN SMITH
A CONCURRENT RESOLUTION

To establish the Louisiana Alligator Task Force and to provide for its membership, powers, duties, and responsibilities, and to provide for submission of a report.

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

HOUSE CONCURRENT RESOLUTION NO. 159—

BY REPRESENTATIVE THERIOT
A CONCURRENT RESOLUTION

To memorialize the United States Congress to support the efforts of United States Senators Mary Landrieu and John Breaux and United States Representatives Chris John, Billy Tauzin, Jim McCrery, William Jefferson, and John Cooksey to enact the Conservation and Reinvestment Act of 1999.

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

HOUSE CONCURRENT RESOLUTION NO. 185—

BY REPRESENTATIVE FLAVIN
A CONCURRENT RESOLUTION

To memorialize the United States Congress to restore budget cuts to the U.S. Geological Survey's water resources programs, particularly the State-Federal Cooperative program.

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

May 18, 1999

HOUSE CONCURRENT RESOLUTION NO. 190—
BY REPRESENTATIVES SHAW AND WIGGINS
A CONCURRENT RESOLUTION

To direct the Louisiana State Law Institute to study the feasibility of adopting the Uniform Transfer on Death Securities Registration Act in this state and make specific recommendations for revisions to Louisiana laws in order to adopt the act in this state.

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

HOUSE CONCURRENT RESOLUTION NO. 213—
BY REPRESENTATIVE QUEZAIRE
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to erect signs indicating the location of the community of Wallace, 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. 214—
BY REPRESENTATIVES WILKERSON AND PRATT AND SENATOR BAJOIE
A CONCURRENT RESOLUTION

To commend Delta Sigma Theta Sorority for its achievements and designate May 19, 1999, as Delta Sigma Theta Sorority Legislative Day at the Louisiana Legislature.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Bajoie, Barham, Bean, Boissiere, Branch, Cain, Campbell, Casanova, Cravins, Dardenne, Total—32; Dean, Ellington, Fields C, Fields W, Greene, Hainkel, Heitmeier, Hines, Irons, Johnson, Jordan; Landry, Lentini, Malone, Romero, Siracusa, Smith, Tarver, Theunissen, Thomas, Ullo.

NAYS

Total—0

ABSENT

Table with 3 columns of names: Cox, Dyess, Hollis, Total—7; Jones, Lambert, Robichaux; Schedler.

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

JUDICIARY B

Senator Ellington, Chairman on behalf of the Committee on Judiciary B, submitted the following report:

May 18, 1999

To the President and Members of the Senate:

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

SENATE BILL NO. 36—
BY SENATOR HAINKEL
AN ACT

To amend and reenacts R.S. 15:832.1(A), relative to the Department of Public Safety and Corrections; to provide with respect to work by inmates; to provide for construction, renovation, maintenance, or repair projects by inmates; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 617—
BY SENATOR SIRACUSA
AN ACT

To amend and reenact R.S. 33:4861.26(E) and (F), relative to the Charitable Raffles, Bingo and Keno Licensing Law; to provide relative to the number of progressive bingo games which maybe played; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 822—
BY SENATOR EWING
AN ACT

To enact Chapter 20 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:2001, relative to the Louisiana Casino Revenue Special Fund; to provide for the fund, its revenue source, purposes, administration and appropriation, and to provide for related matters.

Reported with amendments.

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.

Reported favorably.

HOUSE BILL NO. 108—
BY REPRESENTATIVE WINDHORST
AN ACT

To amend and reenact R.S. 33:4861.26(E), relative to the Charitable Raffles, Bingo and Keno Licensing Law; to provide for a second progressive bingo game; to provide restrictions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 109—
BY REPRESENTATIVES WINDHORST, BRUNEAU, DUPRE, ROMERO, FRITH, AND MURRAY
AN ACT

To enact R.S. 15:301.1, relative to sentencing; to provide with respect to criminal sentences without benefit of probation, parole, or suspension of sentence; to provide time limitations for amending sentences; to provide for amendment of criminal sentences not in conformity with criminal statutes upon the court's own motion or motion of the district attorney; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 129—

BY REPRESENTATIVE WINDHORST
AN ACT

To amend and reenact R.S. 33:4861.12(A)(1) and (2)(b) and (B), relative to the Charitable Raffles, Bingo and Keno Licensing Law; to provide that bingo callers may be employees of charitable gaming licensees; to provide that members of other licensed charities may participate in conducting of bingo games; to provide with respect to managerial positions in charitable gaming organizations; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 164—

BY REPRESENTATIVES JACK SMITH AND GAUTREUX
AN ACT

To amend and reenact R.S. 15:542(B)(2)(a), relative to publication of notice by sex offenders; to provide for inclusion of the offender's photograph; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 196—

BY REPRESENTATIVE WINDHORST
AN ACT

To amend and reenact R.S. 40:1485.10, relative to regulation of charitable gaming; to provide for de novo review of charitable gaming decisions; to provide for venue in certain actions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 197—

BY REPRESENTATIVE WINDHORST
AN ACT

To amend and reenact R.S. 40:1485.8(B), relative to charitable gaming; to provide for commercial lease of premises for two-hour sessions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 284—

BY REPRESENTATIVE WINDHORST
AN ACT

To amend and reenact R.S. 40:1485.4(10), relative to the functions and duties of the division of charitable gaming control in the office of state police of the Department of Public Safety and Corrections; to provide with regard to rulemaking procedures of the division of charitable gaming control; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 298—

BY REPRESENTATIVE TOOMY
AN ACT

To amend and reenact R.S. 13:967(I), relative to the Twenty-fourth Judicial District Court; to increase certain filing fees in civil cases; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 299—

BY REPRESENTATIVE TOOMY
AN ACT

To enact R.S. 13:1000.2, relative to the Twenty-fourth Judicial District Court; to authorize the court to collect a fee on suits brought by the district attorney on worthless checks; to set the amount of the fee; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 313—

BY REPRESENTATIVE DEWITT
AN ACT

To amend and reenact R.S. 33:1432.1(A)(1), relative to the qualifications of deputy sheriffs for employment; to delete the residency requirement for deputy sheriffs; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 330—

BY REPRESENTATIVE MCCALLUM
AN ACT

To amend and reenact R.S. 33:1430, relative to sheriffs; to increase the amount that a sheriff or his deputy receives for attendance at court sessions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 337—

BY REPRESENTATIVE TOOMY AND SENATOR JORDAN
AN ACT

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

Reported favorably.

HOUSE BILL NO. 506—

BY REPRESENTATIVE WINDHORST
AN ACT

To amend and reenact R.S. 15:574.4(A)(1), relative to parole eligibility; to provide with respect to parole eligibility; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 759—

BY REPRESENTATIVE WINDHORST
AN ACT

To amend and reenact R.S. 22:627(B)(2) and (C)(2) and 1404.3, relative to fees imposed on criminal bail bonds; to provide that additional fees imposed do not exceed statutory limitations; to provide with regard to imposition of policy fees; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 783—

BY REPRESENTATIVE WINDHORST
AN ACT

To amend and reenact R.S. 15:572.4(B)(1)(c) and (d) and (2) and 574.2(C)(9), to enact R.S. 15:572.4(B)(3), and to repeal R.S. 15:572.4(B)(1)(e), relative to pardon and parole; to provide that certain persons shall have the right to testify at pardon and parole hearings; to provide for notice requirements; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 798—

BY REPRESENTATIVES TOOMY AND WOOTON
AN ACT

To amend and reenact Code of Criminal Procedure Article 886(A), relative to victim restitution ordered in criminal matters; to provide for method of collection; and to provide for related matters.

Reported favorably.

May 18, 1999

HOUSE BILL NO. 847—

BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 13:971(C)(1)(a) and (2), relative to court reporters in the Sixteenth Judicial District Court; to provide for the cost per page for original transcription and copies in civil and criminal matters; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1212—

BY REPRESENTATIVE DAMICO
AN ACT

To amend and reenact R.S. 13:967(C)(1) and (2)(a), relative to court reporters for the Twenty-fourth Judicial District Court; to provide for court reporter fees on matters on appeal; to provide for contracts for transcripts of testimony; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1423—

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

To amend and reenact R.S. 36:405(A)(1)(b), relative to the organization of the Department of Public Safety and Corrections; to authorize the deputy secretary of public safety services to appoint a designee to represent him on certain boards and commissions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1602—

BY REPRESENTATIVES JACK SMITH AND WOOTON
AN ACT

To enact Code of Criminal Procedure Article 900(A)(7), relative to violations of conditions of probation; to provide with regard to sanctions for violations; to authorize home incarceration; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
NOBLE E. ELLINGTON
Chairman

REPORT OF COMMITTEE ON

JUDICIARY C

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

May 18, 1999

To the President and Members of the Senate:

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

SENATE BILL NO. 577—

BY SENATOR JORDAN
AN ACT

To amend and reenact R.S. 32:415.1(C), relative to drivers' licenses; to provide relative to the issuance of hardship licenses; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 20—

BY REPRESENTATIVES ANSARDI, BRUCE, AND FRITH
AN ACT

To amend and reenact R.S. 14:34.5(A)(3), relative to the crime of battery of a correctional facility employee; to clarify that certain acts must be committed by an offender; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 228—

BY REPRESENTATIVE TOOMY
AN ACT

To amend and reenact R.S. 16:51(A)(2), (3), (4), (5), (14), (17), (19), (20), (21), (22), (23), (28), (29), (32), and (33), relative to assistant district attorneys; to provide for additional assistant district attorneys for certain judicial districts; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 341—

BY REPRESENTATIVES WINDHORST AND MARIONNEAUX
AN ACT

To amend and reenact R.S. 14:95(G), relative to the crime of illegal carrying of weapons; to exclude certain medically retired law enforcement officers from exceptions of applicability of the crime; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 342—

BY REPRESENTATIVE WINDHORST
AN ACT

To amend and reenact R.S. 14:139.1(C), relative to the crime of political payroll padding by sheriffs; to provide for certain exceptions from the crime; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 795—

BY REPRESENTATIVE TOOMY
AN ACT

To repeal R.S. 26:73(D)(3), relative to applications for special Class "R" restaurant permits; to repeal the requirement that the application contain a copy of an affidavit from the local health department.

Reported favorably.

HOUSE BILL NO. 846—

BY REPRESENTATIVES DURAND, WINDHORST, AND BRUCE
AN ACT

To enact R.S. 14:70.5, relative to fraud; to create the crime of fraudulent remuneration; to provide for definitions; to provide for exceptions; to provide for penalties; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 914—

BY REPRESENTATIVE TOOMY
AN ACT

To amend and reenact Code of Criminal Procedure Article 877(A), relative to presentence and postsentence investigation reports; to provide that those reports may be disclosed to the victim of the crime, or to the victim's designated family member, and to the prosecutor; to provide for exceptions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1425—

BY REPRESENTATIVES JACK SMITH, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARZENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 32:664(B), relative to tests for suspected drunken drivers; to provide for the taking of blood samples from persons arrested for driving while intoxicated to determine the alcoholic content or presence of any abused or illegal controlled dangerous substance; to authorize an additional chemical test to be administered by a qualified person of the suspect's choice; to provide for the payment of costs of such additional test; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1444—

BY REPRESENTATIVES WINDHORST AND SCALISE

AN ACT

To amend and reenact R.S. 14:98(B)(introductory paragraph) and (C)(introductory paragraph), relative to the crime of operating a motor vehicle while intoxicated; to provide with regard to penalties for certain offenders; and to provide for related matters.

Reported with amendments.

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, GAUTREAU, 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 DARZENNE, 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.

Reported with amendments.

HOUSE BILL NO. 1822—

BY REPRESENTATIVES TOOMY AND BRUCE

AN ACT

To enact R.S. 14:93.2.3, relative to the crime of second degree cruelty to juveniles; to provide for creation of the crime; to provide for definitions; to provide for penalties; and to provide for related matters.

Reported favorably.

Respectfully submitted,
J. LOMAX JORDAN, JR.
Chairman

REPORT OF COMMITTEE ON

JUDICIARY A

Senator Ullo, Chairman on behalf of the Committee on Judiciary A, submitted the following report:

May 18, 1999

To the President and Members of the Senate:

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

SENATE BILL NO. 597—

BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 9:2797 and Civil Code Art.2322.1, and to enact R.S. 9:5628.1, relative to the prescriptive and peremptive periods for liability from the use of blood and tissue; to provide for a prescriptive period of one year and a peremptive period of three years from the date of the cause of action, act, omission, or neglect; to provide that the Act is remedial and procedural in nature; to provide for definitions; to provide relative to the burden of proof; to provide for the date actions must be filed; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 760—

BY SENATOR IRONS

AN ACT

To amend and reenact R.S. 13:3881(A)(1)(a) and the introductory paragraph of 3881(A)(2) and (2)(d) and R.S. 20:1(A), and to enact R.S. 13:3881(A)(1)(c) and (d), and 3881(A)(2)(f)and(g), and R.S. 20:1(B), relative to seizures; to increase the amount of disposable income exempt from seizure; to exempt from seizure certain cost for child rearing and day care, certain amounts received from personal injury suits and items of property affecting health care; to increase the amount of homestead exemption and to provide homestead exemption for mobile homes; to apply the homestead exemption to co-owners; to provide for homestead exemption to apply to medical treatment of catastrophic illness; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 110—

BY REPRESENTATIVE FAUCHEUX

AN ACT

To amend and reenact Code of Civil Procedure Art. 10(A)(1) and Children's Code Arts. 1109, 1117, and 1122(F)(4) and (5)[Mother's and Father's Surrender Form] and to enact Children's Code Art. 1122(B)(9), relative to adoption proceedings; to provide relative to jurisdiction over status, domiciliary requirements, and the authority to accept a surrender in Louisiana adoption proceedings; to require that the child be born in this state or a surrendering parent or a prospective adoptive parent is domiciled in this state or the child is in the custody of the Department of Social Services; to require a declaration in the act of surrender that a surrendering parent or a prospective adoptive parent is domiciled in this state; and to provide for related matters.

Reported with amendments.

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.

Reported with amendments.

HOUSE BILL NO. 608—

BY REPRESENTATIVES CHAISSON AND FAUCHEUX

AN ACT

To amend and reenact R.S. 13:2590(A)(1), relative to justice of the peace courts; to increase costs for filing new suits in civil matters; and to provide for related matters.

Reported with amendments.

May 18, 1999

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.

Reported favorably.

HOUSE BILL NO. 827—

BY REPRESENTATIVES ANSARDI, MCMAINS, MCCAIN, CLARKSON, SCHWEGMANN, AND PRATT

AN ACT

To amend and reenact Children's Code Articles 116(3), (8), and (9.1), 601, 603(1), (8), (14), and (15), 615(C), 619(B) and (E), 624(A) and (B), 625(B), 626(B), 628, 629, 632(B), 636, 639, 642, 644(A), 645, 646, 647, 648, 649, 652(C) and (D), 659(B), 666(A), 673, 674, 675, 677, 678(B), 679, 680, 681(A)(introductory paragraph) and (4), 682, 683(A), 684(B), (C), (D), (E), and (F), 694(A), 695, 698(A), 700(A), 702, 704(A), 705, 707(A), 708(A), 709, 710, 711, 1001, 1003(1)(introductory paragraph), (10), and (11), 1004(D), 1015(3)(a), (h) through (j), (4)(introductory paragraph), (5), and (6), 1025.4(A) and (C), 1027, and 1028 and to enact Children's Code Articles 116(12.1), 603(7.1) and (14.1), 625(C) and (D), 627(D), 646.1, 672.1, 678(C), 684(G), and 1015(3)(k), and to repeal Children's Code Articles 116(6), 603(11), and 650, all relative to compliance with The Adoption and Safe Families Act of 1997; to provide revision to Children's Code Title VI, Child in Need of Care Proceedings; to provide for revision of Children's Code Title X, Judicial Certification of Children for Adoption; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 882—

BY REPRESENTATIVES ANSARDI AND MCMAINS

AN ACT

To amend and reenact Code of Civil Procedure Articles 42(2), (4), and (5), 690, 691, 692, 739, 740, 5091(A)(2)(b), 5251(11) and (12) and R.S. 13:3206 and 3471(1) and to enact Code of Civil Procedure Article 1266, all with respect to limited liability companies; to provide for service of citation or other process on a limited liability company; to provide for venue, suits in the company name, procedural capacity, receivership and liquidation, appointment of counsel, definitions, nonresident for purposes of long-arm, and supplementary rules of service of process for limited liability companies; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1047 (Duplicate of Senate Bill No. 683)—

BY REPRESENTATIVE DEVILLE AND SENATOR DARDENNE AND COAUTHORED BY REPRESENTATIVES RIDDLE, WALSWORTH, JACK SMITH, CARTER, MCMAINS, BAUDOIN, AND SCHWEGMANN

AN ACT

To amend and reenact R.S. 9:344, relative to visitation rights of grandparents; to authorize the court to award reasonable visitation rights to grandparents when such visitation would be in the best interest of the child; and to provide for related matters.

Reported favorably.

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.

Reported favorably.

HOUSE BILL NO. 1288—

BY REPRESENTATIVE ANSARDI

AN ACT

To amend and reenact R.S. 10:1-105(2), 9-103(1)(a), 9-104(i) and (m), 9-105(3), 9-106, 9-304(1), 9-305(1), Chapter 5 of Title 10 of the Louisiana Revised Statutes of 1950, comprised of R.S. 10:5-101 through 5-117, and to enact R.S. 10:9-104(n), relative to letters of credit; to provide for a revision of the uniform commercial laws on letters of credit; to provide for conforming amendments; and to provide for related matters.

Reported favorably.

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.

Reported favorably.

Respectfully submitted,
CHRIS ULLO
Chairman

**Privilege Report of the Committee on
Senate and Governmental Affairs**

ENROLLMENTS

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

May 18, 1999

To the President and Members of the Senate:

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

The following Senate Resolution has been properly enrolled:

SENATE RESOLUTION NO. 37—

BY SENATORS BAJOEI, BARHAM, BEAN, BOISSIERE, BRANCH, CAIN, CAMPBELL, CASANOVA, COX, CRAVINS, DARDENNE, DEAN, DYESS, ELLINGTON, EWING, C. FIELDS, W. FIELDS, GREENE, HAINKEL, HEITMEIER, HINES, HOLLIS, IRONS, JOHNSON, JONES, JORDAN, LAMBERT, LANDRY, LENTINI, MALONE, ROBICHAUX, ROMERO, SCHEDLER, SIRACUSA, SMITH, TARVER, THEUNISSEN, THOMAS AND ULLO

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana on the death of Lenora Drake, mother, daughter, sister, grandmother, great-grandmother, cook, Christian, and friend.

Respectfully submitted,
JAY DARDENNE
Chairman

The foregoing Senate Resolution was signed by the President of the Senate and presented to the Secretary of State by the Secretary.

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

May 18, 1999

To the President and Members of the Senate:

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

The following Senate Concurrent Resolution has been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 101—
BY SENATORS JOHNSON, SCHEDLER AND LANDRY
A CONCURRENT RESOLUTION

To urge and request that the Department of Transportation and Development develop a plan to deal with the traffic congestion in East New Orleans on the Interstate 10 corridor.

Respectfully submitted,
JAY DARDENNE
Chairman

The foregoing Senate Concurrent Resolution was signed by the President of the Senate.

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

May 18, 1999

To the President and Members of the Senate:

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

The following Senate Bill has been properly enrolled:

SENATE BILL NO. 548 (DUPLICATE OF HOUSE BILL NO. 1270)—
BY SENATOR ROMERO AND REPRESENTATIVE HEBERT AND COAUTHORED BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact R.S. 36:609(C)(1) and to repeal R.S. 56:441, relative to shell dredging; to repeal and remove the authority for shell dredging; and to provide for related matters.

Respectfully submitted,
JAY DARDENNE
Chairman

The foregoing Senate Bill was signed by the President of the Senate.

Message to the Secretary of State

SIGNED

SENATE CONCURRENT RESOLUTIONS

May 18, 1999

To the Honorable Secretary of State:

The President of the Senate and the Speaker of the House of Representatives have signed the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 109—
BY SENATOR EWING

A CONCURRENT RESOLUTION

To commend Steps to Success and its efforts to coordinate and integrate statewide early learning programs for young children.

SENATE CONCURRENT RESOLUTION NO. 116—
BY SENATOR C. FIELDS AND REPRESENTATIVE HOLDEN

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Lillie B. Coleman, mother, grandmother, great-grandmother, community organizer, Christian, and friend.

SENATE CONCURRENT RESOLUTION NO. 118—
BY SENATORS C. FIELDS AND COX AND REPRESENTATIVE HOLDEN
A CONCURRENT RESOLUTION

To commend and congratulate Reverend Samuel C. Tolbert, Jr. on the occasion of his fifteenth anniversary as pastor.

Respectfully submitted,
MICHAEL S. BAER, III
Secretary of the Senate

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

May 18, 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. 207—
BY REPRESENTATIVE MARTINY

A CONCURRENT RESOLUTION

To commend G. Frank Purvis, Jr., Chairman Emeritus of Pan-American Life Insurance Company, as the recipient of the prestigious Executive of the Year Award presented during the Business Association of Latin American Studies Conference, which was held in New Orleans, April 7-10, 1999, and to commend him for his outstanding contributions to the insurance industry and for his dedication and his lifelong contributions to his country, to the state of Louisiana, and to his community.

May 18, 1999

HOUSE CONCURRENT RESOLUTION NO. 208—

BY REPRESENTATIVE JETSON

A CONCURRENT RESOLUTION

To recognize and commend the players, coaches, and managers of the Capitol High School Lady Lions on an impressive season which bolstered a school record of 36-2 during the 1998-1999 season.

HOUSE CONCURRENT RESOLUTION NO. 209—

BY REPRESENTATIVE WINSTON

A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana upon the death of Mr. Bobby H. Fletcher, Sr. of Covington.

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:

Cain ½ Day

Adjournment

Senator Bean moved that the Senate adjourn until Wednesday, May 19, 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 Wednesday, May 19, 1999.

MICHAEL S. BAER, III
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk