

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

THIRTY-FIFTH DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Thursday, May 27, 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 | Dyess | Jordan |
| Bajoie | Ellington | Lambert |
| Barham | Fields C | Landry |
| Bean | Fields W | Lentini |
| Boissiere | Greene | Malone |
| Branch | Hainkel | Robichaux |
| Campbell | Heitmeier | Romero |
| Casanova | Hines | Schedler |
| Cox | Hollis | Smith |
| Cravins | Irons | Theunissen |
| Dardenne | Johnson | Ullo |
| Dean | Jones | |
| Total—35 | | |

ABSENT

| | |
|----------|--------|
| Cain | Tarver |
| Siracusa | Thomas |
| Total—4 | |

The President of the Senate announced there were 35 Senators present and a quorum.

Prayer

The prayer was offered by Senator Jones, 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 Jones, 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 26, 1999

To the Honorable President and members of the Senate:

Ladies and Gentlemen:

I have appointed the persons on the attached list to the offices indicated.

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.
Governor

Administration, Division of (State Department)
Austin, Jocelyn Renea

Social Services, State Department of
Merrick-Roddy, Paula

State of Louisiana
OFFICE OF THE GOVERNOR
Baton Rouge

May 27, 1999

To the Honorable President and members of the Senate:

Ladies and Gentlemen:

I have appointed Mr. Daryl B. Didier to the River Port Pilot Commissioners and Examiners Board (Cal).

In compliance with Article IV, Section 5(H)(3) of the Louisiana Constitution of 1974, I do hereby present this name for your review.

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

State of Louisiana
OFFICE OF THE GOVERNOR
Baton Rouge

May 27, 1999

To the Honorable President and members of the Senate:

Ladies and Gentlemen:

I have appointed Ms. Dottie H. Bell to the Southern University Board of Supervisors.

In compliance with Article IV, Section 5(H)(3) of the Louisiana Constitution of 1974, I do hereby present this name for your review.

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

**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:

May 27, 1999

SENATE RESOLUTION NO. 44—
BY SENATORS COX, HINES, SCHEDLER, EWING, BRANCH, C. FIELDS, W. FIELDS DARDENNE, GREENE, AND LAMBERT
A RESOLUTION

To commend Engineman 1st Class David Ravlin and Rescue Swimmer, Chad Raulston, together with the remaining crew and captain of the USS Shrike, Lieutenant Commander Dan Derbes, on the quick and decisive life-saving actions taken in pulling a woman from the Mississippi River.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Table with 2 columns: Bajoi, Tarver, Cain, Thomas. Total—4

The Chair declared the Senate had adopted the Senate Resolution.

SENATE CONCURRENT RESOLUTION NO. 139—
BY SENATOR MALONE
A CONCURRENT RESOLUTION

To urge and request the United States Department of Transportation to approve the Shreveport Regional Airport to maintain the four slots previously used by American Airlines to allow nonstop air service from Shreveport, Louisiana to Chicago O'Hare International Airport in Illinois.

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

SENATE CONCURRENT RESOLUTION NO. 140—
BY SENATOR JONES
A CONCURRENT RESOLUTION

To express the sincere condolences of the Louisiana Legislature on the death of Donnis Marie McDowell.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Ellington, Lambert, Barham, Fields C, Landry, Bean, Fields W, Lentini, Boissiere, Greene, Malone, Branch, Hainkel, Robichaux, Campbell, Heitmeier, Romero, Casanova, Hines, Schedler, Cox, Hollis, Smith, Cravins, Irons, Theunissen, Dardenne, Johnson, Ullo, Dean, Jones, Dyess, Jordan. Total—34

NAYS

Total—0

ABSENT

Table with 3 columns: Bajoi, Siracusa, Cain, Tarver, Thomas. Total—5

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 26, 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. 1164—
BY REPRESENTATIVE PRATT
AN ACT

To amend and reenact R.S. 17:416.8(A)(2) and (B), relative to pupil discipline; to provide for school board and school discipline policies, including policy content, policy review, policy distribution, and dissemination of policy information to employees, students, and certain others; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1293—
BY REPRESENTATIVE KENNARD
AN ACT

To amend and reenact Code of Criminal Procedure Article 646, relative to examination of criminal defendants by experts; to provide for an independent examination by a physician or mental health expert; and to provide for related matters.

HOUSE BILL NO. 1453—
BY REPRESENTATIVE MARTINY
AN ACT

To enact R.S. 33:1563(I) and (J), relative to public records; to provide for access to and copies of autopsy reports; to provide for a copy of the autopsy report for the next of kin free of charge; to establish a fee for copies of an autopsy report; to provide for the contents of such reports; to limit the public availability of the autopsy report in certain instances; and to provide for related matters.

HOUSE BILL NO. 1808—

BY REPRESENTATIVE DURAND
AN ACT

To enact Code of Criminal Procedure Article 162.1(D), relative to the issuance of search warrants; to provide for methods for issuance by judges; and to provide for related matters.

HOUSE BILL NO. 1901—

BY REPRESENTATIVES WESTON, DURAND, GLOVER, GUILLORY, MITCHELL, AND WILKERSON
AN ACT

To enact R.S. 46:237, relative to grandparent and kinship care; to establish the Grandparent Subsidy Program in the office of family support of the Department of Social Services; to establish eligibility requirements for the program; to authorize the office of family support to promulgate rules to implement the program; and to provide for related matters.

HOUSE BILL NO. 1981—

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

To amend and reenact R.S. 15:574.2(A)(3), relative to the Board of Parole; to provide for salaries of board members; to provide that salaries are set by executive order of the governor; and to provide for related matters.

HOUSE BILL NO. 18—

BY REPRESENTATIVE FARVE
AN ACT

To enact R.S. 15:827(A)(5), relative to the duties of the Department of Public Safety and Corrections; to require the department to devise and offer a comprehensive program of released offender transition services; and to provide for related matters.

HOUSE BILL NO. 786—

BY REPRESENTATIVE DUPRE
AN ACT

To repeal Code of Criminal Procedure Article 67, relative to representation of the state in criminal matters; to repeal requirements that the attorney general represent the state in criminal cases before the supreme court.

HOUSE BILL NO. 1020—

BY REPRESENTATIVE MCCAIN
AN ACT

To amend and reenact Code of Criminal Procedure Articles 327(A)(4) and (B) and 338, relative to criminal bail bonds; to provide for the form of the bail order; to provide for requirements of the bail undertaking; and to provide for related matters.

HOUSE BILL NO. 247—

BY REPRESENTATIVES FRUGE, FRITH, AND SCHNEIDER
AN ACT

To enact Code of Civil Procedure Article 1923, relative to attorney fees; to provide that a defendant who successfully defends a lawsuit shall have a cause of action to recover attorney fees in certain circumstances; and to provide for related matters.

HOUSE BILL NO. 591—

BY REPRESENTATIVE MCCALLUM
AN ACT

To enact R.S. 9:334(A)(4) and 4106(A)(3), relative to the qualifications of mediators; to provide that a person who has served as a state district, appellate, or supreme court judge for at least ten years and has retired shall qualify as a mediator; and to provide for related matters.

HOUSE BILL NO. 971—

BY REPRESENTATIVES FLAVIN, CLARKSON, AND WALSWORTH
AN ACT

To enact R.S. 9:5167.1, relative to mortgages; to provide for cancellation of a mortgage by affidavit of a title insurance business or a closing notary public; to provide for the requirements of the affidavit; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 2266 (Substitute for House Bill No. 2240 by Representative Marionneau)—

BY REPRESENTATIVE MARIONNEAUX
AN ACT

To enact R.S. 13:996.36.1, relative to judicial expense funds; to authorize a certain judicial district to assess additional fees or costs; and to provide for related matters.

HOUSE BILL NO. 1198—

BY REPRESENTATIVES MCMAINS, FRITH, MICHOT, MURRAY, PINAC, NEVERS, POWELL, SCHNEIDER, SCHWEGMANN, TRAVIS, WESTON, AND WINSTON
AN ACT

To amend and reenact R.S. 33:9036, relative to cooperative economic development; to authorize the state or any agency or corporation acting on behalf of the state to undertake cooperative development projects in certain downtown development districts; and to provide for related matters.

HOUSE BILL NO. 2080—

BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 9:2772(A)(1) through (3) and (C), relative to peremptive periods for certain actions; to reduce the peremptive period for actions involving deficiencies in surveying, design, supervision, or construction of immovables or improvements thereon; and to provide for related matters.

HOUSE BILL NO. 2091—

BY REPRESENTATIVE JOHN SMITH
AN ACT

To enact R.S. 47:462(C), relative to motor vehicles; to authorize the use of prestige license plates on certain trucks; to provide relative to fees; and to provide for related matters.

HOUSE BILL NO. 2099—

BY REPRESENTATIVE GAUTREAUX
AN ACT

To amend and reenact R.S. 32:393(A), relative to traffic violations; to provide for the definition of "final disposition"; and to provide for related matters.

HOUSE BILL NO. 2148—

BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 9:5606(C) and to enact R.S. 9:5606(D), relative to actions for professional insurance agent liability; to provide for a peremptive period for actions for insurance agent liability; and to provide for related matters.

HOUSE BILL NO. 2179—

BY REPRESENTATIVE THOMPSON
AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide relative to the issuance of license plates; to create the "Don't Litter Louisiana" prestige license plate to promote litter awareness; to provide relative to the fee for such plates; to provide relative to donations; to designate the use of such donations; to provide for the design of such plate; to authorize the promulgation of rules and regulations; and to provide for related matters.

HOUSE BILL NO. 381—

BY REPRESENTATIVE CRANE
AN ACT

To enact Code of Criminal Procedure Article 914(C), relative to appeals from criminal convictions; to provide with regard to time period for appeal; to provide with regard to method for making untimely appeals; and to provide for related matters.

HOUSE BILL NO. 421—

BY REPRESENTATIVE HOPKINS
AN ACT

To amend and reenact R.S. 14:95(A)(5)(b)(i), relative to the crime of illegal carrying of weapons; to provide for certain exceptions; and to provide for related matters.

HOUSE BILL NO. 604—

BY REPRESENTATIVE THOMPSON
AN ACT

To enact R.S. 17:416.12, relative to student codes of conduct; to require city and parish school boards to adopt student codes of conduct; to require compliance with existing rules, regulations, policies, and laws; and to provide for related matters.

HOUSE BILL NO. 717—

BY REPRESENTATIVES CRANE AND HEBERT
AN ACT

To amend and reenact Code of Criminal Procedure Article 930.8(A)(1), relative to the exceptions to the time limit for the filing of applications for post-conviction relief; to require that the defendant and the defense attorney had to have used reasonable diligence in attempting to discover new evidence in order for an application for post-conviction relief based upon new evidence to be considered by the court; and to provide for related matters.

HOUSE BILL NO. 785—

BY REPRESENTATIVE WINDHORST
AN ACT

To amend and reenact Code of Criminal Procedure Article 598(B), relative to jury verdicts in capital cases; to provide for sentences which may be imposed; and to provide for related matters.

HOUSE BILL NO. 787—

BY REPRESENTATIVE DUPRE
AN ACT

To amend and reenact Code of Criminal Procedure Article 413(B), relative to the selection of grand jury foremen; to provide for method of selection; and to provide for related matters.

HOUSE BILL NO. 871—

BY REPRESENTATIVE THERIOT
AN ACT

To enact R.S. 14:68.6, relative to the crime of unauthorized ordering of goods or services; to provide for the creation of the crime; to provide for penalties; to provide for exceptions; and to provide for related matters.

HOUSE BILL NO. 872—

BY REPRESENTATIVE THERIOT
AN ACT

To amend and reenact R.S. 14:63(H), relative to criminal trespassing; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 873—

BY REPRESENTATIVE THORNHILL
AN ACT

To amend and reenact Code of Criminal Procedure Article 66, relative to service of subpoenas in certain matters; to provide for method of service; and to provide for related matters.

HOUSE BILL NO. 881—

BY REPRESENTATIVE MCCAIN
AN ACT

To enact R.S. 17:416(I), relative to student discipline; to provide for the authority of school administrators and certain others to discipline pupils in specified circumstances; to provide limitations; to provide alternatives; to provide for effectiveness; to provide definitions; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 902—

BY REPRESENTATIVE MCCAIN
AN ACT

To amend and reenact Code of Criminal Procedure Article 433(A)(1)(b), relative to persons present at grand jury sessions; to allow more than one assistant attorney general to be present at grand jury sessions; and to provide for related matters.

HOUSE BILL NO. 1106—

BY REPRESENTATIVE THORNHILL
AN ACT

To amend and reenact R.S. 51:2605(C)(1)(a), relative to the Louisiana Open Housing Act; to revise the definition of "housing for older persons"; and to provide for related matters.

HOUSE BILL NO. 998—

BY REPRESENTATIVES JOHN SMITH AND TRICHE
AN ACT

To enact R.S. 49:191(11)(g) and to repeal R.S. 49:191(10)(j), relative to the Department of Wildlife and Fisheries, including provisions to provide for the re-creation of the Department of Wildlife and Fisheries 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.

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. 18—

BY REPRESENTATIVE FARVE
AN ACT

To enact R.S. 15:827(A)(5), relative to the duties of the Department of Public Safety and Corrections; to require the department to devise and offer a comprehensive program of released offender transition services; 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. 247—

BY REPRESENTATIVES FRUGE, FRITH, AND SCHNEIDER
AN ACT

To enact Code of Civil Procedure Article 1923, relative to attorney fees; to provide that a defendant who successfully defends a lawsuit shall have a cause of action to recover attorney fees in certain 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. 381—

BY REPRESENTATIVE CRANE
AN ACT

To enact Code of Criminal Procedure Article 914(C), relative to appeals from criminal convictions; to provide with regard to time period for appeal; to provide with regard to method for making untimely appeals; 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. 421—

BY REPRESENTATIVE HOPKINS
AN ACT

To amend and reenact R.S. 14:95(A)(5)(b)(i), relative to the crime of illegal carrying of weapons; to provide for certain exceptions; and to provide for related matters.

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

HOUSE BILL NO. 591—

BY REPRESENTATIVE MCCALLUM
AN ACT

To enact R.S. 9:334(A)(4) and 4106(A)(3), relative to the qualifications of mediators; to provide that a person who has served as a state district, appellate, or supreme court judge for at least ten years and has retired shall qualify as a mediator; 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. 604—

BY REPRESENTATIVE THOMPSON
AN ACT

To enact R.S. 17:416.12, relative to student codes of conduct; to require city and parish school boards to adopt student codes of conduct; to require compliance with existing rules, regulations, policies, and laws; 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. 717—

BY REPRESENTATIVES CRANE AND HEBERT
AN ACT

To amend and reenact Code of Criminal Procedure Article 930.8(A)(1), relative to the exceptions to the time limit for the filing of applications for post-conviction relief; to require that the defendant and the defense attorney had to have used reasonable diligence in attempting to discover new evidence in order for an application for post-conviction relief based upon new evidence to be considered by the court; 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. 785—

BY REPRESENTATIVE WINDHORST
AN ACT

To amend and reenact Code of Criminal Procedure Article 598(B), relative to jury verdicts in capital cases; to provide for sentences which may be imposed; and to provide for related matters.

On motion of Senator Bean, the bill, which was designated a duplicate of Senate Bill No. 778, was read by title and referred to the Committee on Judiciary C.

HOUSE BILL NO. 786—

BY REPRESENTATIVE DUPRE
AN ACT

To repeal Code of Criminal Procedure Article 67, relative to representation of the state in criminal matters; to repeal requirements that the attorney general represent the state in criminal cases before the supreme court.

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

HOUSE BILL NO. 787—

BY REPRESENTATIVE DUPRE
AN ACT

To amend and reenact Code of Criminal Procedure Article 413(B), relative to the selection of grand jury foremen; to provide for method of selection; 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. 871—

BY REPRESENTATIVE THERIOT
AN ACT

To enact R.S. 14:68.6, relative to the crime of unauthorized ordering of goods or services; to provide for the creation of the crime; to provide for penalties; to provide for exceptions; and to provide for related matters.

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

HOUSE BILL NO. 872—

BY REPRESENTATIVE THERIOT
AN ACT

To amend and reenact R.S. 14:63(H), relative to criminal trespassing; to provide for penalties; 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. 873—

BY REPRESENTATIVE THORNHILL
AN ACT

To amend and reenact Code of Criminal Procedure Article 66, relative to service of subpoenas in certain matters; to provide for method of service; 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. 881—

BY REPRESENTATIVE MCCAIN
AN ACT

To enact R.S. 17:416(I), relative to student discipline; to provide for the authority of school administrators and certain others to discipline pupils in specified circumstances; to provide limitations; to provide alternatives; to provide for effectiveness; to provide definitions; to provide for an effective date; 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. 902—

BY REPRESENTATIVE MCCAIN
AN ACT

To amend and reenact Code of Criminal Procedure Article 433(A)(1)(b), relative to persons present at grand jury sessions; to allow more than one assistant attorney general to be present at grand jury sessions; 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. 971—
BY REPRESENTATIVES FLAVIN, CLARKSON, AND WALSWORTH
AN ACT

To enact R.S. 9:5167.1, relative to mortgages; to provide for cancellation of a mortgage by affidavit of a title insurance business or a closing notary public; to provide for the requirements of the affidavit; to provide for penalties; 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. 998—
BY REPRESENTATIVES JOHN SMITH AND TRICHE
AN ACT

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

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

HOUSE BILL NO. 1020—
BY REPRESENTATIVE MCCAIN
AN ACT

To amend and reenact Code of Criminal Procedure Articles 327(A)(4) and (B) and 338, relative to criminal bail bonds; to provide for the form of the bail order; to provide for requirements of the bail undertaking; and to provide for related matters.

On motion of Senator Bean, the bill which is a duplicate of Senate Bill No. 562 was read by title, returned to the calendar, subject to call.

HOUSE BILL NO. 1106—
BY REPRESENTATIVE THORNHILL
AN ACT

To amend and reenact R.S. 51:2605(C)(1)(a), relative to the Louisiana Open Housing Act; to revise the definition of "housing for older persons"; 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. 1164—
BY REPRESENTATIVE PRATT
AN ACT

To amend and reenact R.S. 17:416.8(A)(2) and (B), relative to pupil discipline; to provide for school board and school discipline policies, including policy content, policy review, policy distribution, and dissemination of policy information to employees, students, and certain others; to provide for an effective date; 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. 1198—
BY REPRESENTATIVES MCMAINS, FRITH, MICHOT, MURRAY, PINAC, NEVERS, POWELL, SCHNEIDER, SCHWEGMANN, TRAVIS, WESTON, AND WINSTON
AN ACT

To amend and reenact R.S. 33:9036, relative to cooperative economic development; to authorize the state or any agency or corporation acting on behalf of the state to undertake cooperative development projects in certain downtown development districts; 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. 1293—
BY REPRESENTATIVE KENNARD
AN ACT

To amend and reenact Code of Criminal Procedure Article 646, relative to examination of criminal defendants by experts; to provide for an independent examination by a physician or mental health expert; 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. 1453—
BY REPRESENTATIVE MARTINY
AN ACT

To enact R.S. 33:1563(I) and (J), relative to public records; to provide for access to and copies of autopsy reports; to provide for a copy of the autopsy report for the next of kin free of charge; to establish a fee for copies of an autopsy report; to provide for the contents of such reports; to limit the public availability of the autopsy report in certain instances; 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. 1808—
BY REPRESENTATIVE DURAND
AN ACT

To enact Code of Criminal Procedure Article 162.1(D), relative to the issuance of search warrants; to provide for methods for issuance by judges; 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. 1901—
BY REPRESENTATIVES WESTON, DURAND, GLOVER, GULLORY, MITCHELL, AND WILKERSON
AN ACT

To enact R.S. 46:237, relative to grandparent and kinship care; to establish the Grandparent Subsidy Program in the office of family support of the Department of Social Services; to establish eligibility requirements for the program; to authorize the office of family support to promulgate rules to implement 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 Health and Welfare.

HOUSE BILL NO. 1981—
BY REPRESENTATIVES LONG, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER
AN ACT

To amend and reenact R.S. 15:574.2(A)(3), relative to the Board of Parole; to provide for salaries of board members; to provide that salaries are set by executive order of the governor; 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. 2080—
BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 9:2772(A)(1) through (3) and (C), relative to peremptive periods for certain actions; to reduce the peremptive period for actions involving deficiencies in surveying, design, supervision, or construction of immovables or improvements thereon; 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. 2091—

BY REPRESENTATIVE JOHN SMITH
AN ACT

To enact R.S. 47:462(C), relative to motor vehicles; to authorize the use of prestige license plates on certain trucks; to provide relative to fees; and to provide for related matters.

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

HOUSE BILL NO. 2099—

BY REPRESENTATIVE GAUTREAUX
AN ACT

To amend and reenact R.S. 32:393(A), relative to traffic violations; to provide for the definition of "final disposition"; 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. 2148—

BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 9:5606(C) and to enact R.S. 9:5606(D), relative to actions for professional insurance agent liability; to provide for a preemptive period for actions for insurance agent liability; 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. 2179—

BY REPRESENTATIVE THOMPSON
AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide relative to the issuance of license plates; to create the "Don't Litter Louisiana" prestige license plate to promote litter awareness; to provide relative to the fee for such plates; to provide relative to donations; to designate the use of such donations; to provide for the design of such plate; to authorize the promulgation of rules and regulations; and to provide for related matters.

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

HOUSE BILL NO. 2266 (Substitute for House Bill No. 2240 by Representative Marionneaux)—

BY REPRESENTATIVE MARIONNEAUX
AN ACT

To enact R.S. 13:996.36.1, relative to judicial expense funds; to authorize a certain judicial district to assess additional fees or costs; 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 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. 732 (Duplicate of Senate Bill No. 676)—

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

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; to provide for limitation of liability; to provide for contingency depending upon receipt of adequate funding; and to provide for related matters.

Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1373—

BY REPRESENTATIVE WALSWORTH
AN ACT

To amend and reenact R.S. 37:795(introductory paragraph), (2)(a), (d), (i), (j), and (k) and (3)(c), (g), and (h), to enact R.S. 37:795(2)(l), (m), and (n) and (3)(i), and to repeal R.S. 37:769, relative to the Louisiana State Board of Dentistry; to revise the fees and costs schedule of the board; and to provide for related matters.

Floor Amendments Sent Up

Senator Dardenne sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Conforming Amendments proposed by Senator Dardenne to Reengrossed House Bill No. 1373 by Representative Walsworth (Duplicate of Senate Bill No. 773 by Senator Dardenne)

AMENDMENT NO. 1

On page 1, line 4, delete "and to repeal R.S. 37:769,"

AMENDMENT NO. 2

On page 1, line 18, after "secretary/treasurer." delete the remainder of the line and delete lines 19 and 20 in their entirety.

AMENDMENT NO. 3

On page 2, line 1, delete "range schedule provided in this Section."

AMENDMENT NO. 4

On page 2, line 9, after "licensing" delete the remainder of the line and insert in lieu thereof the following:

"\$ 300.00 \$1,500.00"

AMENDMENT NO. 5

On page 3, line 6, after "office" delete the remainder of the line and insert in lieu thereof the following:

"\$ 150.00 \$ 500.00"

AMENDMENT NO. 6

On page 3, line 8, after "permit" delete the remainder of the line and insert in lieu thereof the following:

"\$ 250.00 \$ 500.00"

AMENDMENT NO. 7

On page 3, line 10, after "permit" delete the remainder of the line and insert in lieu thereof the following:

"\$ 50.00 \$ 500.00"

AMENDMENT NO. 8

On page 3, line 11, after "permit" delete the remainder of the line and insert in lieu thereof the following:

"\$ 50.00 \$ 200.00"

AMENDMENT NO. 9

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On page 4, line 4, after "anesthesia" delete the remainder of the line and insert in lieu thereof the following:

"\$ 100.00 \$ 200.00"

AMENDMENT NO. 10

On page 4, line 7, after "anesthesia" delete the remainder of the line and insert in lieu thereof the following:

"\$ 100.00 \$ 600.00"

AMENDMENT NO. 11

On page 4, delete line 8 in its entirety.

On motion of Senator Dardenne, the amendments were adopted.

Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

LABOR AND INDUSTRIAL RELATIONS

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

May 27, 1999

To the President and Members of the Senate:

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

HOUSE BILL NO. 553—

BY REPRESENTATIVES CRANE, DEWITT, AND MURRAY AN ACT

To enact R.S. 23:1493(F), relative to unemployment compensation; to provide for the use of monies derived from distribution to the state of excess amounts in the federal unemployment trust fund; to conform state law to federal requirements on the use of such monies; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 554—

BY REPRESENTATIVES CRANE, DEWITT, AND MURRAY AND SENATOR JONES AN ACT

To amend and reenact R.S. 23:161(10), relative to laws regulating the employment of minors; to prohibit minors who are sixteen years of age or younger from driving on public roads as part of their employment; to provide relative to restrictions on driving during employment for other minors; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 611—

BY REPRESENTATIVES CRANE, DEWITT, MURRAY, POWELL, AND WIGGINS AN ACT

To amend and reenact R.S. 23:1221(4)(s)(v), relative to workers' compensation; to extend the date of applicability of certain workers' compensation benefit provisions to certain claims; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1171—

BY REPRESENTATIVES CRANE, DEWITT, AND MURRAY AN ACT

To amend and reenact R.S. 46:236.14(E)(3)(a), relative to the employer reporting program; to require employers to report a new hire's occupation when submitting new hire information to the Department of Social Services; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1326—

BY REPRESENTATIVES DOWNER AND DONELON AND SENATOR BRANCH AN ACT

To amend and reenact R.S. 23:1034(C), relative to workers' compensation for public officials; to clarify that where a political subdivision elects to provide workers' compensation coverage for its public officials, workers' compensation shall be the injured official's exclusive remedy; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1456—

BY REPRESENTATIVE MICHOT AN ACT

To amend and reenact R.S. 23:213, relative to the meal period for minor employees; to provide a fifteen-minute variance; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 2115—

BY REPRESENTATIVES DONELON AND MURRAY AN ACT

To amend and reenact R.S. 23:1168(A)(3)(introductory paragraph) and (D), and to enact R.S. 23:1168(A)(3)(c) and (d), relative to workers' compensation; to provide for means of securing compensation to employees; to provide for rules; and to provide for related matters.

Reported favorably.

Respectfully submitted, CHARLES D. JONES Chairman

REPORT OF COMMITTEE ON

LOCAL AND MUNICIPAL AFFAIRS

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

May 27, 1999

To the President and Members of the Senate:

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

HOUSE BILL NO. 97—

BY REPRESENTATIVE MARIONNEAUX AN ACT

To amend and reenact R.S. 33:4574.1-A(A)(1)(v), relative to the Pointe Coupee Parish Tourist Commission; to increase the maximum rate of the hotel occupancy tax which the commission may levy; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 235—

BY REPRESENTATIVE LONG

AN ACT

To amend and reenact R.S. 25:791(F), relative to the Natchitoches Historic District Development Commission; to increase the membership of the Natchitoches Historic District Development Commission by adding a representative of the Main Street Association to the commission; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 532—

BY REPRESENTATIVE TRAVIS

AN ACT

To enact R.S. 33:423.10, relative to the village of Tickfaw; to authorize the chief of police of the village of Tickfaw to appoint, promote, discipline, and discharge police personnel subject to budgetary limitations; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 572—

BY REPRESENTATIVE ALARIO

AN ACT

To amend and reenact R.S. 33:2002(A)(2), relative to extra compensation for firemen; to specify certain training requirements for eligibility; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 607—

BY REPRESENTATIVE CHAISSON

AN ACT

To enact R.S. 33:9106.1, relative to the St. Charles Parish Communications District; to provide relative to the emergency telephone service charge levied by the district; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1218—

BY REPRESENTATIVES BAYLOR AND PIERRE

AN ACT

To amend and reenact R.S. 33:2476(B) and 2536(B)(2)(a), relative to fire and police civil service; to provide relative to persons ineligible to serve on local civil service boards due to their rank; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1219—

BY REPRESENTATIVES BAYLOR, DUPRE, AND PIERRE

AN ACT

To amend and reenact R.S. 33:2536(M), relative to fire and police civil service; to provide relative to the number of persons required for a quorum of and for decisions by certain local civil service boards; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1220—

BY REPRESENTATIVES BAYLOR, DUPRE, AND PIERRE

AN ACT

To amend and reenact and as amended to arrange in proper statutory form and incorporate into the statutes the provisions of Article XIV, Section 15.1(9)(j) of the Constitution of 1921, continued as statute by Article X, Section 18 of the Constitution of 1974, by amending and reenacting R.S. 33:2479(G) and to amend and reenact R.S. 33:2539, relative to fire and police civil service; to remove requirements that the state examiner act as secretary for civil service boards when requested; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1221—

BY REPRESENTATIVES BAYLOR, DUPRE, AND PIERRE

AN ACT

To amend and reenact R.S. 33:2553(3), relative to fire and police civil service; to provide relative to qualifications for admission to certain competitive employment tests for such service; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1222—

BY REPRESENTATIVES BAYLOR, DUPRE, AND PIERRE

AN ACT

To amend and reenact and as amended to arrange in proper statutory form and incorporate into the statutes the provisions of Article XIV, Section 15.1(24)(a) of the Constitution of 1921, continued as statute by Article X, Section 18 of the Constitution of 1974, by amending and reenacting R.S. 33:2494(A) and to amend and reenact R.S. 33:2554(A), relative to fire and police civil service; to provide relative to the certification of names of persons eligible for appointment; specifically to remove the time limitation on the validity of such certification; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1223—

BY REPRESENTATIVES BAYLOR, DUPRE, AND PIERRE

AN ACT

To amend and reenact R.S. 33:2501(D) and 2561, relative to fire and police civil service; to require recusal of certain members of local civil service boards from voting on appeals of disciplinary actions; to provide relative to appeals of board decisions on questions related to recusal; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1251—

BY REPRESENTATIVE GLOVER

AN ACT

To amend and reenact R.S. 33:4574.1-A(A)(1)(x) and to enact R.S. 33:4574.1-A(H), relative to the Shreveport-Bossier Convention and Tourist Commission; to authorize an increase in the hotel occupancy tax levied by the commission; to provide for the uses of the proceeds of such increase; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1311—

BY REPRESENTATIVE DAMICO

AN ACT

To enact R.S. 33:1236.25, relative to Jefferson Parish; to authorize the governing authority of the parish to create a special district for the purposes of enhancing the security of residents of the Plantation Estates subdivision; to provide for the creation and governance of the district as provided by the parish home rule charter; to require voter approval of a district tax; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1481—

BY REPRESENTATIVE DOERGE

AN ACT

To enact R.S. 48:701.2(D), relative to Webster Parish; to limit the applicability of the current statute on reversion of property after revocation of a dedication of any road, street, or alleyway in Webster Parish; and to provide for related matters.

Reported with amendments.

May 27, 1999

HOUSE BILL NO. 1483—

BY REPRESENTATIVE DURAND

AN ACT

To enact R.S. 33:172(E), relative to annexation; to prohibit certain annexations of territory in St. Martin Parish; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 2127—

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact Section 2 of Act No. 614 of the 1972 Regular Session of the Louisiana Legislature, as amended by Act No. 85 of the 1985 Regular Session of the Louisiana Legislature, relative to the Southwest Louisiana Convention and Visitors Bureau; to provide relative to the directors who govern the district; to provide relative to the nomination, qualifications, and appointment of directors; to limit the number of consecutive terms a director may serve; to provide requirements for retaining a directorship and relative to vacancies; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 2242—

BY REPRESENTATIVE CURTIS

AN ACT

To enact R.S. 33:2740.46, relative to the city of Alexandria; to create the Alexandria Central Economic Development District in Alexandria; to provide relative to the governance of such district; to provide for the authority of the district, including the preparation of redevelopment plans and the execution of redevelopment programs; to provide relative to funds for the district including funds from taxes, contributions, and the issuance of bonds; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
DIANA E. BAJOIE
Chairwoman

Motion

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

Joint Session of the Legislature

The joint session of the legislature was called to order at 2:00 P.M. by the honorable Randy L. Ewing, President of the Senate.

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

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

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

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

After Joint Session

ROLL CALL

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

PRESENT

Mr. President

Bajoie

Barham

Bean

Boissiere

Branch

Campbell

Casanova

Cox

Cravins

Dardenne

Dean

Total—35

Cain

Syracusa

Total—4

Dyess

Ellington

Fields C

Fields W

Greene

Hainkel

Heitmeier

Hines

Hollis

Irons

Johnson

Jones

ABSENT

Tarver

Thomas

Jordan

Lambert

Landry

Lentini

Malone

Robichaux

Romero

Schedler

Smith

Theunissen

Ullo

Senate Business Resumed
After Joint Session

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. 167—

BY REPRESENTATIVE ALARIO

AN ACT

To amend and reenact R.S. 22:1419(A)(2), relative to the dedication of assessments paid by certain insurers; to increase the dedication to the Municipal Fire and Police Civil Service Operating Fund; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 167 by Representative Alario

AMENDMENT NO. 1

On page 1, line 12 after "two" delete "and one-half" and insert "one-fourth"

AMENDMENT NO. 2

On page 1, line 14 between "year" and "by insurers" change the comma "," to a semicolon ";" and insert the following:

"two and thirty-seven hundredths of one percent of the direct gross premiums received in this state, in the year 2001; and two and one-half hundredths of one percent of the direct gross premiums received in the state, in the year 2003 and every year thereafter"

On motion of Senator Tarver, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 179—

BY REPRESENTATIVE TRAVIS

AN ACT

To amend and reenact R.S. 51:1941(3) and (6), 1943(A), and 1944(A)(introductory paragraph) and to enact R.S. 51:1948(D), relative to motor vehicle warranties; to include motor home in the definition of motor vehicle; to provide for time limits to conform to warranties; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Engrossed House Bill No. 179 by Representative Travis

AMENDMENT NO. 1

On page 1, line 4, after "include" insert "the chassis and drive train of a"

AMENDMENT NO. 2

On page 2, line 4, after "include" insert "the chassis and drive train of"

AMENDMENT NO. 3

On page 2, at the beginning of line 13, after "A." insert "(1)"

AMENDMENT NO. 4

On page 2, between lines 21 and 22, insert the following:

"(2)(a) Notwithstanding the provisions of Paragraph (1) of this Subsection, in the case of a motor home, the consumer shall provide written notification to the manufacturer of any of the following:

(i) The need to repair the nonconformity.

(ii) Evidence of a cumulative total of at least ninety days of the motor home being out of service.

(iii) Evidence that the same nonconformity has been subject to repair four or more times by the manufacturer, its agent, or its authorized dealer within the warranty term or during a period of one year following the date of the original delivery of the motor vehicle to the consumer, whichever is the earlier date.

(b) Upon such notification, the manufacturer shall have a final attempt to repair the vehicle. The manufacturer shall have five business days upon receipt of such notification to respond to the consumer as to where the motor home may be delivered for repair. The repair facility shall be one which is authorized by the manufacturer to perform the necessary warranty work.

(c) Once delivered, the repair facility shall have ten business days within which to conform the vehicle to the applicable warranty. The time periods provided for in this Paragraph may only be extended if the consumer authorizes such extension in writing.

(3) If a manufacturer fails to respond to the consumer or to perform the repairs within the time periods described in Paragraphs (1) and (2) of this Subsection, such manufacturer shall be deemed to have waived his rights to a final attempt to cure the nonconformity."

AMENDMENT NO. 5

On page 2, at the beginning of line 24, after "A." change "If" to If a nonconformity in a motor home has not been repaired within the time periods provided for in R.S. 32:1943(A)(2), or if"

AMENDMENT NO. 6

On page 2, delete line 26, and insert "delivery to the consumer of ~~the~~ a motor vehicle which is not a mobile home ~~to the consumer~~, which ever is the earlier;"

On motion of Senator Hollis, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 285—

BY REPRESENTATIVE ALEXANDER
AN ACT

To amend and reenact R.S. 37:927, relative to fees collected by the Louisiana State Board of Nursing; to set maximum amounts which may be charged for certain services; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. The bill was read by title and recommitted to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 286—

BY REPRESENTATIVE ALEXANDER
AN ACT

To amend and reenact R.S. 37:921(introductory paragraph) and 929(4) and to enact R.S. 37:913(17) and 918(17), relative to the jurisdiction of the Louisiana State Board of Nursing; to authorize the board to regulate student nurses upon entering and during the clinical phase of nursing education; to authorize the board to discipline student nurses under certain circumstances; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 292—

BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 32:771(3), (4), (5), (6), (7), (12), (15), (16)(a), and (18), 772(F)(8), 773(A)(5) and (7)(a), 773.1(A)(1) and (2)(a), (b), (c), (d), (f), (g), (h), (i), (j), and (l)(introductory paragraph) and (B), 773.2(A), (B), and (C), 774(A), (B)(3), (D)(2), (E), (G)(1), and (J)(1), (3), and (4), 775(A)(3) and (F)(2) and (3), 776(A)(2) and (C)(1)(a), 779, and 780(A) and (D) and to enact R.S. 32:760(A)(7)(c), 772(F)(9), 775(A)(7)(f), (g), and (h), and 777(D), relative to the Louisiana Used Motor Vehicle and Parts Commission; to provide for grounds to deny application for, revoke, or suspend licenses; to provide for definitions; to provide for the powers and duties of the commission; to provide relative to licensure of dealers, manufacturers, and distributors; to provide relative to certain unlawful acts; to provide for the repurchase of certain vehicles and parts; to provide for certain educational requirements for licensure; to provide relative to fees for licensure; to provide for bonding; to provide for fines and penalties; to provide for procedures for denial, suspension, or revocation of licenses; to provide for the issuance of cease and desist orders; and to provide for related matters.

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

HOUSE BILL NO. 293—

BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 32:772(F)(1), (2), and (5), relative to motor vehicle shredders; to exempt motor vehicle shredders from certain powers and duties of the Louisiana Used Motor Vehicle and Parts Commission; and to provide for related matters.

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

HOUSE BILL NO. 306—

BY REPRESENTATIVES HUNTER, MURRAY, POWELL, WESTON, AND FRITH
AN ACT

To enact Chapter 29 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2741 through 2744, relative to the regulation of commercial body art facilities; to provide definitions; to provide for the registration of such facilities; to provide for exceptions to the registration requirements; to provide for the imposition and collection of fees; to authorize the promulgation of rules; to provide for injunctive relief; and to provide for related matters.

May 27, 1999

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

HOUSE BILL NO. 349—
BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 32:778, relative to licensure by the Used Motor Vehicle and Parts Commission; to provide relative to the exemption from licensure of licensees of the Louisiana Motor Vehicle Commission; and to provide for related matters.

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

HOUSE BILL NO. 454—
BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 37:1368(H), relative to the licensure of plumbers; to provide for the issuance of a special endorsement for water supply protection specialists; to provide for exceptions to examination requirement; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Engrossed House Bill No. 454 by Representative Lancaster

AMENDMENT NO. 1
On page 1, line 2, after "37:1368(H)" and before the comma "," insert "and to enact R.S. 37:1366(I)"

AMENDMENT NO. 2
On page 1, at the end of line 2, after "plumbers;" add "to authorize the establishment of minimum requirements for continuing professional development;"

AMENDMENT NO. 3
On page 1, line 7, after "reenacted" and before "to" insert "and R.S. 37:1366(I) is hereby enacted"

AMENDMENT NO. 4
On page 1, between lines 8 and 9, insert the following:

"§1366. Duties of the board
* * *

R.S. 37:1366(I) is all proposed new law.
1. The board may establish and determine by rule minimum requirements relative to continuing professional development for the renewal or reinstatement of any license or special endorsement issued by the board.
* * *

AMENDMENT NO. 5
On page 2, after line 17, insert the following:

"Section 2. This Act shall become effective on January 1, 2000; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on January 1, 2000, or on the day following such approval by the legislature, whichever is later."

On motion of Senator Hollis, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the

Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 580—
BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 32:1720(A) and to enact R.S. 32:1720.1, relative to towing and storage of motor vehicles; to provide for notification; to provide for the surrender of a stored vehicle by a storage operator to a lienholder in certain circumstances; and to provide for related matters.

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

HOUSE BILL NO. 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.

Reported favorably by the Committee on Senate and Governmental Affairs. The bill was read by title and recommitted to the Committee on Finance.

HOUSE BILL NO. 806—
BY REPRESENTATIVES FRUGE AND HUDSON
AN ACT

To enact R.S. 42:1123(27), relative to prohibited transactions; to except from provisions of the Code of Governmental Ethics certain transactions by former members of the governing authorities of water districts; and to provide for related matters.

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

HOUSE BILL NO. 891—
BY REPRESENTATIVE BRUNEAU
AN ACT

To enact R.S. 33:382(G) and 1371(C), relative to municipal reapportionment; to require the governing authority of any municipality to use whole election precincts, to the extent practicable, when reapportioning municipal districts; and to provide for related matters.

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

HOUSE BILL NO. 967—
BY REPRESENTATIVES FARVE AND SCALISE
AN ACT

To amend and reenact R.S. 42:1169(B), relative to the Code of Governmental Ethics; to protect public employees who disclose certain improper acts from reprisals; to provide relative to the reinstatement of any such employee who is wrongfully suspended, demoted, or dismissed; to provide penalties; and to provide for related matters.

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

HOUSE BILL NO. 1070 (Duplicate of Senate Bill No. 807)—
 BY REPRESENTATIVE ALEXANDER AND SENATOR LANDRY
 AN ACT

To amend and reenact R.S. 37:1263, 1264, and 1265, relative to the Louisiana State Board of Medical Examiners; to change the membership of the board; to change the terms of board members; to provide for initial terms of new members; and to provide for related matters.

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

HOUSE BILL NO. 1130—
 BY REPRESENTATIVE DIEZ
 AN ACT

To amend and reenact R.S. 32:771(18) and to enact R.S. 32:771(19) and 1261, relative to used motor vehicles; to provide for the definition of "water-damaged vehicle"; to authorize setting aside the sale, transfer, or conveyance of a used motor vehicle under certain circumstances; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Engrossed House Bill No. 1130 by Representative Diez

AMENDMENT NO. 1
 On page 1, line 2, after "R.S. 32:771(18)" insert "and 774.2(A)"

AMENDMENT NO. 2
 On page 1, line 8, after "R.S. 32:771(18)" delete "is" and insert "and 774.2(A) are"

AMENDMENT NO. 3
 On page 1, after line 18, insert the following:

"§774.2. Sale of used water damaged vehicles

A. No used motor vehicle dealer, ~~nor any private person nor any person or entity~~, shall sell, transfer, or convey any used motor vehicle to any person without notifying the buyer or receiver of the vehicle in writing of the extent of any water damage from flooding which occurred to the vehicle prior to the transaction.

* * *

AMENDMENT NO. 4
 On page 2, line 2, after "dealer," delete "~~nor any private person~~" and insert "nor any person or entity"

On motion of Senator Hollis, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1197—
 BY REPRESENTATIVE ALEXANDER
 AN ACT

To amend and reenact the heading of Part XV of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950 and R.S. 40:1299(A) and (B)(1) and 1299.1(A)(1) and (B), relative to testing of newborns for the prevention and treatment of certain genetic conditions; to change the purpose of the programs established; to add biotinidase deficiency to the list of conditions tested and studied; to change provisions related to sickle cell diseases; to authorize the Department of Health and Hospitals to add to the conditions tested; and to provide for related matters.

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

HOUSE BILL NO. 1203—
 BY REPRESENTATIVE HAMMETT
 AN ACT

To amend and reenact R.S. 37:681, 682(2), (4), (6) and (8) through (11), 683(A), (B)(1), and (C), 684, 686, 687(A), 688(A) and (B), 689(B) and (C), 690(B) and (D), 691, 692, 693, 694(A)(1) and (B), 696(A), 697, 697.1, 698(A)(introductory paragraph), (1), (3), (7), and (9), (C), (E), and (F), 699, 700(A), (C)(2), and (D), 701(A) through (E), (G), and (I)(1), 702(2), and 703, to enact R.S. 37:688(E), 698(A)(14), and 702(6), and to repeal R.S. 37:698(B) relative to engineers and land surveyors; to provide relative to general provisions; to provide relative to definitions; to provide relative to the board, its appointment and powers, qualifications of members, terms, compensations and expenses, removal, organization, and meetings; to provide relative to corporations; to provide relative to receipts and disbursements; to provide relative to requirements for licensure, applications, examinations, expiration and renewal, and fees; to provide relative to certificates and seals; to provide relative to continuing education; to provide relative to disciplinary actions, violations, and penalties; to provide relative to application of provisions to public and private works; to provide relative to a savings clause; to provide for transitional provisions; and to provide for related matters.

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

HOUSE BILL NO. 1205—
 BY REPRESENTATIVE HAMMETT
 AN ACT

To amend and reenact R.S. 37:688(D), 693(A) and (B)(1) through (3) and (4)(a), 695(A), 697, and 698(A)(introductory paragraph) and to enact R.S. 37:695(C), relative to the regulation of engineering and land surveying; to revise the definition of "practice of engineering"; to provide for powers of the board; to provide for the requirements for registration and certification; to provide relative to the cost of examination; to provide for expiration and renewal of registration and certification; to provide for penalties; and to provide for related matters.

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

HOUSE BILL NO. 1206—
 BY REPRESENTATIVE HAMMETT
 AN ACT

To amend and reenact R.S. 37:693(B)(1)(b), relative to the regulation of engineers; to provide for the requirements for registration and certification of an engineer intern; and to provide for related matters.

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

HOUSE BILL NO. 1310—
 BY REPRESENTATIVES HUNTER AND DIMOS
 AN ACT

To enact R.S. 37:3298(D), relative to the Private Security Regulatory and Licensing Law; to provide for its inapplicability to certain persons employed by the Fourth Judicial District; and to provide for related matters.

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

HOUSE BILL NO. 1333—

BY REPRESENTATIVE TRAVIS

AN ACT

To amend and reenact R.S. 45:164 and 180.1(E), to enact R.S. 45:162(19), and to repeal R.S. 45:172(A)(6), relative to the public service commission; to provide relative to wrecker and towing services and limousine services; and to provide for related matters.

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

HOUSE BILL NO. 1335—

BY REPRESENTATIVE MARIONNEAUX

AN ACT

To amend and reenact R.S. 22:672(D)(1), relative to motor vehicles towed and stored for repairs; to provide for towing; to provide for storage fees; and to provide for related matters.

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

HOUSE BILL NO. 1383—

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

AN ACT

To amend and reenact R.S. 40:2116(D), relative to a moratorium on Medicaid approval of additional nursing facilities and additional beds in nursing facilities; to provide that the Department of Health and Hospitals shall extend the moratorium on Title XIX certified beds for nursing facilities; to extend the specified period of time during which the Department of Health and Hospitals shall not approve any additional nursing facilities or additional beds in nursing facilities for participation in the Title XIX program of the Social Security Act; and to provide for related matters.

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

HOUSE BILL NO. 1384—

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

AN ACT

To amend and reenact R.S. 46:2622(9) and 2625(A)(1)(a), relative to certain fees levied on providers of health care services; to further define those nursing facilities upon which such fees are levied; to provide for certain exemptions from such fees; and to provide for related matters.

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

HOUSE BILL NO. 1385—

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

AN ACT

To enact R.S. 49:191(12) and to repeal R.S. 49:191(10)(l), relative to the Department of Health and Hospitals, including provisions to provide for the re-creation of the Department of Health and Hospitals 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 by the Committee on Health and Welfare. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1386—

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

AN ACT

To amend and reenact R.S. 40:1231, to enact R.S. 40:1235.2 through 1235.4, and to repeal R.S. 40:1236.4(A)(4), relative to emergency medical services; to provide for the licensure of ambulance services; to provide definitions; to provide for license renewal, fees, fines, violations, and penalties; to provide for vehicle inspections; to provide for appeals; to remove certain exemptions from insurance requirements; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 1386 by Representative Alexander

AMENDMENT NO. 1

On page 9, line 4, change "shall" to "may"

AMENDMENT NO. 2

On page 9, line 12, after "of" insert "material"

AMENDMENT NO. 3

On page 10, between lines 2 and 3, insert the following:

"I. Any entity currently certified to provide ambulance services in Louisiana shall not be required to be licensed by the state in order to maintain certification for a period of one year after July 15, 1999, in order to continue providing such services."

AMENDMENT NO. 4

On page 10, lines 14 and 15, change "thirty-first" to "thirty-sixth"

AMENDMENT NO. 5

On page 10, line 25, change "thirty-first" to "thirty-sixth"

AMENDMENT NO. 6

On page 13, line 24, change the semicolon ";" to "and"

AMENDMENT NO. 7

On page 13, line 25, after "furnished" insert a period "." and delete the remainder of the line and delete line 26 in its entirety and insert "The"

On motion of Senator Hines, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1387—

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

AN ACT

To amend and reenact R.S. 40:1231 and 1236.2(A), (B), (C), (E)(1), and (G) and to enact R.S. 40:1236.2(E)(4), 1236.6, and 1236.7, relative to air ambulance services; to provide for definitions; to change requirements for services seeking licensure; to change requirements for licensure renewal; to provide relative to inspections; to provide relative to fees charged; to provide for denial, suspension, or revocation of a license; to provide for

violations and penalties; to provide for appeals; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 1387 by Representative Alexander

AMENDMENT NO. 1

On page 1, lines 3 and 12, after "R.S. 40:1236.2(E)(4)" insert "and (H)"

AMENDMENT NO. 2

On page 2, line 9, after "which" delete ", as a substantial portion of its business."

AMENDMENT NO. 3

On page 8, line 6, after "each" delete the remainder of the line and insert "air ambulance service certified or licensed in accordance with this Part."

AMENDMENT NO. 4

On page 10, between lines 18 and 19, insert the following:

"H. Any entity currently certified to provide ambulance service in Louisiana shall not be required to be licensed by the state in order to maintain certification for a period of one year after July 15, 1999, in order to continue providing such services."

AMENDMENT NO. 5

On page 11, lines 6 and 7, change "thirty-first" to "thirty-sixth"

AMENDMENT NO. 6

On page 11, line 17, change "thirty-first" to "thirty-sixth"

AMENDMENT NO. 7

On page 14, line 2, change the semicolon ";" to "and"

AMENDMENT NO. 8

On page 14, line 3, after "furnished" insert a period "." and delete the remainder of the line, delete line 4 in its entirety, and at the beginning of line 5, delete "ambulance service."

On motion of Senator Hines, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1397—

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

AN ACT

To amend and reenact R.S. 40:2104(B), 2106, and 2138, relative to information received pursuant to licensing of certain health care facilities; to provide for confidentiality of financial information received by the Department of Health and Hospitals pursuant to licensing of hospitals and ambulatory surgical centers; and to provide for related matters.

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

HOUSE BILL NO. 1398—

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

AN ACT

To amend and reenact R.S. 28:23, relative to the Mental Health Law; to provide that the Department of Health and Hospitals shall establish psychiatric inpatient units in certain state-owned hospitals; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 1545—

BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 42:4.1, relative to open meetings of public bodies; to require a copy of the laws relative to open meetings be posted by all public bodies; and to provide for related matters.

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

HOUSE BILL NO. 1689—

BY REPRESENTATIVES BARTON, HUNTER, MONTGOMERY, SCALISE, WADDELL, AND WALSWORTH

AN ACT

To enact R.S. 24:514(I), relative to the legislative auditor; to provide for the contents of the annual financial statements of school boards and the Department of Education; to provide for the powers and duties of the legislative auditor and legislative staff relative thereto; to require the approval of certain legislative committees with respect to certain performance and statistical data to be included in such annual financial statements; and to provide for related matters.

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

HOUSE BILL NO. 1699—

BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact R.S. 18:481, 511(A) and (B), 512(B), and 551(C)(1), to provide that any candidate for congress who receives a majority of the votes cast in a primary election shall qualify as the only candidate for the general election; to provide that a candidate for congress shall qualify as the only candidate for the general election if he is the only candidate who qualifies for the primary election or is the only remaining candidate after the death or withdrawal of other candidates for such office and to require such candidate's name be printed on the general election ballot; to remove provisions that a congressional candidate who receives a majority of the votes cast in a primary election is elected to that office; to remove provisions that a congressional candidate who is unopposed after the close of qualifying is automatically elected to that office; to remove provisions that a congressional candidate who is the only remaining candidate in a primary or general election as a result of the death or withdrawal of other candidates is automatically elected to office; to provide for submission by the attorney general to the federal court; and to provide for an effective date.

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

HOUSE BILL NO. 1710—

BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 9:3572.2(A)(4), 3572.6(A) and (B), 3572.10, 3572.11(A) and (B)(1), and 3572.12(C), to enact R.S. 9:3572.2(C), and to repeal R.S. 9:3572.11(B)(2), relative to consumer loan brokers; to provide for exemptions from licensure;

to provide for records retention; to provide for a right of cancellation of a brokerage agreement; to provide for loan brokerage agreements; to provide for revocation and suspension of licenses; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Engrossed House Bill No. 1710 by Representative Travis

AMENDMENT NO. 1

On page 1, line 3, delete ", to enact R.S. 9:3572.2(C),"

AMENDMENT NO. 2

On page 1, line 11, at the end of the line delete "and" and on line 12 delete "R.S. 9:3572.2(C) is hereby enacted"

AMENDMENT NO. 3

On page 2, delete lines 9 through 12

On motion of Senator Hollis, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1834—

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

AN ACT

To enact R.S. 22:1379(3)(e) and 1382(A)(3)(f) and (D), relative to the Louisiana Insurance Guaranty Association; to provide for claims; to provide for recovery of paid covered claims; to provide for limits; to provide for insolvency proceedings; to provide for assessments; and to provide for related matters.

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

HOUSE BILL NO. 1835—

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

AN ACT

To enact R.S. 22:1379(3)(e), relative to the Louisiana Insurance Guaranty Association; to provide for the time period to file a proof of claim against the association; to provide for applicability; and to provide for related matters.

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

HOUSE BILL NO. 1837—

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

AN ACT

To amend and reenact R.S. 22:1379(3)(b) and 1386(A), relative to the Louisiana Insurance Guaranty Association; to prohibit recovery, duplication of recovery, and subrogation against the Louisiana Insurance Guaranty Association by additional entities; to provide for applicability; and to provide for related matters.

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

HOUSE BILL NO. 1925—

BY REPRESENTATIVES ALEXANDER, DEWITT, DOWNER, MCMAINS, DIEZ, CARTER, CRANE, AND THORNHILL AND SENATORS HINES, DARDENNE, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To enact R.S. 40:5(21), relative to public health; to authorize the state health officer and the office of public health of the Department of Health and Hospitals to conduct certain inspections upon receipt of a complaint that the department determines shows appropriate and sufficient ground to indicate a specific health hazard or sanitary code violation may exist; to authorize licensed sanitarians making such inspections to obtain orders or warrants for such inspections; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 1925 by Representative Alexander

AMENDMENT NO. 1

On page 2, line 16, after "a" delete "health hazard or"

On motion of Senator Hines, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1951—

BY REPRESENTATIVE MARTINY

AN ACT

To enact R.S. 22:620(F), relative to insurance policy forms; to provide for approval; to provide for exceptions; to provide for regulations; to provide for commercial entities; and to provide for related matters.

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

HOUSE BILL NO. 1997—

BY REPRESENTATIVES TRICHE, MCCALLUM, AND HILL

AN ACT

To enact R.S. 42:883, relative to the State Employees Group Benefits Program; to provide for special enrollments for certain retirees; and to provide for related matters.

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

HOUSE BILL NO. 2015—

BY REPRESENTATIVE PINAC

AN ACT

To repeal Part III of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950, comprised of R.S. 22:1621 through 1627, relative to ambulance service insurance policies.

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

HOUSE BILL NO. 2021—

BY REPRESENTATIVES JOHNS AND MURRAY

AN ACT

To amend and reenact R.S. 27:323(B)(1), relative to purse supplements; to increase certain purse limitations to be supplemented; and to provide for related matters.

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

HOUSE BILL NO. 2028—
BY REPRESENTATIVES HEBERT AND MURRAY
AN ACT

To amend and reenact R.S. 4:203(A), relative to horse racing; to provide relative to fees collected for the "Louisiana Champions Day Account"; and to provide for related matters.

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

HOUSE BILL NO. 2062—
BY REPRESENTATIVES MORRELL AND MURRAY
AN ACT

To amend and reenact R.S. 4:165(A)(1), (2), and (4)(d), relative to horse racing; to provide relative to special awards to stallion owners; and to provide for related matters.

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

HOUSE BILL NO. 2071 (Substitute for House Bill No. 733 by Representative Travis)—
BY REPRESENTATIVE TRAVIS
AN ACT

To enact R.S. 48:278, relative to tourism signs; to require the lieutenant governor to engage in certain activities; to require the secretary of the Department of Transportation and Development to erect certain signs; and to provide for related matters.

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

HOUSE BILL NO. 2117—
BY REPRESENTATIVES WADDELL AND WALSWORTH
AN ACT

To enact R.S. 18:451.2, relative to candidates for office; to provide for qualifications for candidates for certain offices; and to provide for related matters.

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

HOUSE BILL NO. 2120—
BY REPRESENTATIVE SCALISE
AN ACT

To enact R.S. 22:1382(A)(3)(a)(v), relative to the Insurance Guaranty Association; to provide for assessments; to provide for the transfer of offset credits; and to provide for related matters.

Reported favorably by the Committee on Insurance. The bill was read by title and recommended to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 2143—
BY REPRESENTATIVES BRUNEAU, COPELIN, HUNTER, LANCASTER, MONTGOMERY, WADDELL, WALSWORTH, AND WILLARD
AN ACT

To amend and reenact R.S. 44:3(A)(1) and to enact R.S. 44:3(F), relative to public records; to provide for access to certain records of prosecutive, investigative, and other law enforcement agencies

and other governmental agencies by certain persons; and to provide for related matters.

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

HOUSE BILL NO. 2153—
BY REPRESENTATIVE ALARIO
AN ACT

To enact Chapter 26 of Title 42 of the Louisiana Revised Statutes of 1950, comprised of R.S. 42:1481 through 1485, to create the Compensation Review Commission; to provide for the membership of the commission; to provide for the powers, duties, and functions of the commission; to provide for reports on salaries of certain officials by the commission; to provide for the implementation and effectiveness of such salaries; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 2153 by Representative Alario

AMENDMENT NO. 1

On page 1, line 17, change ": two" to "appointed as follows:" and on line 18, delete "shall be appointed by the governor;"

AMENDMENT NO. 2

On page 1, line 19, at the end of the line, change "two" to "one"

AMENDMENT NO. 3

On page 2, line 1, change "one" to "four"

AMENDMENT NO. 4

On page 2, line 5, after "Louisiana" insert "; provided that no member shall be a statewide elected official or an employee of a statewide elected official, office of the judiciary, office of the governor, or the legislature"

AMENDMENT NO. 5

On page 3, line 11, delete ", except for" and on line 12, delete "submission to the governor," and after "bill" insert ",except for submission to the governor"

On motion of Senator Dardenne, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 2259 (Substitute Bill for House Bill No. 1728 by Representative Perkins)—
BY REPRESENTATIVE PERKINS
AN ACT

To enact R.S. 49:953(A)(1)(a)(viii) and 972, relative to administrative procedure; to provide that prior to the adoption, amendment, or repeal of any rule by any state agency that a family impact statement be issued; to provide for contents of the family impact statement; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Engrossed House Bill No. 2259 by Representative Perkins

AMENDMENT NO. 1

On page 2, line 6, delete "In the formation of rules," and insert "Prior to the adoption and implementation of rules,"

AMENDMENT NO. 2

On page 2, line 8, after "autonomy" insert a period "." and delete the rest of the line

AMENDMENT NO. 3

On page 2, at the beginning of line 9, delete "such rules."

On motion of Senator Dardenne, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

Motion to Recommit

Senator Hainkel asked for and obtained a suspension of the rules and recommitted House Bill No. 232 from the Committee on Finance to the Committee on Local and Municipal Affairs.

Motion to Recommit

Senator Hainkel asked for and obtained a suspension of the rules and recommitted House Bill No. 480 from the Committee on Finance to the Committee on Agriculture.

Motion to Recommit

Senator Hainkel asked for and obtained a suspension of the rules and recommitted House Bill No. 601 from the Committee on Finance to the Committee on Judiciary A.

Motion to Recommit

Senator Hainkel asked for and obtained a suspension of the rules and recommitted House Bill No. 647 from the Committee on Finance to the Committee on Natural Resources.

Motion to Recommit

Senator Hainkel asked for and obtained a suspension of the rules and recommitted House Bill No. 923 from the Committee on Finance to the Committee on Transportation, Highways, and Public Works.

Motion to Recommit

Senator Hainkel asked for and obtained a suspension of the rules and recommitted House Bill No. 976 from the Committee on Finance to the Committee on Local and Municipal Affairs.

Motion to Recommit

Senator Hainkel asked for and obtained a suspension of the rules and recommitted House Bill No. 1248 from the Committee on Finance to the Committee on Agriculture.

Motion to Recommit

Senator Hainkel asked for and obtained a suspension of the rules and recommitted House Bill No. 1695 from the Committee on Finance to the Committee on Transportation, Highways, and Public Works.

Motion to Recommit

Senator Hainkel asked for and obtained a suspension of the rules and recommitted House Bill No. 1697 from the Committee on Finance to the Committee on Transportation, Highways, and Public Works.

Motion to Recommit

Senator Hainkel asked for and obtained a suspension of the rules and recommitted House Bill No. 1698 from the Committee on Finance to the Committee on Transportation, Highways, and Public Works.

Motion to Recommit

Senator Hainkel asked for and obtained a suspension of the rules and recommitted House Bill No. 1846 from the Committee on Finance to the Committee on Revenue and Fiscal Affairs.

Motion to Recommit

Senator Hainkel asked for and obtained a suspension of the rules and recommitted House Bill No. 1995 from the Committee on Finance to the Committee on Transportation, Highways, and Public Works.

Reconsideration

On motion of Senator Bean, pursuant to the previous notice given, the vote by which the following bill failed to pass on Wednesday, May 26, 1999 was reconsidered.

HOUSE BILL NO. 1469—

BY REPRESENTATIVE PINAC

AN ACT

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

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

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. 994—

BY SENATORS C. FIELDS, DARDENNE AND MALONE

AN ACT

To amend and reenact R.S. 18:44(A) and (B)(5)(b), 110(B)(1), 197, 402(B), and (F)(2), 431(A)(1)(b), 433(G)(1) and (H)(1)(introductory paragraph), 434(A), (C)(introductory paragraph), and (D), 435(A) and (B), 436, 453, 467(2), 468(A), 552(A)(introductory paragraph), 1272, 1278(B), 1279, 1300(C)(1)(a), 1300.7(A), 1306(A)(4) and (C)(2), 1307(A)(5) and (D), 1308(A)(2)(a), 1311(D)(5)(a), 1314(C)(1) and (2) and (D), 1333(D)(1)(e) and (E)(1), 1355(6), 1401(B), 1402(B)(1)(c), 1405(A), 1406(B), 1407, 1409(B)(1) and (2), 1432(A), 1461(A)(17); to enact R.S. 18:1275.1 through R.S. 1275.24, relative to elections; to provide for a party primary system of elections for congressional offices, including provisions to provide for nomination of candidates for general elections for congressional offices by party primary elections, including a first primary election and a second primary election if no candidate receives a majority vote in the first primary election; for qualification of candidates for congressional office having no party affiliation in the general election; for election in the general election by plurality vote; for voting for congressional offices by a voter registered as affiliated with the party in the party primary elections; to provide for voting

of unaffiliated voters in party primaries; to provide for election dates; and to provide for related matters.

Floor Amendments Sent Up

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator C. Fields to Engrossed Senate Bill No. 994 by Senator C. Fields

AMENDMENT NO. 1

On page 1, line 2, after "402(B)" insert "and (C)"

AMENDMENT NO. 2

On page 1, line 4, after "434(A)" insert "(1)" and after "(D)" insert "(1) and (2)"

AMENDMENT NO. 3

On page 1, line 10, change "24" to "23"

AMENDMENT NO. 4

On page 2, line 7, after "402(B)" insert "and (C)"

AMENDMENT NO. 5

On page 2, line 8, after "434(A)" insert "(1)" and on line 9, after "(D)" insert "(1) and (2)"

AMENDMENT NO. 6

On page 2, line 15, change "24" to "23"

AMENDMENT NO. 7

On page 2, line 20 after "second" insert "party"

AMENDMENT NO. 8

On page 3, line 8, after "second" insert "party"

AMENDMENT NO. 9

On page 3, lines 15 and 24, after "first" insert "party"

AMENDMENT NO. 10

On page 4, line 9, after "first" insert "party" and after "elections" insert "for recognized political parties"

AMENDMENT NO. 11

On page 4, lines 10 and 12, change "second" to "first"

AMENDMENT NO. 12

On page 4, line 11, after "second" insert "party" and after "elections" insert "for recognized political parties"

AMENDMENT NO. 13

On page 4, between lines 15 and 16, insert the following:

"C. Municipal and ward elections. In all municipalities with a population of less than four hundred seventy-five thousand, elections for municipal and ward officers who are not elected at the same time as the governor or members of congress shall be held every four years. **The primary election for municipal and ward officers who are elected at the same time as members of congress shall be held on the same date as the congressional second party primary, and the general election shall be held at the same time as the general election for congressional offices.**

* * *

AMENDMENT NO. 14

On page 4, line 20, change "second Saturday" to "first Saturday" and after "September" delete the remainder of the line and on line 21, delete "Saturday in October"

AMENDMENT NO. 15

On page 5, lines 17, 22 and 23 before "primary" insert "party"

AMENDMENT NO. 16

On page 6, line 7, and "first" insert "party" and on lines 8, and 16, before "primary" insert "party"

AMENDMENT NO. 17

On page 6, line 26, between "first" and "primary" insert "party" and after "second" insert "party"

AMENDMENT NO. 18

On page 7, line 8, after "first" insert "party" and on lines 9 and 11, before "primary" insert "party"

AMENDMENT NO. 19

On page 8, lines 1 and 26 after "first" insert "party" and on lines 2, 4, and 27, before "primary" insert "party"

AMENDMENT NO. 20

On page 9, line 1, after "first" insert "party"

AMENDMENT NO. 21

On page 9, lines 2, 3, and 5, before "primary" insert "party"

AMENDMENT NO. 22

On page 9, line 18, after "first" insert "party" and on line 19, after "second" insert "party"

AMENDMENT NO. 23

On page 10, line 15, after "first" insert "party"

AMENDMENT NO. 24

On page 10, line 20, after "second" insert "party"

AMENDMENT NO. 25

On page 11, lines 3, 6, and 7 before "primary" insert "party"

AMENDMENT NO. 26

On page 11, lines 11 and 13, after "first" insert "party"

AMENDMENT NO. 27

On page 11, line 19, after "second" insert "party"

AMENDMENT NO. 28

On page 11, line 27, after "first" delete the remainder of the line and insert "party and second party primary"

AMENDMENT NO. 29

On page 12, line 19, after "party" insert ", provided that each such political party shall notify the secretary of state and the commissioner of elections no later than January first of the year in which regularly scheduled congressional elections are to be held if unaffiliated voters will be allowed to vote on candidates affiliated with such affiliated party"

AMENDMENT NO. 30

On page 13, lines 2, 4, 20, and 21, before "primary" insert "party"

AMENDMENT NO. 31

On page 14, line 14, after "first" insert "party"

AMENDMENT NO. 32

On page 15, line 7, after "first" insert "party"

AMENDMENT NO. 33

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On page 16, lines 6, and 19, after "first" insert "party"

AMENDMENT NO. 34

On page 17, line 19, after "secretary of state" delete the remainder of the line and on line 20, delete "local or municipal candidates,"

AMENDMENT NO. 35

On page 17, lines 21 and 23, after "first" insert "party"

AMENDMENT NO. 36

On page 17, lines 25, before "primary" insert "party" and after "first" insert "party"

AMENDMENT NO. 37

On page 17, line 26, change "fourth" to "third"

AMENDMENT NO. 38

On page 18, lines 3, 5, 7, 9, 11, 15, 18, and 19 after "first" insert "party"

AMENDMENT NO. 39

On page 18, line 19, after "reopen" insert "for the party from which the candidate died" and on line 20, delete, "from each recognized political party"

AMENDMENT NO. 40

On page 18, line 24, after "on the first" insert "party" and after "If the first" insert "party"

AMENDMENT NO. 41

On page 19, delete lines 3 through 7, and insert "qualified for an office, the qualifying period shall be reopened for candidates from the recognized political party from which no candidate qualified, on the first Wednesday"

AMENDMENT NO. 42

On page 19, lines 16, 17, 21, 25 and 27 after "first" insert "party" and on line 25, after "second" insert "party"

AMENDMENT NO. 43

On page 20, lines 1, 2, 3, 8, 9, and 11 before "primary" insert "party"

AMENDMENT NO. 44

On page 20, delete line 4, and insert "the date of the general election, and the general" and on line 5, change "fourth" to "fifth"

AMENDMENT NO. 45

On page 20, line 6, between "second" and "primary" insert "party" and between "first" and "primary" insert "party"

AMENDMENT NO. 46

On page 20, lines 22 and 24, between "first" and "primary" insert "party" and between "second" and "primary" insert "party"

AMENDMENT NO. 47

On page 20, line 25, after "Part." insert "If only one candidate qualifies for the office, that candidate shall be declared the party nominee."

AMENDMENT NO. 48

On page 21, line 4, between "first" and "primary" insert "party" and on line 7 between "second" and "primary" insert "party"

AMENDMENT NO. 49

On page 21, line 4, after "vote" insert "for second place" and after "first" insert "party"

AMENDMENT NO. 50

On page 21, lines 7, 9, 14, 24, 25, and 27 before "primary" insert "party"

AMENDMENT NO. 51

On page 21, line 15, after "committee" delete "or" and on line 16, delete "parish executive committee"

AMENDMENT NO. 52

On page 21, line 17, delete ", as the case may be," and on line 18, delete "or nominees"

AMENDMENT NO. 53

On page 21, line 25, after "election" insert "was unopposed, or is the only candidate remaining after the death or withdrawal of a candidate after the first primary election"

AMENDMENT NO. 54

On page 22, line 6, after "political party" delete ",except in the case of a tie vote"

AMENDMENT NO. 55

On page 22, lines 12, 13, 20, and 23, change "nominating" to "ballot access"

AMENDMENT NO. 56

On page 22, line 26, before "primary" insert "party"

AMENDMENT NO. 57

On page 22, delete line 27 in its entirety

AMENDMENT NO. 58

On page 23, delete lines 1 through 3 in their entirety

AMENDMENT NO. 59

On page 23, line 4, change "19" to "18"

AMENDMENT NO. 60

On page 23, line 8, before "primary" insert "party"

AMENDMENT NO. 61

On page 23, lines 16, change "20" to "19"

AMENDMENT. NO. 62

On page 23, line 18, delete "A." and on line 19, after "first" insert "party"

AMENDMENT NO. 63

On page 23, line 25, before "primary" insert "party"

AMENDMENT NO. 64

On page 23, delete line 27, and on page 24, delete lines 1 and 2 in their entirety

AMENDMENT NO. 65

On page 24, line 3, change "21" to "20"

AMENDMENT NO. 66

On page 24, lines 6, and 17, before "primary" insert "party"

AMENDMENT NO. 67

On page 24, line 8, after "voter." delete the remainder of the line and delete lines 8 through 13 in their entirety

AMENDMENT NO. 68

On page 24, line 14, change "22" to "21"

AMENDMENT NO. 69

On page 25, line 4, after "state." delete the remainder of the line and insert "The parties shall be arranged alphabetically, and under such party affiliation, the names of the"

AMENDMENT NO. 70

On page 25, line 5, delete " arranged by party affiliation and"

AMENDMENT NO. 71

On page 25, line 23, before "primary" insert "party"

AMENDMENT NO. 72

On page 25, line 25, after "candidacy." delete the remainder of the line and insert "The parties shall be arranged alphabetically, and under such party affiliation, the names of the candidates for each office " and on line 26, after "arranged" delete the remainder of the line

AMENDMENT NO. 73

On page 26, lines 6, 12, 14, and 20, before "primary" insert "party"

AMENDMENT NO. 74

On page 26, line 10, change "23" to "22" and on line 18, change "24" to "23"

AMENDMENT NO. 75

On page 27, line 17, before "primary" insert "party"

AMENDMENT NO. 76

On page 28, line 7, before "primary" insert "party"

AMENDMENT NO. 77

On page 29, lines 4, 6, 7, and 26, before "primary" insert "party"

AMENDMENT NO. 78

On page 30, lines 10, 15, 16, 17, and 20, before "primary" insert "party"

AMENDMENT NO. 79

On page 31, lines 8, 22, and 25, before "primary" insert "party"

AMENDMENT NO. 80

On page 31, line 24, after "primary or first" insert "party"

AMENDMENT NO. 81

On page 32, lines 2, 3, 7, 17, 18, 25, and 26, before "primary" insert "party"

AMENDMENT NO. 82

On page 32, line 23, after "primary, first" insert "party" and after "second" insert "party"

AMENDMENT NO. 83

On page 33, lines 1 and 26 before "primary" insert "party"

AMENDMENT NO. 84

On page 34, lines 5, 16, 19, and 25, before "primary" insert "party"

AMENDMENT NO. 85

On page 34, line 24, after "first" insert "party"

AMENDMENT NO. 86

On page 35, lines 1, 6, 8, 10, 15, 16, 20, 24, and 27, before "primary" insert "party"

AMENDMENT NO. 87

On page 36, lines 2, 5, 8, and 10, before "primary" insert "party"

AMENDMENT NO. 88

On page 37, line 2, after "first" insert "party" and on lines 2, 3, 5, 18, and 25, before "primary" insert "party"

AMENDMENT NO. 89

On page 37, lines 14 and 16, after "first" insert "party" and on line 14, after "second" insert "party"

AMENDMENT NO. 90

On page 38, lines 13, and 22, before "primary" insert "party"

AMENDMENT NO. 91

On page 39, lines 15 and 23, before "primary" insert "party"

AMENDMENT NO. 92

On page 40, lines 3, 5, 9, 11, 13, and 16, before "primary" insert "party"

AMENDMENT NO. 93

On page 41, lines 2, and 18, after "second" and before "primary" insert "party"

On motion of Senator C. Fields, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-----------|----------|-----------|
| Bajoie | Fields C | Jones |
| Boissiere | Fields W | Jordan |
| Branch | Greene | Malone |
| Campbell | Hainkel | Robichaux |
| Casanova | Hollis | Schedler |
| Cox | Irons | Smith |
| Dardenne | Johnson | |
| Total—20 | | |

NAYS

| | | |
|---------------|-----------|------------|
| Mr. President | Dyess | Landry |
| Barham | Ellington | Lentini |
| Bean | Heitmeier | Theunissen |
| Cravins | Hines | Ullo |
| Dean | Lambert | |
| Total—14 | | |

ABSENT

| | | |
|---------|----------|--------|
| Cain | Siracusa | Thomas |
| Romero | Tarver | |
| Total—5 | | |

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

Personal Privilege

Senator Romero asked for and obtained the floor of the Senate on a point of personal privilege, and stated he appeared as absent on the vote on House Bill No. 994. He had intended to vote nay on the bill. He asked that the Official Journal so state.

Rules Suspended

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

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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:

Senator Ellington in the Chair

SENATE BILL NO. 940— BY SENATOR HAINKEL

AN ACT

To amend and reenact R.S. 46:153.3(B)(3) and to enact R.S. 46:153.3(B)(4), relative to the Medicaid drug formulary; to authorize the Department of Health and Hospitals to develop peer-based prescribing and dispensing practice patterns for health care providers participating in Medicaid and to develop a process to promote such practice patterns; to provide for promulgation of rules and regulations; and to provide for related matters.

The bill, which was designated a duplicate of House Bill No. 1382, was read by title. Senator Hines moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Ellington, Lambert. Lists names of senators and their counts for YEAS.

NAYS

Total—0

ABSENT

Table with 3 columns: Name, Cravins, Thomas. Lists names of senators and their counts for ABSENT.

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

SENATE BILL NO. 1011— BY SENATORS EWING, BAJOE, CASANOVA, DYESS, HINES, IRONS, LANDRY AND SCHEDLER

AN ACT

To enact R.S. 46:450.6 and 2404(G)(8), relative to families; to require the Louisiana Children's Trust Fund Board to develop a community-based family center program; to provide for purposes of program; to require the board to promulgate rules; to provide for a pilot project; to require certain reports on the pilot program; 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. 1011 by Senator Ewing

AMENDMENT NO. 1

On page 3, between lines 25 and 26, insert asterisks "** * **"

On motion of Senator Lentini, the amendments were adopted.

Floor Amendments Sent Up

Senator Ewing sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ewing to Engrossed Senate Bill No. 1011 by Senator Ewing

AMENDMENT NO. 1

On page 3, line 23, after "the" and before "Senate" insert "Children's Cabinet, the"

On motion of Senator Ewing, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Dyess, Lambert. Lists names of senators and their counts for YEAS.

Total—34

NAYS

Total—0

ABSENT

Table with 3 columns: Name, Siracusa, Thomas. Lists names of senators and their counts for ABSENT.

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

Rules Suspended

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

Called from the Calendar

Senator Dyess asked that Senate Bill No. 376 be called from the Calendar at this time.

SENATE BILL NO. 376—
BY SENATOR DYESS

AN ACT

To amend and reenact R.S. 17:158(A) and (C), relative to the transportation of students; to provide relative to the transportation for any student attending a public school or a school approved by the State Board of Elementary and Secondary Education; to require transportation for those students who reside more than one-quarter mile from the school; to provide relative to the authority of parish and city school boards with regard to the transportation of students within their jurisdiction; to provide relative to the reimbursement of the costs of transportation under certain circumstances; and to provide for related matters.

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

Rules Suspended

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

**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. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-----------|------------|
| Mr. President | Ellington | Lambert |
| Barham | Fields C | Landry |
| Bean | Fields W | Lentini |
| Boissiere | Greene | Malone |
| Branch | Hainkel | Robichaux |
| Campbell | Heitmeier | Romero |
| Casanova | Hines | Schedler |
| Cox | Hollis | Smith |
| Dardenne | Irons | Theunissen |
| Dean | Johnson | Ullo |
| Dyess | Jordan | |
| Total—32 | | |

NAYS

Total—0

ABSENT

| | | |
|---------|----------|--------|
| Bajoie | Jones | Thomas |
| Cain | Siracusa | |
| Cravins | Tarver | |
| Total—7 | | |

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-----------|------------|
| Mr. President | Fields C | Landry |
| Barham | Fields W | Lentini |
| Bean | Greene | Malone |
| Boissiere | Hainkel | Robichaux |
| Campbell | Heitmeier | Romero |
| Casanova | Hines | Schedler |
| Cox | Hollis | Smith |
| Cravins | Irons | Theunissen |
| Dardenne | Johnson | Ullo |
| Dyess | Jordan | |
| Ellington | Lambert | |
| Total—31 | | |

NAYS

Dean
Total—1

ABSENT

| | | |
|---------|----------|--------|
| Bajoie | Jones | Thomas |
| Branch | Siracusa | |
| Cain | Tarver | |
| Total—7 | | |

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

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.

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

ROLL CALL

The roll was called with the following

result:

YEAS

| | | |
|---------------|-----------|------------|
| Mr. President | Dyess | Lambert |
| Bajoie | Ellington | Landry |
| Barham | Fields C | Lentini |
| Bean | Fields W | Malone |
| Boissiere | Greene | Robichaux |
| Branch | Hainkel | Romero |
| Campbell | Heitmeier | Schedler |
| Casanova | Hines | Smith |
| Cox | Hollis | Theunissen |
| Cravins | Irons | Ullo |

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Dardenne
Dean
Total—34

Johnson
Jordan

NAYS

Total—0

ABSENT

Cain
Jones
Total—5

Siracusa
Tarver
Thomas

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

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.

Mr. President in the Chair

Floor Amendments Sent Up

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator W. Fields to Reengrossed House Bill No. 413 by Representative Montgomery

AMENDMENT NO. 1

On page 1, line 2, after "(d)" insert "and (P)(1)(b) and (d), (2)(c) and (d), (3)(c) and (d), (4)(c) and (d)"

AMENDMENT NO. 2

On page 1, line 6, after "circumstances;" insert "to provide for the eligibility of students who graduate from high schools located in other states;"

AMENDMENT NO. 3

On page 2, line 1, after "(d)" insert "and (P)(1)(b) and (d), (2)(c) and (d), (3)(c) and (d), (4)(c) and (d)"

AMENDMENT NO. 4

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

"P.(1) Notwithstanding any initial student eligibility requirement of this Chapter to the contrary, a student shall be eligible to receive a TOPS-Tech Award pursuant to this Section provided each of the applicable following conditions are met:
* * *

(b) The student has a **minimum cumulative grade point average of a 2.50 calculated on a 4.00 scale and has a composite score on the 1990 version of the American College Test which is at least three points higher than as high as** that required by this Section for a student graduating from a Louisiana public high school or nonpublic high school which has been approved by the State Board of Elementary and Secondary Education or an equivalent concordant value on an enhanced or revised version of such test or on the Scholastic Aptitude Test.
* * *

(d) The student meets the eligibility requirements provided in Subparagraphs A(1)(a), **(e)**, and (f) of this Section.

(2) Notwithstanding any initial student eligibility requirement of this Chapter to the contrary, a student shall be eligible to receive an Opportunity Award pursuant to this Section provided each of the following conditions are met:
* * *

(c) The student has a **minimum cumulative grade point average of a 2.50 calculated on a 4.00 scale and has a composite score on the 1990 version of the American College Test which is at least three points higher than as high as** that required by this Section for a student graduating from a Louisiana public high school or nonpublic high school which has been approved by the State Board of Elementary and Secondary Education or an equivalent concordant value on an enhanced or revised version of such test or on the Scholastic Aptitude Test.
* * *

(d) The student meets the eligibility requirements provided in Subparagraphs A(1)(a), **(e)**, and (f) of this Section.

(3) Notwithstanding any initial student eligibility requirement of this Chapter to the contrary, a student shall be eligible to receive a Performance Award pursuant to this Section provided each of the following conditions are met:
* * *

(c) The student has a **minimum cumulative grade point average of a 2.50 calculated on a 4.00 scale and has a composite score on the 1990 version of the American College Test which is at least three points higher than as high as** that required by this Section for a student graduating from a Louisiana public high school or nonpublic high school which has been approved by the State **Board of Elementary and Secondary Education** or an equivalent concordant value on an enhanced or revised version of such test or on the Scholastic Aptitude Test.
* * *

(d) The student meets the eligibility requirements provided in Subparagraphs A(1)(a), **(e)**, and (f) of this Section.

(4) Notwithstanding any initial student eligibility requirement of this Chapter to the contrary, a student shall be eligible to receive an Honors Award pursuant to this Section provided each of the following conditions are met:
* * *

(c) The student has a **minimum cumulative grade point average of a 2.50 calculated on a 4.00 scale and has a composite score on the 1990 version of the American College Test which is at least three points higher than as high as** that required by this Section for a student graduating from a Louisiana public high school or nonpublic high school which has been approved by the State **Board of Elementary and Secondary Education** or an equivalent concordant value on an enhanced or revised version of such test or on the Scholastic Aptitude Test.
* * *

(d) The student meets the eligibility requirements provided in Subparagraphs A(1)(a), **(e)**, and (f) of this Section.
* * *

Motion

Senator Bean moved the previous question on the entire subject matter.

Without objection, so ordered.

Senator W. Fields moved adoption of the amendments.

Senator Greene objected.

ROLL CALL

The roll was called with the following result:

| | | |
|---------------|-----------|------------|
| | YEAS | |
| Bajoie | Fields W | Lambert |
| Cox | Hines | Landry |
| Cravins | Irons | Robichaux |
| Fields C | Johnson | Smith |
| Total—12 | | |
| | NAYS | |
| Mr. President | Dean | Jordan |
| Barham | Dyess | Lentini |
| Bean | Ellington | Malone |
| Boissiere | Greene | Romero |
| Branch | Hainkel | Schedler |
| Casanova | Heitmeier | Theunissen |
| Dardenne | Hollis | Ullo |
| Total—21 | | |
| | ABSENT | |
| Cain | Jones | Tarver |
| Campbell | Siracusa | Thomas |
| Total—6 | | |

The Chair declared the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

| | | |
|---------------|-----------|------------|
| YEAS | | |
| Mr. President | Dyess | Jordan |
| Bajoie | Ellington | Lambert |
| Barham | Fields C | Landry |
| Bean | Fields W | Lentini |
| Boissiere | Greene | Malone |
| Branch | Hainkel | Robichaux |
| Campbell | Heitmeier | Romero |
| Casanova | Hines | Schedler |
| Cox | Hollis | Smith |
| Cravins | Irons | Theunissen |
| Dardenne | Johnson | Ullo |
| Dean | Jones | |
| Total—35 | | |
| | NAYS | |
| Total—0 | | |
| | ABSENT | |
| Cain | Tarver | |
| Siracusa | Thomas | |
| Total—4 | | |

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

Bagneris Rule

Senator Hainkel moved to suspend the rules to pass over controversial Senate and 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.

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.

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

ROLL CALL

The roll was called with the following result:

| | | |
|---------------|-----------|------------|
| YEAS | | |
| Bajoie | Ellington | Lambert |
| Barham | Fields C | Landry |
| Bean | Fields W | Lentini |
| Boissiere | Greene | Malone |
| Branch | Hainkel | Robichaux |
| Campbell | Heitmeier | Romero |
| Casanova | Hines | Schedler |
| Cox | Hollis | Smith |
| Cravins | Irons | Theunissen |
| Dardenne | Johnson | Ullo |
| Dean | Jones | |
| Dyess | Jordan | |
| Total—34 | | |
| | NAYS | |
| Total—0 | | |
| | ABSENT | |
| Mr. President | Siracusa | Thomas |
| Cain | Tarver | |
| Total—5 | | |

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

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.

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

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

NAYS

Total—0

ABSENT

| | | |
|----------|----------|--------|
| Cain | Siracusa | Thomas |
| Casanova | Tarver | |
| Total—5 | | |

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.

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.

The bill was read by title. Senator Campbell 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 | Greene | Malone |
| Boissiere | Hainkel | Robichaux |
| Campbell | Heitmeier | Romero |
| Casanova | Hines | Schedler |
| Cox | Hollis | Smith |
| Cravins | Irons | Theunissen |
| Dardenne | Johnson | Ullo |
| Dean | Jones | |
| Dyess | Jordan | |
| Total—34 | | |

NAYS

Total—0

ABSENT

| | | |
|---------|----------|--------|
| Branch | Siracusa | Thomas |
| Cain | Tarver | |
| Total—5 | | |

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

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.

The bill was read by title. Senator Irons 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 | Lentini |
| Bean | Fields W | Malone |
| Boissiere | Greene | Robichaux |
| Branch | Hainkel | Romero |
| Campbell | Heitmeier | Schedler |
| Casanova | Hines | Smith |
| Cox | Hollis | Theunissen |
| Cravins | Irons | Ullo |
| Dardenne | Johnson | |
| Dean | Jones | |
| Total—34 | | |

NAYS

Total—0

ABSENT

| | | |
|---------|----------|--------|
| Cain | Siracusa | Thomas |
| Jordan | Tarver | |
| Total—5 | | |

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

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.

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 | Dyess | Jones |
| Bajoie | Ellington | Jordan |
| Barham | Fields C | Lambert |
| Bean | Fields W | Lentini |
| Boissiere | Greene | Malone |
| Campbell | Hainkel | Robichaux |
| Casanova | Heitmeier | Romero |
| Cox | Hines | Schedler |
| Cravins | Hollis | Smith |
| Dardenne | Irons | Theunissen |
| Dean | Johnson | Ullo |
| Total—33 | | |

NAYS

Total—0

ABSENT

| | | |
|---------|----------|--------|
| Branch | Landry | Tarver |
| Cain | Siracusa | Thomas |
| 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.

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

| | |
|----------|--------|
| Cain | Tarver |
| Siracusa | Thomas |
| Total—4 | |

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-----------|-----------|------------|
| Bajoie | Ellington | Lambert |
| Barham | Fields C | Landry |
| Bean | Greene | Lentini |
| Boissiere | Hainkel | Malone |
| Campbell | Heitmeier | Robichaux |
| Casanova | Hines | Romero |
| Cox | Hollis | Schedler |
| Cravins | Irons | Smith |
| Dardenne | Johnson | Theunissen |
| Dean | Jones | Ullo |
| Dyess | Jordan | |
| Total—32 | | |

NAYS

Total—0

ABSENT

| | | |
|---------------|----------|--------|
| Mr. President | Fields W | Thomas |
| Branch | Siracusa | |
| Cain | Tarver | |
| Total—7 | | |

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

| | | |
|------|----------|--------|
| Cain | Malone | Tarver |
| Dean | Siracusa | Thomas |

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Total—6

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Bajoie, Barham, etc.

NAYS

Total—0

ABSENT

Table with 2 columns: Name, Absent. Lists names like Cain, Siracusa.

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Bajoie, Barham, etc.

Table with 3 columns: Name, Yeas, Nays. Lists names like Branch, Campbell, Cox, etc.

NAYS

Total—0

ABSENT

Table with 3 columns: Name, Absent. Lists names like Cain, Casanova.

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. 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.

Floor Amendments Sent Up

Senator Ullo sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ullo to Reengrossed House Bill No. 108 by Representative Windhorst

AMENDMENT NO. 1

On page 1, line 14, after "organization" insert a comma ",."

On motion of Senator Ullo, the amendments were adopted.

Floor Amendments Sent Up

Senator Ullo sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ullo to Reengrossed House Bill No. 108 by Representative Windhorst

AMENDMENT NO. 1

On page 1, line 15, after "offer" delete the remainder of the line and delete line 16 and insert "a second progressive bingo game, in addition to the game authorized in this Subsection."

AMENDMENT NO. 2

On page 2, at the end of line 3, delete "second or"

On motion of Senator Ullo, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-----------|-----------|------------|
| Bajoie | Heitmeier | Robichaux |
| Bean | Hines | Romero |
| Boissiere | Johnson | Schedler |
| Branch | Jordan | Theunissen |
| Cox | Lambert | Ullo |
| Cravins | Landry | |
| Hainkel | Malone | |
| Total—19 | | |

NAYS

| | | |
|---------------|-----------|----------|
| Mr. President | Dean | Fields W |
| Barham | Dyess | Greene |
| Campbell | Ellington | Smith |
| Casanova | Fields C | |
| Total—11 | | |

ABSENT

| | | |
|----------|---------|----------|
| Cain | Irons | Siracusa |
| Dardenne | Jones | Tarver |
| Hollis | Lentini | Thomas |
| Total—9 | | |

The Chair declared the bill failed to pass.

Notice of Reconsideration

Senator Ullo, 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. 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.

The bill was read by title. Senator Lentini 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 | Lentini |
| Bean | Fields W | Malone |
| Boissiere | Greene | Robichaux |
| Branch | Hainkel | Romero |
| Campbell | Heitmeier | Schedler |
| Casanova | Hines | Smith |
| Cox | Hollis | Theunissen |
| Cravins | Irons | Ullo |
| Dardenne | Johnson | |
| Dean | Jordan | |
| Total—34 | | |

NAYS

Total—0

ABSENT

| | | |
|-------|----------|--------|
| Cain | Siracusa | Thomas |
| Jones | Tarver | |

Total—5

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

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.

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 | Lentini |
| Bean | Fields W | Malone |
| Boissiere | Greene | Robichaux |
| Branch | Hainkel | Romero |
| Campbell | Heitmeier | Schedler |
| Casanova | Hines | Smith |
| Cox | Irons | Theunissen |
| Cravins | Johnson | Ullo |
| Dardenne | Jones | |
| Dean | Jordan | |
| Total—34 | | |

NAYS

Total—0

ABSENT

| | | |
|---------|----------|--------|
| Cain | Siracusa | Thomas |
| Hollis | Tarver | |
| Total—5 | | |

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. 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.

Floor Amendments Sent Up

Senator Dardenne sent up floor amendments which were read.

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SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Reengrossed House Bill No. 129 by Representative Windhorst

AMENDMENT NO. 1

On page 2, line 3, after "organization" insert a comma ",."

On motion of Senator Dardenne, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Dyess, Jordan. Lists names of senators who voted 'yea'.

NAYS

Total—0

ABSENT

Table with 2 columns: Name, Tarver. Lists names of senators who were absent.

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

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.

Floor Amendments Sent Up

Senator Dardenne sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed House Bill No. 196 by Representative Windhorst

AMENDMENT NO. 1

On page 1, line 15, after "review" insert a comma ",."

On motion of Senator Dardenne, the amendments were adopted.

Floor Amendments Sent Up

Senator Dardenne sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed House Bill No. 196 by Representative Windhorst

AMENDMENT NO. 1

On page 2, at the end of line 7, insert "The provisions of this Section shall be procedural in nature."

On motion of Senator Dardenne, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Dyess, Jordan. Lists names of senators who voted 'yea'.

Total—35

NAYS

Total—0

ABSENT

Table with 2 columns: Name, Tarver. Lists names of senators who were absent.

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

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.

Floor Amendments Sent Up

Senator Dardenne sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed House Bill No. 197 by Representative Windhorst

AMENDMENT NO. 1

On page 1, line 13, after "premises" insert a comma ",."

On motion of Senator Dardenne, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Bajoie, Barham, Bean, Boissiere, Branch, Campbell, Casanova, Cox, Cravins, Dardenne, Dean, Total—32; Ellington, Fields C, Fields W, Greene, Hainkel, Heitmeier, Hines, Hollis, Irons, Johnson, Jones; Jordan, Lambert, Landry, Lentini, Malone, Robichaux, Romero, Smith, Theunissen, Ullo.

NAYS

Total—0

ABSENT

Table with 3 columns: Mr. President, Cain, Dyess, Total—7; Schedler, Siracusa, Tarver; Thomas.

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

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.

Floor Amendments Sent Up

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator W. Fields to Engrossed House Bill No. 697 by Representative Green

AMENDMENT NO. 1

On page 1, line 4, after "R.S. 9:356" insert "and to amend and reenact R.S. 46:236.1(K)(3)"

AMENDMENT NO. 2

On page 1 line 9, after "visitation;" insert "to provide with respect to certain state attorneys;"

AMENDMENT NO. 3

On page 2, after line 15, insert the following:

"Section 2. R.S. 46:236.1(K)(3) is hereby amended and reenacted to read as follows:

§236.1. Family and child support programs

* * *

K.(1) * * * * *

(3) Any attorney initiating legal proceedings pursuant to this Section and Titles IV-D and IV-A of the Social Security Act shall represent the state of Louisiana, Department of Social Services exclusively. An attorney-client relationship shall not exist between the attorney and any applicant or recipient of child support enforcement services for and on behalf of a child or children, without regard to the name in which legal proceedings are initiated. In those cases in which the Department of Social Services is providing child support services, the attorney representing the department shall not represent any party in matters involving custody or visitation. The provisions of this Paragraph shall apply to a staff attorney in support enforcement services, district attorney, or contract attorney providing support services pursuant to Title IV-D."

On motion of Senator W. Fields, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Bajoie, Barham, Bean, Boissiere, Branch, Campbell, Casanova, Cox, Cravins, Dardenne, Dean, Total—34; Dyess, Ellington, Fields C, Fields W, Greene, Hainkel, Heitmeier, Hines, Irons, Johnson, Jones, Jordan; Lambert, Landry, Lentini, Malone, Robichaux, Romero, Schedler, Smith, Theunissen, Ullo.

NAYS

Total—0

ABSENT

Table with 3 columns: Cain, Hollis, Total—5; Siracusa, Tarver; Thomas.

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

May 27, 1999

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

Total—33
 NAYS
 Total—0
 ABSENT

| | | |
|----------|----------|--------|
| Cain | Hollis | Tarver |
| Campbell | Siracusa | Thomas |

Total—6

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

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.

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

ROLL CALL

The roll was called with the following result:

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

Total—34
 NAYS
 Total—0
 ABSENT

| | | |
|--------|----------|--------|
| Cain | Siracusa | Thomas |
| Hollis | Tarver | |

Total—5

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

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.

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:

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

Total—34
 NAYS
 Total—0
 ABSENT

| | | |
|--------|----------|--------|
| Cain | Siracusa | Thomas |
| Hollis | Tarver | |

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. 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.

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:

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

Total—34

NAYS

Total—0

ABSENT

| | | |
|---------|----------|--------|
| Cain | Siracusa | Thomas |
| Hollis | Tarver | |
| 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. 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.

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 | Dean | Jordan |
| Bajoie | Dyess | Lambert |
| Barham | Fields C | Landry |
| Bean | Fields W | Lentini |
| Boissiere | Greene | Malone |
| Branch | Hainkel | Robichaux |
| Campbell | Heitmeier | Romero |
| Casanova | Hines | Schedler |
| Cox | Irons | Smith |
| Cravins | Johnson | Theunissen |
| Dardenne | Jones | Ullo |
| Total—33 | | |

NAYS

Total—0

ABSENT

| | | |
|-----------|----------|--------|
| Cain | Hollis | Tarver |
| Ellington | Siracusa | Thomas |
| Total—6 | | |

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. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Irons
Total—1

ABSENT

| | | |
|---------|----------|--------|
| Cain | Siracusa | Thomas |
| Hollis | Tarver | |
| Total—5 | | |

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

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.

Floor Amendments Sent Up

Senator Smith sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Smith to Engrossed House Bill No. 847 by Representative Durand

AMENDMENT NO. 1

On page 1, line 2, between "R.S. 13:971(C)(a) and (2)" and the comma ", " insert "and to enact R.S. 13:961(F)(1)(j)"

AMENDMENT NO. 2

On page 1, line 3, change "Sixteenth Judicial District Court" to "Eighth and Sixteenth Judicial District Courts"

AMENDMENT NO. 3

On page 2, after line 17, add the following:

May 27, 1999

"Section 2. R.S. 13:961(F)(1)(j) is enacted to read as follows: §961. Court reporters generally

F.(1)

(j) In the Eighth Judicial District, a majority of the judges shall determine the amount to be paid for each page of all testimony reported and transcribed in all cases, which fee shall be not less than one dollar and fifty cents nor exceed two dollars and fifty cents per thirty-one line page and a fee not to exceed fifty cents per copy per page of transcribed testimony.

On motion of Senator Smith, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Cain Siracusa Thomas
Hollis Tarver
Total—5

The Chair declared the amended 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.

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.

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 Lambert
Bajoie Ellington Landry
Barham Fields C Lentini
Bean Fields W Malone
Boissiere Greene Robichaux
Branch Hainkel Romero
Campbell Heitmeier Schedler
Casanova Hines Smith
Cox Irons Theunissen
Cravins Johnson Ullo
Dardenne Jones
Dean Jordan
Total—34

NAYS

Total—0

ABSENT

Cain Siracusa Thomas
Hollis Tarver
Total—5

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dean Jordan
Bajoie Dyess Lambert
Barham Ellington Landry
Bean Fields C Lentini
Boissiere Fields W Robichaux
Branch Greene Romero
Campbell Hainkel Schedler
Casanova Heitmeier Smith
Cox Hines Theunissen
Cravins Johnson Ullo
Dardenne Jones
Total—32

NAYS

Total—0

ABSENT

Cain Malone Thomas
Hollis Siracusa
Irons Tarver

Total—7

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-----------|------------|
| Mr. President | Dean | Lambert |
| Bajoie | Ellington | Landry |
| Barham | Fields C | Lentini |
| Bean | Fields W | Malone |
| Boissiere | Greene | Robichaux |
| Branch | Hainkel | Romero |
| Campbell | Heitmeier | Schedler |
| Casanova | Hines | Smith |
| Cox | Irons | Theunissen |
| Cravins | Johnson | Ullo |
| Dardenne | Jordan | |

NAYS

Total—0

ABSENT

| | | |
|--------|----------|--------|
| Cain | Jones | Thomas |
| Dyess | Siracusa | |
| Hollis | Tarver | |

Total—7

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-----------|--------|
| Mr. President | Ellington | Landry |
|---------------|-----------|--------|

| | | |
|-----------|-----------|------------|
| Bajoie | Fields C | Lentini |
| Barham | Fields W | Malone |
| Boissiere | Greene | Robichaux |
| Branch | Hainkel | Romero |
| Campbell | Heitmeier | Schedler |
| Casanova | Hines | Smith |
| Cox | Irons | Theunissen |
| Cravins | Johnson | Ullo |
| Dardenne | Jordan | |
| Dean | Lambert | |

Total—31

NAYS

Total—0

ABSENT

| | | |
|-------|----------|--------|
| Bean | Hollis | Tarver |
| Cain | Jones | Thomas |
| Dyess | Siracusa | |

Total—8

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. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—33

NAYS

Total—0

ABSENT

| | | |
|--------|----------|--------|
| Cain | Jones | Tarver |
| Hollis | Siracusa | Thomas |

Total—6

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

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HOUSE BILL NO. 1523—

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

AN ACT

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

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 Dean Landry
Bajoie Dyess Lentini
Barham Ellington Malone
Bean Fields C Robichaux
Boissiere Fields W Romero
Branch Greene Schedler
Campbell Heitmeier Smith
Casanova Hines Theunissen
Cox Johnson Ulló
Cravins Jordan
Dardenne Lambert
Total—31

NAYS

Total—0

ABSENT

Cain Irons Tarver
Hainkel Jones Thomas
Hollis Siracusa
Total—8

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. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dean Lambert
Bajoie Dyess Landry
Barham Ellington Lentini
Bean Fields C Malone
Boissiere Fields W Robichaux
Branch Greene Romero
Campbell Hainkel Schedler
Casanova Heitmeier Smith
Cox Hines Theunissen
Cravins Irons Ulló
Dardenne Johnson
Total—32

NAYS

Jordan
Total—1

ABSENT

Cain Jones Tarver
Hollis Siracusa Thomas
Total—6

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

| | | |
|---------|----------|--------|
| Cain | Jones | Tarver |
| Hollis | Siracusa | Thomas |
| Total—6 | | |

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

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.

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

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.

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

ROLL CALL

The roll was called with the following result:

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

The Chair declared the bill was passed. The title was read and adopted. Senator Lentini 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 taking up at this time.

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

The following House 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 Ullo asked that House Bill No. 878 be called from the Calendar at this time for its final passage.

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.

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

ROLL CALL

The roll was called with the following result:

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

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

Called from the Calendar

Senator Theunissen asked that House Bill No. 1565 be called from the Calendar at this time for its final passage.

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

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fish species under or over the prescribed size or creel limit; 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 | Ellington | Lambert |
| Bajoie | Fields C | Lentini |
| Barham | Fields W | Malone |
| Bean | Greene | Robichaux |
| Boissiere | Hainkel | Romero |
| Branch | Heitmeier | Schedler |
| Campbell | Hines | Smith |
| Cravins | Irons | Theunissen |
| Dardenne | Johnson | Ullo |
| Dean | Jones | |
| Dyess | Jordan | |
| Total—31 | | |

NAYS

Landry
Total—1

ABSENT

| | | |
|----------|----------|--------|
| Cain | Hollis | Thomas |
| Casanova | Siracusa | |
| Cox | Tarver | |
| Total—7 | | |

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.

Called from the Calendar

Senator Theunissen asked that House Bill No. 1613 be called from the Calendar at this time for its final passage.

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.

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 | Ellington | Lambert |
| Bajoie | Fields C | Landry |
| Barham | Fields W | Lentini |
| Bean | Greene | Malone |
| Boissiere | Heitmeier | Robichaux |
| Campbell | Hines | Romero |
| Casanova | Irons | Smith |
| Cravins | Johnson | Theunissen |
| Dardenne | Jones | Ullo |
| Dyess | Jordan | |

Total—29

NAYS

| | | |
|---------|------|---------|
| Branch | Dean | Hainkel |
| Total—3 | | |

ABSENT

| | | |
|---------|----------|--------|
| Cain | Schedler | Thomas |
| Cox | Siracusa | |
| Hollis | Tarver | |
| Total—7 | | |

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.

Called from the Calendar

Senator Robichaux asked that House Bill No. 405 be called from the Calendar at this time for its final passage.

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

| | | |
|---------|----------|--------|
| Cain | Hollis | Tarver |
| Cox | Siracusa | Thomas |
| Total—6 | | |

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

Called from the Calendar

Senator Robichaux asked that House Bill No. 961 be called from the Calendar at this time for its final passage.

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.

The bill was read by title. Senator Robichaux 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 | Lentini |
| Barham | Fields W | Malone |
| Bean | Greene | Robichaux |
| Boissiere | Hainkel | Romero |
| Branch | Heitmeier | Schedler |
| Campbell | Hines | Smith |
| Cravins | Irons | Theunissen |
| Dardenne | Johnson | Ullo |
| Dean | Jones | |
| Dyess | Jordan | |
| Total—31 | | |

NAYS

Landry
Total—1

ABSENT

| | | |
|----------|----------|--------|
| Cain | Hollis | Thomas |
| Casanova | Siracusa | |
| Cox | Tarver | |
| Total—7 | | |

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

Called from the Calendar

Senator Robichaux asked that House Bill No. 1525 be called from the Calendar at this time for its final passage.

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.

The bill was read by title. Senator Robichaux 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 | Greene | Malone |
| Boissiere | Hainkel | Robichaux |
| Branch | Heitmeier | Romero |
| Campbell | Hines | Schedler |
| Casanova | Irons | Smith |
| Cravins | Johnson | Theunissen |
| Dardenne | Jones | Ullo |
| Dyess | Jordan | |
| Total—32 | | |

NAYS

Dean
Total—1

ABSENT

| | | |
|---------|----------|--------|
| Cain | Hollis | Tarver |
| Cox | Siracusa | Thomas |
| Total—6 | | |

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

Called from the Calendar

Senator Robichaux asked that House Bill No. 1528 be called from the Calendar at this time for its final passage.

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Landry
Total—1

ABSENT

| | | |
|---------|----------|--------|
| Cain | Hollis | Tarver |
| Cox | Siracusa | Thomas |
| Total—6 | | |

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

Called from the Calendar

Senator Robichaux asked that House Bill No. 1527 be called from the Calendar at this time for its final passage.

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

| | | |
|---------|----------|--------|
| Cain | Hollis | Tarver |
| Cox | Siracusa | Thomas |
| Total—6 | | |

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

Called from the Calendar

Senator Lambert asked that House Bill No. 485 be called from the Calendar at this time for its final passage.

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

| | | |
|---------|----------|--------|
| Cain | Hollis | Tarver |
| Cox | Siracusa | Thomas |
| Total—6 | | |

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

Called from the Calendar

Senator Romero asked that House Bill No. 1268 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1268—

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

AN ACT

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

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 | Lambert |
| Bajoie | Fields C | Landry |
| Barham | Fields W | Lentini |
| Bean | Greene | Malone |
| Boissiere | Hainkel | Robichaux |
| Campbell | Heitmeier | Romero |
| Casanova | Hines | Schedler |
| Cravins | Irons | Smith |
| Dardenne | Johnson | Theunissen |
| Dean | Jones | Ullo |
| Dyess | Jordan | |
| Total—32 | | |

NAYS

Total—0

ABSENT

| | | |
|---------|----------|--------|
| Branch | Hollis | Thomas |
| Cain | Siracusa | |
| Cox | Tarver | |
| Total—7 | | |

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.

Called from the Calendar

Senator Hainkel asked that House Bill No. 76 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 76—
BY REPRESENTATIVE BRUNEAU
AN ACT

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

Floor Amendments Sent Up

Senator Hainkel sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Johnson to Engrossed House Bill No. 76 by Representative Bruneau

AMENDMENT NO. 1
On page 1, line 11, between "defendant" and the period "." insert ", consistent with federal Civil Rights statutes"

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 | Dyess | Lambert |
| Bajoie | Ellington | Landry |
| Barham | Fields C | Lentini |
| Bean | Fields W | Malone |
| Boissiere | Greene | Robichaux |
| Branch | Hainkel | Romero |
| Campbell | Heitmeier | Schedler |
| Casanova | Hines | Smith |
| Cravins | Irons | Theunissen |
| Dardenne | Jones | Ullo |
| Dean | Jordan | |
| Total—32 | | |

NAYS

Total—0

ABSENT

| | | |
|---------|----------|--------|
| Cain | Johnson | Thomas |
| Cox | Siracusa | |
| Hollis | Tarver | |
| Total—7 | | |

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.

Called from the Calendar

Senator Malone asked that House Bill No. 1258 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1258—
BY REPRESENTATIVES JOHN SMITH, DEWITT, DOWNER, MCMAINS, DIEZ, CRANE, DEVILLE, FRUGE, HUDSON, AND DANIEL AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER
AN ACT

To amend and reenact R.S. 30:128(B)(1), relative to penalties imposed for the untimely submission to the State Mineral Board for approval of transfers and assignments of mineral leases or mineral rights owned by the state; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-----------|------------|
| Mr. President | Dean | Jordan |
| Bajoie | Dyess | Lambert |
| Barham | Ellington | Lentini |
| Bean | Fields C | Malone |
| Boissiere | Fields W | Robichaux |
| Branch | Greene | Romero |
| Campbell | Hainkel | Schedler |
| Casanova | Heitmeier | Smith |
| Cravins | Hines | Theunissen |
| Dardenne | Irons | Ullo |
| Total—30 | | |

NAYS

Landry
Total—1

ABSENT

| | | |
|---------|----------|--------|
| Cain | Johnson | Tarver |
| Cox | Jones | Thomas |
| Hollis | Siracusa | |
| Total—8 | | |

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

Called from the Calendar

Senator Cravins asked that House Bill No. 1868 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1868—
BY REPRESENTATIVE DONELON
AN ACT

To amend and reenact R.S. 22:73, 624(B)(introductory paragraph), 644, and 1112(1), to enact R.S. 22:6(15) through (17), 624(B)(8) and (9), and 644.1, and to repeal Part V-A of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, comprised of R.S. 22:191 through 197, and R.S. 22:1078(B)(3)(b)(v), relative to insurance; to provide relative to shareholder consent on capital stock; to provide relative to text and numbers on policy forms; to provide for the definitions of insurance agent, homeowners' insurance, credit insurance, and annuities; to provide for rules and

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regulations for life insurance and annuity replacements; brokers, solicitors, and surplus lines brokers; to provide relative to fees assessed by the commissioner; 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 Dean Jones
Bajoie Dyess Landry
Barham Ellington Lentini
Bean Fields C Malone
Boissiere Fields W Romero
Branch Greene Schedler
Casanova Hainkel Smith
Cravins Hines Theunissen
Dardenne Irons Ullo
Total—27

NAYS

Total—0

ABSENT

Cain Hollis Robichaux
Campbell Johnson Siracusa
Cox Jordan Tarver
Heitmeier Lambert Thomas
Total—12

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.

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.

Floor Amendments Sent Up

Senator Dardenne sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed House Bill No. 284 by Representative Windhorst

AMENDMENT NO. 1

On page 2, at the end of line 4, insert a comma ","

On motion of Senator Dardenne, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dean Jones
Bajoie Ellington Jordan
Barham Fields C Lambert
Bean Fields W Landry
Boissiere Greene Lentini
Branch Hainkel Malone
Campbell Heitmeier Robichaux
Casanova Hines Smith
Cox Hollis Theunissen
Cravins Irons Ullo
Dardenne Johnson
Total—32

NAYS

Total—0

ABSENT

Cain Schedler Thomas
Dyess Siracusa
Romero Tarver
Total—7

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Branch Schedler Tarver
Cain Siracusa Thomas
Total—6

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

| | | |
|---------|----------|--------|
| Branch | Cox | Tarver |
| Cain | Siracusa | Thomas |
| Total—6 | | |

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

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.

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 | Lambert |
| Bajoie | Ellington | Landry |
| Barham | Fields C | Lentini |
| Bean | Fields W | Malone |
| Boissiere | Greene | Robichaux |
| Branch | Hainkel | Romero |
| Campbell | Heitmeier | Schedler |
| Casanova | Hines | Smith |
| Cox | Irons | Theunissen |
| Cravins | Johnson | Ullo |
| Dardenne | Jones | |
| Dean | Jordan | |

Total—34

NAYS

Total—0

ABSENT

| | | |
|---------|----------|--------|
| Cain | Siracusa | Thomas |
| Hollis | Tarver | |
| 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.

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

| | | |
|---------|----------|--------|
| Cain | Johnson | Tarver |
| Hollis | Siracusa | Thomas |
| Total—6 | | |

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

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.

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

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ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Bajoie, Barham, Bean, Boissiere, Branch, Campbell, Casanova, Cox, Cravins, Dardenne, Dean, Total—34. Middle column: Dyess, Ellington, Fields C, Fields W, Greene, Hainkel, Heitmeier, Hines, Irons, Johnson, Jones, Jordan. Right column: Lambert, Landry, Lentini, Malone, Robichaux, Romero, Schedler, Smith, Theunissen, Ullo.

NAYS

Total—0

ABSENT

Table with 3 columns: Cain, Hollis, Total—5. Middle column: Siracusa, Tarver. Right column: Thomas.

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Bajoie, Barham, Bean, Boissiere, Branch, Campbell, Casanova, Cox, Cravins, Dardenne, Total—33. Middle column: Dean, Dyess, Ellington, Fields C, Fields W, Greene, Hainkel, Heitmeier, Hines, Johnson, Jones. Right column: Jordan, Lambert, Landry, Lentini, Malone, Robichaux, Romero, Schedler, Smith, Theunissen, Ullo.

NAYS

Total—0

ABSENT

Table with 3 columns: Cain, Hollis, Total—6. Middle column: Irons, Siracusa. Right column: Tarver, Thomas.

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Bajoie, Barham, Bean, Boissiere, Campbell, Casanova, Cox, Cravins, Dardenne, Dean, Total—33. Middle column: Dyess, Ellington, Fields C, Fields W, Greene, Hainkel, Heitmeier, Hines, Irons, Johnson, Jones. Right column: Jordan, Lambert, Landry, Lentini, Malone, Robichaux, Romero, Schedler, Smith, Theunissen, Ullo.

NAYS

Total—0

ABSENT

Table with 3 columns: Branch, Cain, Total—6. Middle column: Hollis, Siracusa. Right column: Tarver, Thomas.

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

Regular Order of the Day Resumed

Senate Concurrent Resolutions Returned from the House of Representatives with Amendments

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

SENATE CONCURRENT RESOLUTION NO. 44— BY SENATOR C. FIELDS A CONCURRENT RESOLUTION

To direct the Louisiana Department of Environmental Quality to prohibit Rhodia Incorporated from importing, offloading, and burning napalm at its facility in North Baton Rouge because of its proximity to Southern University and heavily populated communities in North Baton Rouge unless a risk management plan is implemented, certain chemical-specific air monitoring systems and a Community Alert System are installed and an evacuation program for Southern University is established.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Environment to Engrossed Senate Concurrent Resolution No. 44 by Senator C. Fields

AMENDMENT NO. 1

On page 1, line 2, change "direct" to "urge and request"

AMENDMENT NO. 2

On page 4, line 7, change "direct" to "urge and request"

Senator C. Fields moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Bajoue, Barham, Bean, Boissiere, Branch, Casanova, Cravins, Dardenne, Dean, Dyess, Ellington, Fields C, Fields W, Greene, Hainkel, Hines, Irons, Jones, Jordan, Landry, Lentini, Malone, Romero, Schedler, Smith, Theunissen, Ullo

NAYS

Total—0

ABSENT

Table with 3 columns of names: Cain, Campbell, Cox, Heitmeier, Hollis, Johnson, Lambert, Robichaux, Siracusa, Tarver, Thomas

Total—11

The Chair declared the amendments proposed by the House were concurred in. Senator C. Fields moved to reconsider the vote by which the amendments were concurred in 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.

Messages from the House

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

Message from the House

PASSED SENATE BILLS AND JOINT RESOLUTIONS

May 27, 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 the following Senate Bills and Joint Resolutions:

SENATE BILL NO. 915— BY SENATOR JONES

AN ACT

To amend and reenact R.S. 23:921(A), relative to contracts of employment; to provide with respect to restraints on choice of forum clauses in employment contracts; and to provide for related matters.

Reported without amendments.

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

Privilege Report of the Legislative Bureau

May 24, 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. 119—

BY REPRESENTATIVES DOWNER, BRUNEAU, DONELON, AND LANCASTER AND SENATOR BRANCH AN ACT

To amend and reenact R.S. 9:3861(B), R.S. 29:403(8), and R.S. 40:1299.60(B), relative to military affairs; to provide for the definitions of "military personnel" and "uniformed services"; to provide relative to the reserve components of the armed forces; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 222—

BY REPRESENTATIVE MORRISH AN ACT

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

Reported without amendments.

HOUSE BILL NO. 275—

BY REPRESENTATIVE DONELON AN ACT

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

Reported without amendments.

HOUSE BILL NO. 282—

BY REPRESENTATIVE WILKERSON AN ACT

To amend and reenact R.S. 24:204(B) and to enact R.S. 24:204(C), relative to the Louisiana State Law Institute; to allow a member of the Louisiana State Law Institute to submit and present a minority report on legislation proposed by the law institute; to provide for the content of such report; to provide for the distribution of such report; to require the inclusion of a summary of each minority

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report in the digest of such proposed legislation; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 283—
BY REPRESENTATIVE WILKERSON
AN ACT

To enact R.S. 24:202(A)(18) and (19), relative to the membership of the council of the Louisiana State Law Institute; to provide that any Louisiana members of the Board of Governors of the National Bar Association shall serve as ex officio members of the council of the law institute; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 316—
BY REPRESENTATIVE GREEN
AN ACT

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

Reported without amendments.

HOUSE BILL NO. 320—
BY REPRESENTATIVES PERKINS, ALEXANDER, CARTER, DAMICO, DIEZ, DIMOS, DONELON, FAUCHEUX, FLAVIN, FONTENOT, FRITH, GAUTREAU, HEBERT, ILES, JENKINS, JOHNS, KENNARD, KENNEY, MCCALLUM, MICHOT, POWELL, RIDDLE, JACK SMITH, THOMPSON, THORNHILL, WALSWORTH, WESTON, WIGGINS, AND WRIGHT
AN ACT

To amend and reenact R.S. 40:2134, relative to provisions of law dealing with the licensing and regulation of ambulatory surgical centers; to remove the exemption for abortion clinics or any facilities used for or relating to abortion procedures from such provisions; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 325—
BY REPRESENTATIVE BRUNEAU
AN ACT

To amend R.S. 18:435(A), (B), and (D), relative to elections; to provide for poll watchers in elections at which a proposition or question is to be submitted to the voters and in recall elections; to provide for the appointment and commissioning of such poll watchers; to define terms; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 325 by Representative Bruneau

AMENDMENT NO. 1
On page 1, line 2, following "amend" and before "R.S." insert "and reenact"

AMENDMENT NO. 2
On page 2, line 5, following "including" and before "subsidiaries" change "their" to "its"

AMENDMENT NO. 3
On page 2, line 17, following "shall" and before "one" change "only contain" to "contain only"

AMENDMENT NO. 4
On page 2, line 23, following "candidate" and before "or" insert a comma ","

AMENDMENT NO. 5
On page 2, line 24, following "Section" and before "shall" insert a comma ","

HOUSE BILL NO. 374—
BY REPRESENTATIVE THOMPSON
AN ACT

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

Reported without amendments.

HOUSE BILL NO. 432—
BY REPRESENTATIVE DUPRE
AN ACT

To enact R.S. 42:66(N), relative to dual officeholding; to allow certain constables of justice of the peace courts and certain marshals to contemporaneously hold the position of deputy sheriff; to provide an exemption from the prohibition against dual officeholding; and to provide for related matters.

Reported without amendments.

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

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

Reported without amendments.

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

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

Reported without amendments.

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

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

Reported without amendments.

HOUSE BILL NO. 459—
BY REPRESENTATIVE WESTON
AN ACT

To enact R.S. 42:66(N), relative to dual officeholding and employment; to allow certain state employees to hold certain elective offices in certain municipalities of the state; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 461—

BY REPRESENTATIVES BRUNEAU, ANSARDI, BARTON, BOWLER, CARTER, CHAISSON, CLARKSON, COPELIN, CRANE, DAMICO, DONELON, DUPRE, FAUCHEUX, FONTENOT, FRITH, GREEN, HEATON, HOLDEN, HOPKINS, KENNEY, LANCASTER, LEBLANC, MARTINY, MCMAINS, MONTGOMERY, MORRELL, MURRAY, POWELL, PRATT, SCHNEIDER, SCHWEGMANN, SHAW, THORNHILL, TOOMY, VITTER, WARNER, WILLARD, WINSTON, AND WOOTON AND SENATORS HAINKEL, BAJOIE, BARHAM, BOISSIERE, BRANCH, CAIN, CAMPBELL, CASANOVA, COX, CRAVINS, DARZENNE, DEAN, DYESS, ELLINGTON, EWING, C. FIELDS, W. FIELDS, HEITMEIER, IRONS, JOHNSON, JONES, LAMBERT, LANDRY, LENTINI, MALONE, ROMERO, SCHEDLER, SIRACUSA, THEUNISSEN, AND ULLO

AN ACT

To enact R.S. 49:149.25, relative to state buildings; to provide that the former Wildlife and Fisheries building on Royal Street in New Orleans be renamed as the Judge Fred J. Cassibry Building; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 471—

BY REPRESENTATIVE COPELIN

AN ACT

To amend and reenact R.S. 42:1142(A), relative to the Board of Ethics; to provide that an advisory opinion issued to any person or governmental entity by the board or a panel thereof is subject to the supervisory jurisdiction of the appellate court; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 521—

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 1:55(B)(1) and (E)(1)(a)(iii), relative to state holidays; to declare Christopher Columbus Day a holiday for the city court of Sulphur and for the clerk of the city court of Sulphur; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 582—

BY REPRESENTATIVES TRAVIS, FRITH, AND MURRAY

AN ACT

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

Reported without amendments.

HOUSE BILL NO. 583—

BY REPRESENTATIVE TRAVIS

AN ACT

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

Reported without amendments.

HOUSE BILL NO. 584—

BY REPRESENTATIVES TRAVIS, FRITH, AND MURRAY

AN ACT

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

Reported without amendments.

HOUSE BILL NO. 585—

BY REPRESENTATIVES TRAVIS, FRITH, AND MURRAY

AN ACT

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

Reported without amendments.

HOUSE BILL NO. 603—

BY REPRESENTATIVE THOMPSON

AN ACT

To amend and reenact R.S. 24:554, relative to the powers of the Legislative Audit Advisory Council; to provide for the issuance of reports of findings of noncompliance with recommendations of the legislative auditor in an audit report; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 677—

BY REPRESENTATIVE FONTENOT

AN ACT

To amend and reenact R.S. 49:170.5, relative to state symbols; to delete the prohibition on payment of royalties and the commercial usage of the state painting; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 734—

BY REPRESENTATIVES TRAVIS, FRITH, AND MURRAY

AN ACT

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

Reported without amendments.

HOUSE BILL NO. 739—

BY REPRESENTATIVE WILLARD

AN ACT

To amend and reenact R.S. 29:253(B), relative to the Veterans' Affairs Commission; to provide for reimbursement of members for certain traveling expenses; to increase the per diem paid to members; to provide the maximum per diem which may be paid in a fiscal year; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 774—

BY REPRESENTATIVE MCCAIN

AN ACT

To enact R.S. 42:1121(G), relative to the Code of Governmental Ethics; to authorize appointment of a former member of a municipal governing authority as mayor regardless of the amount of time that has elapsed since termination of his service as a member of the municipal governing authority; and to provide for related matters.

Reported without amendments.

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HOUSE BILL NO. 920—
BY REPRESENTATIVES WINSTON AND WADDELL
AN ACT

To enact R.S. 44:38, relative to public records; authorizes disclosure of certain confidential court and agency records of children for purposes of studies authorized by the legislature; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 964—
BY REPRESENTATIVES DONELON AND MARTINY
AN ACT

To amend and reenact R.S. 22:1258, 1262(A)(3) and (B)(4)(b)(ii), 1263.1, 1265(A) and (B), 1267(A)(1), and 1269(A)(introductory paragraph), and to repeal R.S. 22:1264, relative to surplus lines insurance; to provide for notices; to provide for affidavits; to provide for tax payments; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1002—
BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 37:3283(G)(2) and (3) and 3284(B)(2)(introductory paragraph) and (4) and (D)(1), relative to private security officers' training; to provide for transfer of employment; to reduce the time period within which security officers must complete certain classroom training; to revise the retraining requirements; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1170—
BY REPRESENTATIVE BOWLER
AN ACT

To enact R.S. 22:2002(10) and 2006(8), relative to health maintenance organizations; to define point of service policies; to authorize health maintenance organizations to issue point of service policies subject to certain requirements; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1295—
BY REPRESENTATIVES DONELON AND MARTINY
AN ACT

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

Reported without amendments.

HOUSE BILL NO. 1296—
BY REPRESENTATIVES DONELON AND MARTINY
AN ACT

To amend and reenact R.S. 22:2078(A)(introductory paragraph) and to enact R.S. 22:1078(B)(18) and 2078.1, relative to risk purchasing groups; to require a risk purchasing group to annually renew its registration with the Department of Insurance; to provide for initial and renewal fees for such registration; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1300—
BY REPRESENTATIVES DONELON, MURRAY, AND PRATT
AN ACT

To amend and reenact R.S. 22:669(A)(1), (2), and (3), (C), and (D) and to enact R.S. 22:669(A)(5), relative to health insurance; to provide for coverage of severe mental illness; to provide for definitions; to provide for applicability; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1301—
BY REPRESENTATIVE BOWLER
AN ACT

To repeal R.S. 32:863.1(H), relative to motor vehicle insurance; to repeal provisions authorizing the promulgation of rules and regulations relative to proof of insurance.

Reported without amendments.

HOUSE BILL NO. 1328—
BY REPRESENTATIVE TRAVIS
AN ACT

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

Reported without amendments.

HOUSE BILL NO. 1338—
BY REPRESENTATIVE TRAVIS
AN ACT

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

Reported without amendments.

HOUSE BILL NO. 1355—
BY REPRESENTATIVE DONELON
AN ACT

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

Reported without amendments.

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

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

Reported without amendments.

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HOUSE BILL NO. 1372—BY REPRESENTATIVE LEBLANC
AN ACT

To amend and reenact R.S. 24:522, relative to the legislative auditor; to provide for the performance audit program; to provide for duties of the legislative auditor relative to audits of performance of state agencies; to authorize the legislative auditor to evaluate and audit certain political subdivisions of the state under certain circumstances; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1395—

BY REPRESENTATIVES LONG, DEWITT, DOWNER, MCMAINS, DIEZ, CRANE, CLARKSON, DURAND, GLOVER, SCHWEGMANN, AND WIGGINS AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To enact R.S. 46:450.2(C), relative to nonemergency, nonambulance transportation service providers; to provide for classes of violations by a provider; to provide for civil fines for violations; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1396—

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

AN ACT

To amend and reenact R.S. 28:771(A) and (B)(1) through (4), (5)(a), (6), and (7), 772(A), (B)(introductory paragraph) and (3), (C), and (E), R.S. 36:251(B) and (C)(1), 258(E)(1) and (2), and R.S. 47:120.38(A) and (B)(2) and (3) and 9021, relative to the office of alcohol and drug abuse in the Department of Health and Hospitals; to change the name of the office of alcohol and drug abuse to the office for addictive disorders, and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1448—

BY REPRESENTATIVE TRAVIS

AN ACT

To amend and reenact R.S. 3:85(A), R.S. 4:422(A), R.S. 6:217(B), 232(C), 364.1(B), 706(D), and 1273(C), R.S. 9:3401, 3402, and 3405, R.S. 12:23(A), 25(A)(1) and (B), 32(B), 35(C), 163(F)(1), 165(B) and (E), 205(A) and (B), 238(B), 239.1(C)(1), 301, 304(B) and (C)(1), 305(A)(2) and (3), 311(A)(introductory paragraph), 312(C), 1304, 1309(C), 1310(F), 1345(C), 1346(2) and (3), 1351(C) and (D), R.S. 22:34, 493(C), 982(B), 1078(A), 2003(D)(1) and (2) and (E)(2), and R.S. 51:215.1(B)(2) and to enact R.S. 12:2, 1306(A)(4), and 1312(D), and R.S. 51:211(J), relative to the secretary of state; to provide relative to the filing of documents; to provide for electronic filing and facsimile transmissions; to provide relative to corporate names; to provide relative to corporations "not in good standing"; to provide for managers listed in articles of incorporation; to provide relative to documents filed relating to insurance; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1574—

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

AN ACT

To amend and reenact R.S. 40:1662.3(1), (2), (5), (9), and (10), 1662.6(A), (B)(1), (5), and (6), 1662.7(B), (C), (D), and (E), 1662.8(B)(2) and (4), 1662.9(A)(introductory paragraph), (4), and (5), 1662.11(A)(1), and 1662.14(A)(2) and (3)(b), to enact R.S. 40:1662.3(11) through (19), 1662.6(B)(8) and (9), 1662.7(F), 1662.8(B)(5), 1662.9(A)(6), (E), and (F), and 1662.14(A)(6), and to repeal R.S. 40:1662.10, relative to the Alarm Industry Licensing

Act; to provide relative to definitions; to provide for the application and licensure of alarm contracting companies and the requirements to maintain licensure; to provide for licensure and requirements of other types of individual licenses; to provide for license renewal and continuing education requirements; to provide for classifications of offenses and prohibited acts; to delete provisions with regard to certain provisional licenses; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1574 by Representative Travis

AMENDMENT NO. 1

On page 1, line 4, and page 2, line 3, following "(4)," delete "and (5)"; and on page 1, line 6, and page 2, line 6, after "1662.9(A)", insert "(5),"

HOUSE BILL NO. 1575—

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

AN ACT

To enact R.S. 23:541(E), relative to regulations affecting boilers; to provide for boiler inspection fees; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1577—

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

AN ACT

To amend and reenact R.S. 40:1484.4(B)(1) and (D)(1) and 1484.5(A) and to repeal R.S. 40:1484.4(B)(introductory paragraph), relative to amusement rides and attractions; to provide for certain annual inspections; to provide for fees for inspection certificates; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1587—

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

AN ACT

To enact R.S. 30:2043, relative to the Department of Environmental Quality; to provide relative to maintenance of public records by the department; to provide procedures, forms, methods, and conditions; to provide relative to admissibility into evidence; to provide relative to electronic signatures; to provide for promulgation of rules; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1704—

BY REPRESENTATIVE TRAVIS

AN ACT

To amend and reenact R.S. 40:1653(F) and to enact R.S. 40:1653(G) and (H), relative to fire alarm systems; to provide for the registration and licensure of certain persons; to provide for fees; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1802—

BY REPRESENTATIVE THOMPSON

AN ACT

To amend and reenact R.S. 24:511(A), relative to the qualifications of the legislative auditor; to require that the legislative auditor be a

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licensed certified public accountant; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1811—
BY REPRESENTATIVE TRAVIS
AN ACT

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

Reported without amendments.

HOUSE BILL NO. 1942—
BY REPRESENTATIVE HOLDEN
AN ACT

To enact R.S. 49:153.2, relative to the display of flags at the state capitol; to provide for the flying of the flags at half-mast after the death of a current or former legislator or statewide elected official; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1949—
BY REPRESENTATIVE BAYLOR
AN ACT

To enact R.S. 44:11(C), relative to public records; to provide that the social security number of an employee of a city or parish school board is confidential under certain circumstances; to authorize the disclosure of such social security number under certain circumstances; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1954—
BY REPRESENTATIVES HUNTER AND MURRAY
AN ACT

To enact R.S. 24:202(A)(18) relative to the membership of the council of the Louisiana State Law Institute; to provide that certain persons shall serve as ex officio members of the council of the law institute; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1977—
BY REPRESENTATIVE DOWNER
AN ACT

To amend and reenact R.S. 42:33, relative to civil service; to provide relative to employment in the state civil service; to require proof of draft registration to be eligible for certain classified and unclassified state civil service employment; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1989—
BY REPRESENTATIVES CRANE, DEWITT, DOWNER, MCMAINS, AND DIEZ AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER
AN ACT

To amend and reenact R.S. 40:1643(C), relative to required fire protection sprinkler systems; to provide for extensions of time to meet the requirement for high-rise buildings in certain cases; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1992—
BY REPRESENTATIVE QUEZAIRE
AN ACT

To enact R.S. 42:66(N), relative to dual officeholding; to provide an exception to the dual officeholding and dual employment prohibitions for a toll collector employed in the classified state civil service to be employed as an emergency rural carrier with the United States Postal Service at the same time; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2078—
BY REPRESENTATIVE THERIOT
AN ACT

To amend and reenact R.S. 22:1405(B), 1406.5, and 1435, relative to the COASTAL and FAIR plans; to increase the membership of the governing authorities of the Property Insurance Association of Louisiana, the Louisiana Joint Reinsurance Plan, and the Louisiana Insurance Underwriting Plan; to include certain public officials or designees and other representatives; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 2083— (Substitute for House Bill No. 1788 by Rep. Ansardi)

BY REPRESENTATIVES ANSARDI, MURRAY, ALEXANDER, BARTON, BAYLOR, CLARKSON, COPELIN, CRANE, CURTIS, DAMICO, DANIEL, DEVILLE, DIEZ, DONELON, FAUCHEUX, FRITH, GLOVER, HUDSON, HUNTER, ILES, KENNARD, KENNEY, LEBLANC, MARTINY, MITCHELL, MORRELL, NEVERS, ODINET, PERKINS, PIERRE, PINAC, POWELL, ROMERO, SCALISE, SCHWEGMANN, JACK SMITH, SNEED, THOMPSON, THORNHILL, TRAVIS, TRICHE, WADDELL, WARNER, WILLARD, AND WOOTON

AN ACT

To amend and reenact R.S. 22:2021 and to enact Chapter 7 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:3070 through 3092, relative to health insurance; to require authorization or licensure of entities making medical necessity determinations as medical necessity review organizations; to provide for standards for such organizations; to provide for appeals from adverse determinations and for internal and external reviews; to provide for expedited appeals and reviews; to provide for standards for independent review organizations; to provide relative to the liability of organizations making medical necessity determinations; to provide for enforcement, including assessments, fines, and grounds for revocation or suspension of licensure; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2108—
BY REPRESENTATIVES JOHN SMITH, COPELIN, FONTENOT, ILES, MONTGOMERY, WADDELL, WALSWORTH, WELCH, AND WILLARD AND SENATOR CAIN

AN ACT

To enact R.S. 29:295, relative to the Department of Veterans Affairs; to provide for the establishment and operation of veterans cemeteries; to provide for acquisition of land, eligibility for burial, fees, and acceptance of gifts, grants, and bequests; 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.

**Privilege Report of the
Legislative Bureau**

May 25, 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. 29—
BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 38:2212(A)(3)(a) and (C)(2), relative to public contracts; to provide for the time period for advertisement of bids; to provide for the time for the opening of bids when plans and specifications are modified; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 61—
BY REPRESENTATIVE SALTER
AN ACT

To amend and reenact R.S. 32:238(B), relative to directional signs; to authorize the Department of Transportation and Development to erect directional signs for seasonal attractions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 117—
BY REPRESENTATIVES DOWNER, DUPRE, GAUTREUX, AND TRICHE
AN ACT

To amend and reenact R.S. 33:4574(A)(2)(l) and (C)(1)(a), 4574.1(C)(1), and 4574.1-A(A)(1)(l) and (B)(1) and R.S. 47:302.20(B), 322.24(B), and 332.39(B), relative to the Houma-Terrebonne Tourist Commission; to change the name of such commission; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 118—
BY REPRESENTATIVES DOWNER, CLARKSON, AND DUPRE
AN ACT

To enact R.S. 33:4574(A)(4), relative to tourist commissions; to provide relative to the designation of tourist commissions; to provide relative to changes in such designation; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 121—
BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact R.S. 47:519(G) and (H), relative to motor vehicle license plates; to extend the expiration of temporary registration plates under certain circumstances; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 127—
BY REPRESENTATIVES SCHWEGMANN AND SALTER
AN ACT

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

Overpopulation Advisory Council; to provide for the promulgation of rules and regulations; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 165—
BY REPRESENTATIVE WILKERSON
AN ACT

To enact R.S. 39:330.4, relative to the incorporeal property owned by a public institution of higher education; to require that certain transfers of ownership or of the right of use shall be by a public request for proposal process; to require the promulgation of rules and regulations relative to such transactions; to restrict the use of the proceeds of such transfer; and to provide for related matters.

Reported without amendments.

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

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

Reported without amendments.

HOUSE BILL NO. 211—
BY REPRESENTATIVE HILL
AN ACT

To amend and reenact R.S. 48:256.2, relative to the Department of Transportation and Development; to provide for the removal of reduced speed limit signs; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 262—
BY REPRESENTATIVE JACK SMITH
AN ACT

To repeal R.S. 23:1036(L), relative to workers' compensation benefits payable to volunteer firefighters; to remove limitation of applicability of provisions to certain claims.

Reported without amendments.

HOUSE BILL NO. 328—
BY REPRESENTATIVE FAUCHEUX
AN ACT

To enact Chapter 5-F of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:380.31 through 380.36, and R.S. 36:744(O) and 801.10, to create the Garyville Timbermill Museum in the Department of State; to provide relative to the governing authority of the museum including its composition, powers, duties, responsibilities, meetings, and officers; to provide for the adoption of rules and regulations including fees; to provide for receipt and use of funds and property; to provide relative to the authority of the secretary of state with respect to the museum; to provide relative to personnel and budgets of the museum; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 338—
BY REPRESENTATIVE WALSWORTH
AN ACT

To amend and reenact R.S. 32:408(A)(1) and (4), relative to drivers' licenses; to authorize certain third parties to administer written tests for Class "D" or "E" drivers' licenses; and to provide for related matters.

Reported without amendments.

May 27, 1999

HOUSE BILL NO. 345—

BY REPRESENTATIVE LONG

AN ACT

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

Reported without amendments.

HOUSE BILL NO. 359—

BY REPRESENTATIVES PRATT, BRUNEAU, JOHNS, MICHOT, PINAC, STELLY, CLARKSON, FLAVIN, AND WALSWORTH

A JOINT RESOLUTION

Proposing to amend Article VIII, Section 9(B) of the Constitution of Louisiana, to provide that each parish school board shall fix the qualifications and prescribe the duties of the parish superintendent of schools; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 360—

BY REPRESENTATIVES PRATT, BRUNEAU, JOHNS, MICHOT, PINAC, AND STELLY

AN ACT

To amend and reenact R.S. 17:54(B), to provide that each city and parish school board shall fix the qualifications and duties of the superintendent of schools; to provide for effectiveness; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 395—

BY REPRESENTATIVE FLAVIN

AN ACT

To amend and reenact R.S. 33:120.8, relative to the Calcasieu Parish Police Jury; to authorize the Calcasieu Parish Police Jury to increase the per diem paid to members of the Calcasieu Parish Planning and Zoning Board; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 415—

BY REPRESENTATIVE SHAW

AN ACT

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

Reported without amendments.

HOUSE BILL NO. 462—

BY REPRESENTATIVES FONTENOT, DEWITT, AND WESTON

AN ACT

To amend and reenact R.S. 36:208(E), R.S. 48:757(A)(1)(a), R.S. 56:1684(C), 1685(B) and (C)(14), 1685.1, 1687.1(A), 1691(B)(2), 1700(A) and (D), 1701, 1702, 1943(1), and 1948.5(52)(f) and to enact R.S. 56:1685(C)(21), relative to state parks and state commemorative areas; to amend the list of state parks and commemorative areas which are owned by the office of state parks; to provide relative to agreements for the management of certain commemorative areas; to change the designation and names of state commemorative areas; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 499—

BY REPRESENTATIVE BARTON

AN ACT

To enact R.S. 43:111(D), relative to advertising by public postsecondary educational institutions; to authorize such an institution to expend certain funds for advertising; to provide with respect to such advertising; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 513—

BY REPRESENTATIVE GAUTREAUX

AN ACT

To amend and reenact R.S. 56:116(C)(2) and 116.3(B), relative to hunting deer; to authorize certain persons to use magnified scopes on muzzleloaders; to provide for disabled hunters to hunt certain deer; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 541—

BY REPRESENTATIVE DEWITT

AN ACT

To amend and reenact R.S. 32:383.1(A), relative to loads on trucks; to provide for the covering of loads; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 542—

BY REPRESENTATIVE FAUCHEUX

AN ACT

To amend and reenact R.S. 17:54(B), relative to appointments of local superintendents of schools; to require each city and parish school board to advertise vacancies and solicit applications for the position of local superintendent; to provide for publication thereof; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 695—

BY REPRESENTATIVE DEWITT

AN ACT

To enact R.S. 56:768, relative to wildlife management areas; to require the Department of Wildlife and Fisheries to ensure land access to private property located within the boundaries of a wildlife management area; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 768—

BY REPRESENTATIVE TRAVIS

AN ACT

To authorize and provide for the lease of certain state property located in East Feliciana Parish to the Second Baptist Church of Jackson; to provide certain terms and conditions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 769—

BY REPRESENTATIVE TRAVIS

AN ACT

To authorize and provide for the lease of certain state property located in East Feliciana Parish to the town of Jackson; to provide certain terms and conditions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 771—
BY REPRESENTATIVE MARTINY
AN ACT

To authorize and provide the state through the Department of Transportation and Development to transfer certain tracts of land situated in Jefferson Parish to the city of Kenner; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 916—
BY REPRESENTATIVE WINSTON
AN ACT

To enact R.S. 33:130.403(10) and 130.405(C), relative to the St. Tammany Economic and Industrial Development District; to authorize the district to enter certain cooperative endeavor agreements; to authorize, subject to voter approval, imposition of additional taxes, fees, charges, or assessments; to provide for redesignation of certain text of present law; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 926—
BY REPRESENTATIVE JOHNS
AN ACT

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

Reported without amendments.

HOUSE BILL NO. 949—
BY REPRESENTATIVE GUILLORY
AN ACT

To enact Subpart B-28 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.551 through 130.559, relative to economic development in north Lake Charles; to create and comprehensively provide relative to the North Lake Charles Economic Development District; to provide relative to the composition, appointment, and terms of office of the board of commissioners of the district; to provide for the powers, duties, and functions of the board; to provide for the levy and collection of taxes and the issuance of debt; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 949 by Representative Guillory

AMENDMENT NO. 1

In Amendments proposed by the Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 949 by Representative Guillory, adopted by the Senate on May 24, 1999, in Amendment No. 4 on lines 10 and 11, change to "(h) The African-American Chamber of Commerce shall appoint one Member"

AMENDMENT NO. 2

On page 4, line 7, change line 7 to "The Lake Charles Chamber of Commerce shall appoint one member who shall be a member of the chamber"

AMENDMENT NO. 3

On page 14, line 2, following "Louisiana" and before "Subpart" insert "and"

HOUSE BILL NO. 1035—
BY REPRESENTATIVE SHAW
AN ACT

To authorize and provide for the transfer or lease of certain state property in Caddo Parish to the city of Shreveport from the Department of Transportation and Development; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1046—
BY REPRESENTATIVES ANSARDI, MCMAINS, BOWLER, CLARKSON, FRUGE, JOHNS, WALSWORTH, WIGGINS, WILKERSON, AND WRIGHT
AN ACT

To enact R.S. 48:381.3, relative to public utility facilities; to provide for the duty of care with respect to the placement of public utility facilities on or adjacent to rights-of-way of state highways; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1076—
BY REPRESENTATIVE DEVILLE
AN ACT

To authorize and provide for the transfer or lease of certain state property; to provide for the transfer or lease of such property in St. Landry Parish to the town of Port Barre from the Department of Transportation and Development; to provide for the transfer of such property located in St. Mary Parish from the Department of Natural Resources to the West St. Mary Parish Port, Harbor and Terminal District; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1084—
BY REPRESENTATIVE HILL AND SENATOR CAIN
AN ACT

To amend and reenact R.S. 33:3006(D), relative to the Allen Parish Local Government Gaming Mitigation Fund; to provide for the membership of the Gaming Revenue Distribution Committee; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1087—
BY REPRESENTATIVES MARTINY, ANSARDI, BOWLER, DAMICO, DONELON, LANCASTER, TOOMY, AND VITTER AND SENATORS HAINKEL AND ULLO
AN ACT

To enact R.S. 39:471.1, relative to certain parishes operating under home rule charters; to provide relative to the governance of special districts within such parishes; to provide for the precedence of charter provisions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1100—
BY REPRESENTATIVE SCHNEIDER
AN ACT

To enact R.S. 56:30.2, relative to wildlife and fisheries; to provide relative to public hearings held by the Department of Wildlife and Fisheries or Wildlife and Fisheries Commission; to require certain advance notice to legislators of hearings held in legislative districts; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1186—
BY REPRESENTATIVE WALSWORTH
AN ACT

To authorize and provide for the transfer or lease of certain state property in Ouachita Parish to the city of West Monroe from the Department of Transportation and Development; and to provide for related matters.

May 27, 1999

Reported without amendments.

HOUSE BILL NO. 1229—
BY REPRESENTATIVES TOOMY, BOWLER, AND LANCASTER AND
SENATOR HAINKEL

AN ACT

To enact Part XV of Chapter 2 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:1420.11 through 1420.13, relative to Jefferson Parish; to provide relative to the authority of the parish governing authority with respect to special districts within the parish; to provide relative to the creation, merger, abolition, authority, and governance of such districts; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1231—
BY REPRESENTATIVES SALTER AND DOWNER

AN ACT

To enact Part II-C of Chapter 10 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:2238 through 2240.1, relative to the procurement of certain used fire and emergency response vehicles, including associated equipment, with a unit cost of less than one hundred thousand dollars by political subdivisions; to provide for definitions; to provide for methods of procurement; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1235—
BY REPRESENTATIVE MCDONALD

AN ACT

To amend and reenact R.S. 17:3092(10), 3095(D), (F), and (G), and 3096(B)(2) and (D) and to repeal R.S. 17:3095(B), all relative to the Louisiana Student Tuition Assistance and Revenue Trust Program; to provide relative to definitions of terms; to provide relative to education savings accounts and education assistance accounts; to provide for an effective date; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1235 by Representative McDonald

AMENDMENT NO. 1

In Amendments proposed by the Senate Committee on Education to Engrossed House Bill No. 1235 by Representative McDonald, adopted by the Senate on May 24, 1999, in Amendment No. 1, on line 2, following "change" delete the remainder of the line and insert "26 U.S.C.A. 592" to "26 U.S.C. 529"

AMENDMENT NO. 2

In Amendments proposed by the Senate Committee on Education to Engrossed House Bill No. 1235 by Representative McDonald, adopted by the Senate on May 24, 1999, in Amendment No. 2, on line 4, following "change" delete the remainder of the line and insert "26 U.S.C.A. 592" to "26 U.S.C. 529"

AMENDMENT NO. 3

On page 2, line 11, before "that" change "used" to "incurred"

AMENDMENT NO. 4

On page 2, line 15, following "C." and before "529" delete "A."

HOUSE BILL NO. 1366—
BY REPRESENTATIVE ANSARDI

AN ACT

To amend and reenact R.S. 33:5062(C), relative to weed cutting in municipalities with a population of less than four hundred thousand; to provide relative to the notification period; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1388—
BY REPRESENTATIVES ALEXANDER, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To authorize and provide for the lease of certain state property in Rapides Parish to the Volunteers of America of North Louisiana or its affiliates from the Department of Health and Hospitals; to repeal Act No. 289 of the 1997 Regular Session; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1438—
BY REPRESENTATIVES FRUGE, BARTON, FLAVIN, FRITH, PINAC, POWELL, SCHNEIDER, AND TRAVIS

AN ACT

To amend and reenact R.S. 12:443(5), 444, 445, and 447(A), relative to seafood marketing associations; to provide relative to the marketing and selling of certain products; to provide relative to the membership of seafood associations; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1464—
BY REPRESENTATIVE WILKERSON

AN ACT

To direct the Department of Transportation and Development to cut and remove the trees and brush at the intersection of Interstate Highway 20 and Louisiana Highway 149 in Grambling; to cut the grass; to clear the area of all litter, yard waste, trash, and debris; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1472—
BY REPRESENTATIVE PRATT

AN ACT

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

Reported without amendments.

HOUSE BILL NO. 1549—
BY REPRESENTATIVE DOWNER

AN ACT

To amend and reenact R.S. 17:3151(A), relative to admission requirements for postsecondary educational institutions; to require certain proof of federal draft registration to be eligible to enroll in postsecondary educational institutions; to provide relative to rules and regulations of higher education management boards; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1580—

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

AN ACT

To amend and reenact R.S. 32:1304(E)(2), relative to motor vehicle inspection stickers; to provide for the fees of replacement motor vehicle inspection stickers; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1651—

BY REPRESENTATIVES MURRAY, DEWITT, DOWNER, MCMAINS, DIEZ, CRANE, BARTON, GULLORY, HUNTER, ODINET, AND WIGGINS AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, SCHEDLER, AND BEAN

AN ACT

To amend and reenact R.S. 23:1474(I), 1514(A), 1515(A), 1535(B) and (C), and 1592(E) and to enact R.S. 23:1474(J), 1514(D) and (E), 1535(D) and (E), and 1536(D)(3)(c) and (d) and (J), and 1553 (B)(8), (9), (10), and (11) and (D)(5), relative to unemployment compensation; to increase benefit amounts based upon the applied trust fund balance and direction of the fund; to increase the funds to be appropriated to the subaccount in the employment security administration fund for customized training; to provide for an incremental reduction in the employer contribution rate; to authorize an increase in the appropriation for the customized training fund in the social charge recoupment account; to authorize an increase in the appropriation for administrative costs in the social charge recoupment account; to provide for sunset provisions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1690—

BY REPRESENTATIVE WESTON

AN ACT

To enact R.S. 41:1212(J), relative to leased lands; to provide that leases of space in certain public facilities on land owned by a parish or municipality shall not be subject to certain provisions of law relative to the lease of public property; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1720—

BY REPRESENTATIVE WESTON

AN ACT

To amend and reenact R.S. 40:1502.1(A)(1) and (2) and (C)(2)(a), relative to service charges assessed by certain fire protection districts; to provide relative to the assessment of such charge against grounds on which structures are situated; to provide relative to structures subject to such assessment; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1769—

BY REPRESENTATIVE WINSTON

AN ACT

To amend and reenact R.S. 56:8(28) and 320(B)(3) and to enact R.S. 56:8(26.1), (77.1), and (91.1) and 326(A)(12), relative to crabs; to provide for definitions, methods of taking, and possession limits for stone crabs; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1829—

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

AN ACT

To repeal R.S. 48:21(C), relative to the Department of Transportation and Development; to repeal provisions requiring the department to

seek reimbursement for the use of state-owned or leased aircraft by any local political subdivision.

Reported without amendments.

HOUSE BILL NO. 1830—

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

AN ACT

To amend and reenact R.S. 48:193, relative to the state highway system; to provide for highways through municipalities; to change references in the statute from the board of highways to the department; to provide relative to the functional classifications of state highways; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1831—

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

AN ACT

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

Reported without amendments.

HOUSE BILL NO. 1840—

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

AN ACT

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

Reported without amendments.

HOUSE BILL NO. 1843—

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

AN ACT

To repeal R.S. 48:27 through 34, 202, and 942 through 948, relative to the now obsolete authority of the Department of Transportation and Development and the former Department of Highways to issue bonds.

Reported without amendments.

HOUSE BILL NO. 1856—

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

AN ACT

To amend and reenact R.S. 32:390(A), relative to motor carriers; to provide for a statewide Weigh-In-Motion and Enforcement Camera System; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1857—

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

AN ACT

To amend and reenact R.S. 48:253(A) and (B)(1), relative to contracts let by the Department of Transportation and Development; to provide for acceptable forms of bid guarantees; to provide for certain causes for forfeiture; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1858—

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

AN ACT

To amend and reenact R.S. 48:253(C), relative to contracts let by the Department of Transportation and Development; to require the department to return checks or money orders of unsuccessful bidders within a certain time; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1898—

BY REPRESENTATIVE LEBLANC

AN ACT

To amend and reenact R.S. 25:1222 through 1225 and R.S. 36:209(M) and 901(A) and to enact R.S. 25:1223.1, relative to the Atchafalaya Trace Commission; to provide relative to the composition, purposes, operation, powers, duties, and functions of the commission; to create an advisory board for the commission; to provide relative to termination of the commission; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1910—

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

AN ACT

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

Reported without amendments.

HOUSE BILL NO. 1941—

BY REPRESENTATIVE HOLDEN

AN ACT

To enact R.S. 17:7(24), relative to the powers and duties of the State Board of Elementary and Secondary Education; to provide for the development and implementation of a pilot education and nutrition summer program for children; to provide relative to the selection of sites and participation in the program; to provide for rules and regulations and funding for the program; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1968—

BY REPRESENTATIVE KENNEY

AN ACT

To amend and reenact Section 1(D) of Act 435 of the 1997 Regular Session of the Legislature, relative to reservoirs; to provide relative to nonsubmerged lands; to provide relative to the Bayou de Chene Reservoir; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1978—

BY REPRESENTATIVE TRAVIS

AN ACT

To authorize and provide for the state and the Department of Health and Hospitals to transfer certain tracts of land situated in East Feliciana Parish to the town of Jackson; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1983—

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

AN ACT

To amend and reenact R.S. 30:907(B)(16) and (C) and 927(2), and to enact R.S. 30:907(B)(17), (18), (19), and (20), relative to the Louisiana Surface Mining and Reclamation Act; to require additional information on surface coal mining permit applications to protect the environment, historic places, wildlife, and threatened and endangered species; to increase eligibility requirements for the Small Operator Assistance Program; to eliminate the permit exemption for mines of two acres or less; to provide a permit exemption for certain mining operations; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1983 by Representative Hopkins

AMENDMENT NO. 1

On page 2, line 23, following "cultural," and before ", and" change "historic" to "historical"

AMENDMENT NO. 2

On page 3, lines 6 and 7, following "adverse" change "impacts" to "impact"

AMENDMENT NO. 3

On page 3, line 26, following "by" and before "state" delete "similar"

AMENDMENT NO. 4

On page 4, line 7, following "technology" and before "available" delete "currently"

AMENDMENT NO. 5

On page 4, line 8, following "adverse" change "impacts" to "impact"

AMENDMENT NO. 6

On page 5, lines 5 and 6, change "Subsection B(11) of this Section" to Paragraph 11 of Subsection B"

AMENDMENT NO. 7

On page 5, line 7, change "Subsection B(14) of this Section" to Paragraph 14 of Subsection B"

AMENDMENT NO. 8

On page 5, lines 8 and 9, change "Subsection B(15) of this Section" to Paragraph 15 of Subsection B"

AMENDMENT NO. 9

On page 5, line 9, following "and" change "historic" to "historical"

AMENDMENT NO. 10

On page 5, line 10, change "Subsection B(18) of this Section" to Paragraph 18 of Subsection B"

AMENDMENT NO. 11

On page 5, lines 11 and 12, change "Subsection B(19) of this Section" to Paragraph 19 of Subsection B"

AMENDMENT NO. 12

On page 5, lines 13 and 14, change "Subsection B(20) of this Section" to Paragraph 20 of Subsection B"

HOUSE BILL NO. 2008—

BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 41:1217(A)(2), relative to lease of public lands; to extend leases of certain public lands beyond forty years; to provide terms and conditions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2050—

BY REPRESENTATIVE MONTGOMERY
AN ACT

To enact R.S. 17:497.4, relative to training and certification of school bus operators; to provide for the development and implementation of a program for training and certification of such operators; to provide for program purpose; to provide relative to training sessions and dissemination of information by the state Department of Education; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2057—

BY REPRESENTATIVE WIGGINS AND SENATOR ELLINGTON
AN ACT

To authorize and provide for the lease of certain state property in Rapides Parish to the city of Pineville from the Department of Health and Hospitals; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2186—

BY REPRESENTATIVES JENKINS, PERKINS, AND DANIEL
AN ACT

To authorize and provide the state through the Department of Health and Hospitals to transfer certain tracts of land situated in East Baton Rouge Parish to the Recreation and Park Commission for the Parish of East Baton Rouge; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2229—

BY REPRESENTATIVE GULLORY
AN ACT

To authorize and provide the state through the division of administration to transfer certain tracts of land situated in Calcasieu Parish to Huff and Thomas Perpetual Care Cemetery, Inc.; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2231—

BY REPRESENTATIVE WOOTON
AN ACT

To transfer to the Plaquemines Parish School Board from the State Board of Elementary and Secondary Education certain land, buildings, other facilities, and equipment under the supervision and control of the State Board of Elementary and Secondary Education and previously used by the board to provide postsecondary vocational and technical education to students; to provide for effectiveness; to provide for an effective date; 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.

**Privilege Report of the
Legislative Bureau**

May 26, 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. 130—

BY REPRESENTATIVE ANSARDI
AN ACT

To enact R.S. 11:1781.1, relative to the Municipal Employees' Retirement System; to provide with respect to eligibility for retirement; to create early retirement criteria for members of Plan A; to provide for actuarial reduction of benefits; to provide an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 213—

BY REPRESENTATIVES HOLDEN AND DANIEL
AN ACT

To repeal Section 2 of Act No. 1027 of the 1991 Regular Session of the Legislature, relative to the dedication of a portion of the state sales and use tax in East Baton Rouge Parish for deposit in the East Baton Rouge Parish Centroplex Fund for capital improvements at the Riverside Centroplex, Louisiana Arts and Science Center, Riverfront Promenade, and related projects in the Riverfront Development Plan; to extend the dedication; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 322—

BY REPRESENTATIVES PINAC, DANIEL, JOHNS, STELLY, TRICHE, AND WALSWORTH
AN ACT

To amend and reenact R.S. 11:1781, relative to Plan A of the Municipal Employees' Retirement System; to provide with respect to eligibility requirements for normal retirement; to provide an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 519—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To enact R.S. 47:299.2(1)(d) and 299.11(8), relative to individual income tax; to provide for offset of income tax refunds of persons indebted to municipalities and parishes, excluding the city of New Orleans and the parish of Orleans; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 836—

BY REPRESENTATIVES DANIEL, CURTIS, JOHNS, SHAW, STELLY, TRICHE, WALSWORTH, ALEXANDER, BAUDOIN, BAYLOR, BRUCE, CARTER, COPELIN, DAMICO, DONELON, FAUCHEUX, FLAVIN, FRITH, HEATON, HEBERT, HILL, ILES, KENNEY, LANCASTER, LEBLANC, LONG, MARIONNEAUX, MCDONALD, MORRELL, MURRAY, NEVERS, ODINET, PIERRE, POWELL, SALTER, SCALISE, SCHWEGMANN, SNEED, THOMPSON, TRAVIS, WADDELL, WARNER, WIGGINS, AND WRIGHT
AN ACT

May 27, 1999

To amend and reenact R.S. 11:1144(B) and 1145(A), relative to the Louisiana School Employees' Retirement System; to provide with respect to service credit and the benefit accrual rate used for the calculation of benefits; to provide with respect to cost-of-living adjustments and the formula used for determining the amount and payment thereof; to provide an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 864—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 11:2220(B)(1)(a), relative to the Municipal Police Employees' Retirement System; to provide with respect to survivor benefits, the limitations and payment thereof; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 870—
BY REPRESENTATIVE STELLY
AN ACT

To amend and reenact R.S. 11:411(7), relative to the Louisiana State Employees' Retirement System; to provide with respect to eligibility for membership; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 917—
BY REPRESENTATIVE WINSTON
AN ACT

To amend and reenact R.S. 47:8011(A)(2)(b) and (c) and to repeal R.S. 47:8011(A)(2)(d), relative to the Tax Increment Development Act; to delete the requirement of an election in each affected parish, municipality, and taxing district; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1025—
BY REPRESENTATIVE MORRISH
AN ACT

To amend and reenact R.S. 11:2072, relative to the Registrars of Voters Employees' Retirement System; to provide with respect to benefits and the accrual rate used for the calculation thereof; to provide an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1176—
BY REPRESENTATIVE FRITH
AN ACT

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

Reported without amendments.

HOUSE BILL NO. 1233—
BY REPRESENTATIVE ALARIO
AN ACT

To amend and reenact R.S. 39:1442(A), relative to defeasance of securities of a public entity; to authorize deposits with a trust company; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1292—
BY REPRESENTATIVE ALARIO
AN ACT

To amend and reenact R.S. 39:1365(7), relative to the issuance and sale of general obligation bonds; to change requirements for bids; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1344—
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. 47:806(B)(1), relative to the taxation of special fuels; to specify the length of time records of bulk sales and deliveries of special fuels shall be kept by the supplier or dealer; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1463—
BY REPRESENTATIVE WILKERSON
AN ACT

To amend and reenact R.S. 11:3442(8), relative to the Firemen's Pension and Relief Fund for the City of Shreveport; to provide with respect to benefits; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1463 by Representative Wilkerson

AMENDMENT NO. 1
On page 2, line 6, before "the total" change "Provided, however, that" to "However,"

AMENDMENT NO. 2
On page 2, line 8, following "pay" insert a period and delete the remainder of the line, and on line 9 before "payment" change "that said" to "The"

AMENDMENT NO. 3
On page 2, line 11, before "widow" change "Provided further that, no" to "No"

HOUSE BILL NO. 1703—
BY REPRESENTATIVE STELLY
AN ACT

To enact R.S. 11:701(29), (30), and (31) and 784.1 and Part IX of Chapter 2 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:945 through 947, and to repeal R.S. 11:785, relative to the Teachers' Retirement System; to provide with respect to definitions; to provide regarding benefits, the computation thereof, and certain limitations related thereto; to further provide regarding compensation and contributions; to provide an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1712—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 11:2221(E)(1), relative to the Municipal Police Employees' Retirement System; to provide with respect to the Deferred Retirement Option Plan; to provide with respect to membership, contributions, and survivor benefits; to provide an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1920 (Duplicate of Senate Bill No. 644)—
 BY REPRESENTATIVE ALARIO AND SENATOR HAINKEL
 AN ACT

To authorize the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to increase tuition, within specified limits, at the university laboratory school; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2038—
 BY REPRESENTATIVES FONTENOT, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER
 AN ACT

To enact R.S. 39:97.3(E)(6), relative to the Louisiana Asbestos Detection and Abatement Fund; to provide for additional uses of monies in the fund; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2086—
 BY REPRESENTATIVE DEVILLE
 AN ACT

To enact R.S. 47:302.48, 322.39, and 332.45, all relative to the proceeds derived from sales and use taxes on hotel occupancy in Evangeline Parish; to create the Evangeline 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 without amendments.

HOUSE BILL NO. 2087—
 BY REPRESENTATIVE MONTGOMERY
 AN ACT

To enact R.S. 11:2180.4, relative to the Sheriffs' Pension and Relief Fund; to provide with respect to benefits and the payment thereof through electronic funds transfer; to provide for certain exceptions thereto; to provide an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2094—
 BY REPRESENTATIVE STELLY
 AN ACT

To enact R.S. 11:1671.1, relative to the District Attorneys' Retirement System; to provide with respect to investment of fund assets; to further provide regarding retirement eligibility criteria, benefits, service, and service credit; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2110—
 BY REPRESENTATIVE DANIEL
 AN ACT

To enact R.S. 47:1605(C), relative to tax penalties, to provide that certain underpayments of tax shall not subject a taxpayer to certain penalty provisions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2174—
 BY REPRESENTATIVES STELLY, CURTIS, DANIEL, FLAVIN, JOHNS, SHAW, AND TRICHE
 AN ACT

To amend and reenact R.S. 11:102(B)(2)(b), and to enact R.S. 11:102(B)(2)(c), relative to the Louisiana State Employees' Retirement System, Teachers' Retirement System, Louisiana School Employees' Retirement System, and State Police Pension and Retirement System; to provide with respect to employer contributions and the annual determination thereof; to provide for the Employer Credit Account and for funding of employer

contributions therefrom; to provide an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2182—
 BY REPRESENTATIVE WRIGHT
 AN ACT

To amend and reenact R.S. 47:322.35(B) and to enact R.S. 47:302.48 and 332.45, all relative to the distribution of the proceeds of the state sales tax on hotel occupancy in LaSalle Parish; to dedicate a portion of the tax in LaSalle Parish; to provide for the allocation of monies in the LaSalle Economic Development District Fund; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2253— (Duplicate of Senate Bill No. 1055)
 BY REPRESENTATIVE FLAVIN AND SENATOR SIRACUSA AND COAUTHORED BY REPRESENTATIVES, STELLY, JOHNS, AND THOMPSON
 AN ACT

To amend and reenact R.S. 11:242(B) and (E)(introductory paragraph), 542(C), and 883.1(C), to enact R.S. 11:542(D) and (E) and R.S. 11:883.1(D) and (E), and to repeal R.S. 11:243 through 245, 247, 491, and 769 through 777, relative to all state and statewide public retirement systems; to provide with respect to cost-of-living adjustments; to provide an effective date; 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.

**Privilege Report of the
 Legislative Bureau**

May 27, 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. 55—
 BY REPRESENTATIVE FRUGE
 AN ACT

To enact Code of Civil Procedure Art. 76.2, relative to venue; to provide for venue in suits on open accounts; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 103—
 BY REPRESENTATIVES DUPRE AND DOWNER
 AN ACT

To amend and reenact R.S. 33:1704.1(C), relative to fees and costs charged by marshals; to provide for a minimum fee of office that the marshal of the city of Houma is entitled to for each service rendered in civil matters; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 172—

BY REPRESENTATIVES FLAVIN, HEBERT, JOHNS, BARTON, BOWLER, FRUGE, CLARKSON, MCMAINS, MICHOT, PINAC, POWELL, SCALISE, SHAW, STELLY, WALSWORTH, AND WIGGINS AND SENATORS DARDENNE AND HAINKEL

AN ACT

To enact R.S. 17:439, relative to civil liability of school employees; to provide for limitation of liability for school employees for certain statements made or actions taken; to provide exceptions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 266—

BY REPRESENTATIVE WIGGINS

AN ACT

To amend and reenact R.S. 13:996.28(A) and (B), relative to the Judicial Expense Fund for the Ninth Judicial District Court; to provide for the allocation of additional costs in criminal cases to the fund; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 278—

BY REPRESENTATIVES SALTER AND ALEXANDER

AN ACT

To enact R.S. 13:2616, relative to justice of the peace courts; to provide for the territorial jurisdiction of justice of the peace courts in Bienville Parish; to provide for elections to the office of justice of the peace and constable; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 291—

BY REPRESENTATIVE THORNHILL

AN ACT

To amend and reenact Code of Civil Procedure Art. 4843(E)(2), relative to trial courts of limited jurisdiction; to increase the amount in dispute or the value of the property involved for jurisdiction of the City Court of Slidell; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 309—

BY REPRESENTATIVE LONG

AN ACT

To amend and reenact R.S. 33:1704.1(C) and to enact R.S. 33:1704.1(D), relative to city marshals; to provide for a maximum fee the marshal of the city of Natchitoches shall receive for service in civil matters; and to provide for related matters.

Reported without amendments.

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 without amendments.

HOUSE BILL NO. 332—

BY REPRESENTATIVE MURRAY

AN ACT

To amend and reenact R.S. 13:1031 and 1032, relative to clerks of court; to permit the sureties on the clerk's bond in the parish of Orleans to be residents of the state of Louisiana; to lower the bond requirement for the clerk of the civil district court in the parish of Orleans; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 378—

BY REPRESENTATIVES WINDHORST, MARIONNEAUX, AND JENKINS
AN ACT

To amend and reenact R.S. 15:573, relative to certain actions by the Board of Pardons; to provide that actions may only be taken at open meetings of the board; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 409—

BY REPRESENTATIVES WELCH, MCMAINS, AND WESTON
AN ACT

To enact R.S. 13:1000.2, relative to the Nineteenth Judicial District Court; to provide for the assessment and collection of additional costs in criminal matters for the support of the court-appointed special advocate (CASA) program; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 412—

BY REPRESENTATIVE CARTER

AN ACT

To amend and reenact Code of Criminal Procedure Article 887(A), relative to court costs; to authorize the magistrates of mayor's courts to suspend court costs in criminal cases; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 424—

BY REPRESENTATIVES WINDHORST AND JENKINS
A JOINT RESOLUTION

Proposing to amend Article IV, Section 5(E)(1) of the Constitution of Louisiana, to require a favorable recommendation by the Board of Pardons before certain gubernatorial actions may be taken; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 446—

BY REPRESENTATIVE LONG

AN ACT

To enact Code of Criminal Procedure Article 887(F)(3), relative to court costs in criminal proceedings; to increase court costs in the City Court of Natchitoches; to increase court costs in the Tenth Judicial District Court; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 479—

BY REPRESENTATIVE TRICHE

AN ACT

To amend and reenact R.S. 40:981.3(A)(3)(a) and (b) and (D) and to enact R.S. 40:981.3(C)(5), relative to drug-free zones; to include public housing authority property within drug-free zones; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 496—

BY REPRESENTATIVE WRIGHT

AN ACT

To amend and reenact R.S. 40:2405(E), relative to training requirements for peace officers; to provide for requirements for officers employed in certain villages; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 504—

BY REPRESENTATIVE WINDHORST
AN ACT

To enact R.S. 49:191(11)(g) and to repeal R.S. 36:408(B)(2), R.S. 40:1485.3(A) and (B), and R.S. 49:191(10)(m), relative to the termination of legislative authority of existing statutory agencies, including provisions to provide for the re-creation of the Department of Public Safety and Corrections and the statutory entities made a part of the department by law, except the division of charitable gaming control, office of state police; 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. 566—

BY REPRESENTATIVE JOHN SMITH
AN ACT

To amend and reenact R.S. 13:2485.1 and to enact R.S. 33:448, relative to mayors' courts; to create a mayor's court in New Llano, Vernon Parish; to provide for its jurisdiction; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 592—

BY REPRESENTATIVE COPELIN
AN ACT

To amend and reenact R.S. 9:1841(1), relative to the Louisiana Trust Code; to provide for the distribution of the forced heir's legitime; to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 641—

BY REPRESENTATIVES LEBLANC, HEATON, DOWNER, FAUCHEUX,
TOOMY, WARNER, AND WELCH
A JOINT RESOLUTION

Proposing to amend Article V, Section 33(B) of the Constitution of Louisiana, to provide that persons who are seventy years of age or older are exempt from jury service and may decline to serve as jurors, but may elect to serve as jurors if they meet the other qualifications for service as jurors; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 676—

BY REPRESENTATIVE FLAVIN
AN ACT

To enact R.S. 13:1000.2 and 1909, relative to criminal court costs; to provide for additional costs in the City Court of Lake Charles; to provide for additional costs in the Fourteenth Judicial District Court; to provide for the assessment and collection of such costs in criminal matters for the support of the court-appointed special advocate (CASA) and children's advocacy center (CAC) programs; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 703—

BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 15:81, relative to bail; to increase the amount of bail which may be set in the mayor's court in the city of Kenner; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 736—

BY REPRESENTATIVE TRAVIS
AN ACT

To enact R.S. 14:329.6(F) and R.S. 29:724(G), relative to declarations of a state of emergency; to provide for access to emergency areas by certain persons; to limit the access in certain circumstances; to provide for notice and procedures; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 767—

BY REPRESENTATIVE PINAC
AN ACT

To enact R.S. 33:1704.1(D), relative to fees and costs of particular city marshals; to increase the mileage allowance of the city marshal of Rayne; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 779—

BY REPRESENTATIVES MCMAINS, ANSARDI, AND MCCAIN
AN ACT

To amend and reenact Children's Code Article 423 and to repeal R.S. 13:1596(F), to provide for the continuous revision of the Children's Code; to provide for hearing officers in juvenile court proceedings; to provide for additional clerk of court personnel and payment; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 781—

BY REPRESENTATIVES MCMAINS, ANSARDI, AND MCCAIN
AN ACT

To amend and reenact Children's Code Article 424 and to enact Children's Code Articles 116(2.1) and (2.2), 424.1, 424.2, 424.3, 424.4, 424.5, 424.6, 424.7, 424.8, 424.9, and 424.10, all with respect to court appointed special advocates (CASA); to provide for the continuous revision of the Children's Code; to provide for definitions, purpose, appointment of a CASA program, assignment of a CASA volunteer, order of assignment, duties, notice, appearance as a witness and attendance at court, access to records, reports, requests for hearings, confidentiality, and immunity of CASA volunteers and others; to provide an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 799—

BY REPRESENTATIVES TRICHE, DUPRE, AND DOWNER
AN ACT

To amend and reenact R.S. 9:306(B)(1) and (C), relative to seminars for divorcing parents; to provide for an expanded definition of "instructor"; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 828—

BY REPRESENTATIVE BRUNEAU AND SENATOR HAINKEL
AN ACT

To amend and reenact R.S. 9:2796(A), relative to limitation of liability for loss connected with Mardi Gras parades and festivities; to provide individual members of any krewe or organization with limitation of liability; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 856—

BY REPRESENTATIVE HILL
AN ACT

To amend and reenact R.S. 1:55(E)(1)(a)(iii), relative to legal holidays; to provide that Mardi Gras is a legal holiday for the clerk of court

of the Thirty-third Judicial District Court; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 903—

BY REPRESENTATIVES MCCAIN, DEVILLE, HEBERT, HOPKINS, LEBLANC, SALTER, AND TRICHE

AN ACT

To amend and reenact R.S. 27:19(C), 92(C)(1), and 312(C)(2), relative to the use of certain gaming proceeds derived by the state from riverboat gaming and video draw poker device operations; to provide for use of a portion of such monies to support functions of the Department of Justice related to gaming enforcement and administration; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 947—

BY REPRESENTATIVES DOWNER, BRUNEAU, ANSARDI, DONELON, AND LANCASTER AND SENATOR BRANCH

AN ACT

To amend and reenact R.S. 29:102 and 234 and to enact R.S. 29:212a, relative to the Code of Military Justice; to create the offense of wrongful use, possession, manufacture, or distribution of controlled dangerous substances; to define the offense; to provide for its applicability; to provide for the jurisdiction of court-martials; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1032—

BY REPRESENTATIVE SALTER

AN ACT

To enact R.S. 40:1379(D), relative to the office of state police, public safety services, of the Department of Public Safety and Corrections; to provide for personnel who are commissioned police employees of the office; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1042—

BY REPRESENTATIVES WARNER AND THOMPSON

AN ACT

To enact R.S. 33:2201(B)(19), relative to survivor benefits; to include additional personnel as law enforcement officers for the purpose of survivor benefits; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1048—

BY REPRESENTATIVE DUPRE

AN ACT

To enact Part IV-B of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1152 through 1156, relative to sewage and sewerage; to authorize a homeowner to install an individual mechanical sewerage system in his own home under certain circumstances; to provide for the waiver of certain fees; to direct the Louisiana State Law Institute to redesignate certain provisions of current law; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1313—

BY REPRESENTATIVE TRAVIS

AN ACT

To amend and reenact R.S. 13:966.1(B), relative to the court reporters for the Twentieth Judicial District; to provide for an increase in salary; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1323—

BY REPRESENTATIVE TRAVIS

AN ACT

To enact Subpart K of Part XI of Chapter 7 of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:1107 through 1107.5, relative to regional juvenile justice facilities; to establish and provide for the purposes and functions of a juvenile justice district for the parishes of East Feliciana and West Feliciana; to provide for a board of commissioners of the district and for the composition, administration, powers, and duties of the board, including the power to incur debt, issue bonds, and levy taxes; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1361—

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

AN ACT

To enact R.S. 33:4861.13(D), relative to statement of receipts for charitable gaming organizations; to provide that any disbursements of charitable gaming net proceeds by the charitable organization be approved by the board of directors or financial members in charge; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1363—

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. 40:1485.5(A)(1), 1485.8(A), (B), and (C), 1485.9(B) and (C), and to enact R.S. 33:4861.2(8) and (9), relative to the regulation of charitable gaming; to include and define noncommercial lessor and casino night contractor within licensing provisions; to make changes to incorporate the definitions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1365—

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. 36:401(B)(1) and 451(B) and (C) and R.S. 49:968(B)(10), to enact R.S. 36:454(C), 458(G), 459(G), and 921(D), R.S. 49:653 and 654 and Chapter 11 of Title 4 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 4:701 through 739, and to repeal R.S. 33:4861.1 through 4861.28 and R.S. 40:1485.1 through 1485.11, all relative to the conducting and regulation of charitable gaming; to provide for duration and form of a license; to provide relative to hearings; to abolish the division of charitable gaming control, office of state police, Department of Public Safety and Corrections, and transfer its powers, duties, functions, and responsibilities, programs and operations to the office of charitable gaming, Department of Revenue; to provide for reference to the office of charitable gaming; to provide for the powers and duties of the office of charitable gaming; to provide with respect to the rulemaking authority and procedure of the office of charitable gaming; to provide with respect to legislative oversight of administrative rules; to provide for procedures relative to transfer of certain agencies; to provide for certain definitions; to provide with respect to the conducting and regulation of charitable gaming; to provide technical changes to statutes affected by this transfer; to provide with respect to electronic dabber devices; to provide for restrictions on prizes; to increase maximum compensation of employees conducting charitable gaming sessions; to provide that only members of the charitable organization may act in a managerial capacity; to provide relative to violations; to provide for restrictions on combination of interests; to provide that no person under the age of eighteen shall assist in

the conducting of electronic or video bingo; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1427—

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

AN ACT

To amend and reenact R.S. 32:398(F) and (G), relative to accident reports; to require law enforcement agencies to provide copies of video tapes, audio tapes, extraordinary-sized documents, or documents stored on electronic media; to authorize a reasonable fee for copies; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1445—

BY REPRESENTATIVES WINDHORST AND SCHNEIDER

AN ACT

To amend and reenact R.S. 15:572.2 and 574.2(A)(3) and to enact R.S. 15:829.1, relative to donations and sales by prisoners and prison enterprises to certain persons; to provide that the chairmen and the other members of the boards of pardon and parole and administrative employees of corrections services within the Department of Public Safety and Corrections shall not receive or purchase anything of value from any inmate or from prison enterprises; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1451—

BY REPRESENTATIVES MARTINY AND ANSARDI

AN ACT

To amend and reenact R.S. 33:441.1, relative to the mayor's court in Kenner; to authorize the institution of criminal prosecutions by affidavit or information; to authorize the prosecuting attorney to file an information; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1490—

BY REPRESENTATIVE BOWLER

AN ACT

To amend and reenact R.S. 9:397.2 and 397.3(A) and (B)(2)(a), relative to paternity; to provide relative to the chain of custody and admissibility of blood or tissue sampling; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1524—

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

AN ACT

To amend and reenact R.S. 30:2054(B)(8)(a) and R.S. 32:1306(C) and to repeal R.S. 30:2054(B)(8)(b), (c), and (d) and R.S. 32:1304(D)(2) and (3), relative to motor vehicle emissions and inspection and maintenance; to provide for the establishment and implementation of a program for the control and abatement of motor vehicle emissions; to provide for applicability of such program and of certain procedures, requirements, and conditions; to provide for emissions inspections; to provide for the imposition and disposition of certain fees; to repeal certain requirements and procedures regarding vehicle emission inspections and reports; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1582—

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

AN ACT

To amend and reenact R.S. 30:2011(C), (D)(3) and (6), 2014(A), 2015(E), 2019(D), 2022(C)(1), 2025(A), (B)(1)(d), (C)(2) and (3), (E)(1)(a) and (2), and (G)(1) and (2)(b), 2033(B) and (C), 2035(B)(1) and (2), 2050.1(C), 2050.2(A), 2050.3(A) and (C)(1), 2050.4(I), 2050.10(A)(5), 2054(A)(introductory paragraph) and (B)(2)(a) and (3)(a) and (e), 2059, 2060(E), (F), (G), (H), and (I), 2064(A)(2)(b), (C), (D), (E)(introductory paragraph) and (2), (F), and (G)(1), 2074(A)(introductory paragraph), (3) and (4) and (B)(4), 2075.2(B), 2076(C) and (D), 2089, 2103(4)(b), (5), and (11), 2104(A)(introductory paragraph) and (B)(2), 2107(A), (B), and (D), 2108, 2109(A) and (B), 2110, 2112, 2113(G), 2114, 2115(A), (C), (D), and (F), 2154(A)(introductory paragraph) and (4) and (B)(1)(a), (2)(a), and (4), 2158(A)(1), 2160, 2180(A)(2) and (B), 2181, 2183(I), 2195(E), 2195.2(A)(introductory paragraph) and (B)(1)(c), 2195.4(B)(4) and (C)(2), 2203(A), 2204(A)(1) and (2), 2222(C), 2223(3), 2224(A)(introductory paragraph) and (2)(introductory paragraph) and (c), (B), and (C), 2225(D)(2), 2226(A), 2280, 2305(G), 2423(B), 2521, 2522(5), 2547(A)(introductory paragraph) and (3) and (B) and R.S. 36:231(C)(1), 234(A)(1), 236(B), 237(A) and (B), and 238(B), (C), (D), and (E) and to repeal R.S. 30:2037 and 2182, relative to the Department of Environmental Quality; to provide relative to the organization, composition, duties, powers, and functions of the department; to establish the offices of environmental assessment, environmental compliance, and environmental services, and provide for purpose, powers, functions, and duties; to establish the legal division within the office of the secretary and provide for powers and duties; to abolish the offices of air quality and radiation protection, water resources, waste services, and legal affairs and enforcement, and provide for the transfer of certain powers, functions, and duties; to provide for the powers, functions, and duties of the secretary and under secretaries and assistant secretaries; to provide relative to promulgation of rules and certain scientific determinations; to provide relative to powers and duties for the issuance and denial of permits, licenses, variances, certificates, and other matters; to provide for penalties and violations; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1583—

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

AN ACT

To amend and reenact R.S. 30:2015(E), 2054(B)(2)(a), 2055, 2075, 2075.3(A)(2)(a), 2109(A), 2187(A)(introductory paragraph), (1), (2), and (3), 2195(B), 2195.3(A)(11), and 2225(F)(1) and to repeal R.S. 30:2053(2) and 2201, relative to the Department of Environmental Quality; to provide relative to certain provisions containing departmental references, terms, and requirements; to revise and repeal certain provisions, procedures, terms, references, and requirements; to provide relative to Tank Trust Fund fees retained by a bulk facility operator; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1591—

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

AN ACT

To amend and reenact R.S. 30:2285.1(A), relative to the Department of Environmental Quality; to provide relative to voluntary remedial actions; to provide relative to public notice and public hearings; to provide certain procedures and requirements; to provide for notice to adjoining landowners; and to provide for related matters.

May 27, 1999

Reported without amendments.

HOUSE BILL NO. 1592— BY REPRESENTATIVES DAMICO, DEWITT, DOWNER, MCMAINS, AND DIEZ AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To enact R.S. 30:2289.1(D), relative to the Department of Environmental Quality; to provide relative to hazardous waste or substances and remedial actions; to provide relative to promulgation of rules for fees for review, investigation, and oversight; to authorize the department to impose and collect certain fees; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1718— BY REPRESENTATIVE THOMPSON

AN ACT

To enact R.S. 33:447, relative to mayor's courts; to create the Mayor's Court for the Village of Forest in West Carroll Parish; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1740— BY REPRESENTATIVE JOHN SMITH

AN ACT

To amend and reenact R.S. 30:503(2) and to enact R.S. 19:2(11), relative to limited liability companies; to provide relative to expropriation of property; to provide for expropriation of property by limited liability companies; to provide definitions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2017— BY REPRESENTATIVES TRICHE, LEBLANC, DEWITT, DOWNER, MCMAINS, DIEZ, CRANE, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 30:2050.5, relative to enforcement of compliance orders concerning a community sewer system; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 2017 by Representative Triche

AMENDMENT NO. 1

On page 1, line 14, following "R.S." and before the period "." change "30:2025.23" to "30:2050.23"

HOUSE BILL NO. 2026—

BY REPRESENTATIVES TRICHE, LEBLANC, DEWITT, DOWNER, MCMAINS, DIEZ, CRANE, ALEXANDER, ANSARDI, BAUDOIN, BAYLOR, BRUCE, CHAISSON, CLARKSON, DAMICO, DANIEL, DUPRE, DURAND, FARVE, FAUCHEUX, FLAVIN, FONTENOT, HILL, HOLDEN, HUDSON, JOHNS, KENNARD, LANCASTER, MARIONNEAUX, MCCAIN, MICHOT, PIERRE, QUEZAIRE, ROMERO, SALTER, SHAW, JACK SMITH, THORNHILL, WESTON, WIGGINS, AND WOOTON AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 30:2075.2(A), to enact R.S. 30:2075.3(A)(2)(e), and to repeal R.S. 30:2075.2(D); relative to the Louisiana Water Control Law; to require a bond or other financial security as a condition for receiving a discharge permit for a sewage treatment facility; to provide for forfeiture of bonds or security, expenditure of forfeiture proceeds and appeals; to provide grounds for placing into receivership; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 206— (Substitute for House Bill No. 1907 by Representative Copelin)

BY REPRESENTATIVE COPELIN AN ACT

To temporarily suspend the prescriptive period in which a minor may establish filiation for the sole purpose of receiving survivor benefits; to provide for retrospective application; and to provide for related matters.

Reported without amendments.

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.

Reported without amendments.

HOUSE BILL NO. 2260— (Substitute for House Bill No. 690 by Representative Toomy)

BY REPRESENTATIVE TOOMY AN ACT

To amend and reenact R.S. 42:261(A), relative to legal representation of public entities; to exempt the attorney general from representation of certain entities in the parish of Orleans; 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.

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. 45— BY SENATORS SCHEDLER AND ROMERO A RESOLUTION

To urge and request the state treasurer to provide a briefing to the Senate to explain his plan for the most efficacious use of the tobacco settlement money.

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

SENATE CONCURRENT RESOLUTION NO. 141— BY SENATOR HINES A CONCURRENT RESOLUTION

To create a task force to study the impact of assisted conception and artificial means of reproduction relative to state law.

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

SENATE CONCURRENT RESOLUTION NO. 142—
 BY SENATORS ELLINGTON AND EWING
A CONCURRENT RESOLUTION

To acknowledge the many lasting accomplishments of Governor John J. McKeithen and extend sincere best wishes on the occasion of his eighty-first birthday.

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

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 | Romero |
| Boissiere | Greene | Schedler |
| Branch | Hainkel | Smith |
| Casanova | Hines | Theunissen |
| Cravins | Irons | Ullo |
| Dardenne | Jones | |
| Dean | Jordan | |
| Total—28 | | |

NAYS

Total—0

ABSENT

| | | |
|-----------|-----------|----------|
| Cain | Hollis | Siracusa |
| Campbell | Johnson | Tarver |
| Cox | Lambert | Thomas |
| Heitmeier | Robichaux | |
| Total—11 | | |

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

EDUCATION

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

May 27, 1999

To the President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 58—
 BY SENATOR JONES
A CONCURRENT RESOLUTION

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

Reported with amendments.

SENATE CONCURRENT RESOLUTION NO. 112—
 BY SENATOR JONES
A CONCURRENT RESOLUTION

To urge and request the governor of the state of Louisiana to launch an initiative on violence in schools.

Reported favorably.

SENATE CONCURRENT RESOLUTION NO. 117—
 BY SENATOR IRONS
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to establish a task force to study the feasibility of providing as a requirement for high school graduation a course of study in life management and marriage and relationship skills or the inclusion of such instruction in the health education curriculum, and to make a report to the Senate and House committees on education prior to the 2000 Regular Session.

Reported favorably.

SENATE BILL NO. 964—
 BY SENATOR DEAN
AN ACT

To enact Chapter 43 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:4011 through 4016, relative to the provision of education vouchers; to establish the School Choice Program; to provide for the purpose of such program; to provide relative to student eligibility and school qualification to participate in the program; to provide relative to the duties and powers of the state Department of Education, the State Board of Elementary and Secondary Education, and the division of administration; to provide for the payment and repayment of vouchers; to provide certain limitations and restrictions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 1033—
 BY SENATORS BOISSIERE AND HAINKEL
AN ACT

To enact Chapter 10 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25: 571 through 577 and R.S. 36:209(Q), relative to the New Orleans Center for Creative Arts; to establish the center in the Department of Culture, Recreation and Tourism; to provide for the operation, administration, and governance of the center; to provide relative to the programming offered at the center; to provide relative to students at the center; to establish a board of trustees for the center and to provide for their appointment, terms, and qualifications; to provide for the powers and duties of the board; and to provide for related matters.

Reported with amendments.

HOUSE CONCURRENT RESOLUTION NO. 84—
 BY REPRESENTATIVE DEWITT
A CONCURRENT RESOLUTION

To urge and request the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to reconsider a recent change in its season ticket policy for football, basketball, and baseball that provides for season ticket renewal only by the account holder and for very limited changes in the account holder.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 126—
 BY REPRESENTATIVE FARVE
A CONCURRENT RESOLUTION

To urge and request the Orleans Parish School Board to combine the Helen S. Edwards Elementary School, the G. W. Carver Middle School, and the G. W. Carver Senior High School into the Helen S. Edwards/G. W. Carver Accelerated Center for Excellence for

May 27, 1999

purposes of implementing on a pilot basis accelerated school programs designed to improve the academic achievement levels of students.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 200—

BY REPRESENTATIVES LONG, 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, GAUTREAUX, GLOVER, GREEN, GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HOLDEN, HOPKINS, HUDSON, HUNTER, ILES, JENKINS, JETSON, JOHNS, KENNARD, KENNEY, LANCASTER, LANDRIEU, LEBLANC, MARIONNEAUX, MARTINY, MCCAIN, MCCALLUM, MCDONALD, MCMAINS, MICHOT, MITCHELL, MONTGOMERY, MORRELL, MORRISH, MURRAY, NEVERS, ODINET, PERKINS, PIERRE, PINAC, POWELL, PRATT, QUEZAIRE, RIDDLE, ROMERO, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, JACK SMITH, JOHN SMITH, SNEED, STELLY, STRAIN, THERIOT, THOMPSON, THORNHILL, TOOMY, TRAVIS, TRICHE, WADDELL, WALSWORTH, WARNER, WELCH, WESTON, WIGGINS, WILKERSON, WILLARD, WINDHORST, WINSTON, WOOTON, AND WRIGHT

A CONCURRENT RESOLUTION

To urge and request Northwestern State University, through its management board, to designate an existing scholarship available to students enrolled in the College of Education in the name of the Honorable Everett G. Doerge, former State Representative.

Reported favorably.

HOUSE BILL NO. 156—

BY REPRESENTATIVE FARVE

AN ACT

To enact R.S. 17:7(24), relative to the powers and duties of the State Board of Elementary and Secondary Education; to require the State Board of Elementary and Secondary Education to develop and implement a pilot program to improve English and language arts instruction; to provide relative to program components; and to provide for related matters.

Reported favorably.

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.

Reported favorably.

HOUSE BILL NO. 615—

BY REPRESENTATIVES LONG, MCDONALD, BARTON, BAUDOIN, CRANE, CURTIS, DOERGE, FARVE, KENNEY, POWELL, PRATT, SALTER, SHAW, AND WRIGHT

AN ACT

To amend and reenact R.S. 17:1808(J)(3), relative to exemptions for certain postsecondary, academic degree-granting institutions from Board of Regents' registration and licensure requirements; to remove the provisions exempting from such requirements institutions granted tax exempt status under Section 501(c)(3) of the federal Internal Revenue Code; to provide relative to compliance with registration requirements by such institutions; to provide relative to completion of the licensure process; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1555—

BY REPRESENTATIVE PRATT

AN ACT

To enact R.S. 17:3904(A)(6), relative to the school personnel evaluation program; to provide program requirements relative to the evaluation of school principals; to provide for effectiveness; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1595—

BY REPRESENTATIVE PRATT

AN ACT

To amend and reenact R.S. 17:7.4, relative to a continuing education program for paraprofessionals; to provide for eligibility; to provide relative to tuition exemptions and stipends; to remove certain procedures and requirements for reimbursement; to provide for repayment of monies under certain circumstances; to provide certain limitations relative to the cost of the program; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1612—

BY REPRESENTATIVE PRATT

AN ACT

To amend and reenact R.S. 17:392.1(E) and 392.3 and to repeal R.S. 17:392.2, all relative to screening and intervention for children; to provide relative to screenings for certain impediments including dyslexia and related disorders; to specify certain employees who shall do such screenings; to remove provisions relative to the employment of guidance counselors in elementary schools; to remove provisions relative to full implementation; to provide for an effective date; and to provide for related matters.

Reported favorably.

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.

Reported favorably.

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.

Reported favorably.

Respectfully submitted,
THOMAS A. GREENE
Chairman

**REPORT OF COMMITTEE ON
NATURAL RESOURCES**

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

May 27, 1999

To the President and Members of the Senate:

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

**SENATE CONCURRENT RESOLUTION NO. 124—
BY SENATOR SMITH**

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to provide funding for the construction of the Big Creek Recreation Access Project.

Reported favorably.

**HOUSE CONCURRENT RESOLUTION NO. 66—
BY REPRESENTATIVE JETSON**

A CONCURRENT RESOLUTION

To urge and request the division of administration to study and develop a strategy to preserve public access to public waterways and to report findings and recommendations to the House and Senate Committees on Natural Resources prior to the convening of the 2000 Regular Session of the Legislature.

Reported favorably.

**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.

Reported favorably.

**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.

Reported favorably.

**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.

Reported favorably.

**HOUSE BILL NO. 365—
BY REPRESENTATIVE DUPRE**

AN ACT

To enact R.S. 56:303.7(C) and (D), relative to wholesale/retail seafood dealers; to provide for the means by which information may be submitted to the Department of Wildlife and Fisheries; to provide

for exceptions relative to crawfish and catfish; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 407—
BY REPRESENTATIVE JACK SMITH**
AN ACT

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

Reported favorably.

**HOUSE BILL NO. 427—
BY REPRESENTATIVE ODINET**
AN ACT

To enact R.S. 36:610(B)(7) and R.S. 56:421, relative to the Oyster Task Force; to establish the Oyster Task Force as a statutory entity; to continue its membership; to continue its powers, duties, functions, and responsibilities; to continue its source of funding; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 490—
BY REPRESENTATIVE JOHN SMITH**
AN ACT

To enact R.S. 49:191(11)(g) and to repeal R.S. 49:191(10)(a), relative to the Department of Natural Resources, including provisions to provide for the re-creation of the Department of Natural Resources 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. 494—
BY REPRESENTATIVE SALTER**
AN ACT

To authorize and provide for transfer of certain state property in Sabine Parish to the Sabine Parish School Board; to provide property descriptions and certain terms, conditions, and requirements; to express legislative intent; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 962—
BY REPRESENTATIVE WALSWORTH**
AN ACT

To amend and reenact R.S. 56:1850(A)(7), relative to rules and regulations for the Scenic and Natural Rivers Act; to provide relative to regulation of houseboats located on scenic rivers; to require promulgation of rules; to provide for refund of payments made to the Department of Wildlife and Fisheries relative to regulations of houseboats docked for longer than thirty consecutive days; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 1081—
BY REPRESENTATIVES DUPRE, FLAVIN, GAUTREAU, HEBERT, JACK SMITH, ALARIO, DAMICO, DEWITT, DIEZ, DOWNER, DURAND, FAUCHEUX, FRITH, FRUGE, MARTINY, MCMAINS, MICHOT, RIDDLE, SCHWEGMANN, THERIOT, TRICHE, AND WOOTON AND SENATORS BARHAM, DARDENNE, EWING, HAINKEL, AND SCHEDLER**
AN ACT

To amend and reenact R.S. 49:213.7(B)(2), relative to the Wetlands Conservation and Restoration Fund; to provide for the deposit and credit of certain mineral revenues in the fund; and to provide for related matters.

May 27, 1999

Reported favorably.

HOUSE BILL NO. 1224—

BY REPRESENTATIVE DANIEL

AN ACT

To enact R.S. 30:5.1, relative to unitization of oil and gas wells; to provide for deep pool units; to provide procedures, terms, and conditions; to provide for rules and regulations; to provide for certain orders of the commissioner of conservation; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1262—

BY REPRESENTATIVES GAUTREAU, DEWITT, DOWNER, MCMAINS, DIEZ, CRANE, DURAND, HEBERT, LEBLANC, MARIONNEAU, MCCAIN, QUEZAIRE, JACK SMITH, DANIEL, FAUCHEUX, FRITH, FRUGE, HILL, MICHOT, SCHNEIDER, AND TRICHE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, SCHEDLER, GREENE, ROMERO, AND SRACUSA

AN ACT

To amend and reenact R.S. 30:2000.4 and to enact R.S. 30:2000.9 and 2000.10, relative to the Atchafalaya Basin Program; to provide for a capital improvement program; to provide for the operation and maintenance of projects under the capital improvement program; to provide for the powers and duties related thereto; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1327—

BY REPRESENTATIVE CARTER

AN ACT

To authorize and provide for the lease of certain state property in East Feliciana Parish to the F.T. Baptist Church from the Department of Health and Hospitals; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1495—

BY REPRESENTATIVE DURAND

AN ACT

To amend and reenact R.S. 56:326.5(D) and 326.6(A), relative to bowfin; to provide locations where bowfin and bowfin roe may be taken; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1622—

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

AN ACT

To amend and reenact R.S. 40:1846.1(E)(1), 1849(A), (B), and (C)(1), and 1850 and to enact R.S. 40:1849(E), relative to the Liquefied Petroleum Gas Commission; to provide for requirements, penalties for violations, and fees; to provide for a reduction in fees; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1623—

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

AN ACT

To amend and reenact R.S. 3:1356(C) and 1357 and to enact R.S. 3:1356(D), (E), and (F), relative to the Liquefied Petroleum Gas Commission and the Anhydrous Ammonia Law of Louisiana; to provide for penalties for violations; to provide for fees and fee reductions; to provide for reciprocal agreements; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1635—

BY REPRESENTATIVE HEATON

AN ACT

To authorize and provide for the state to transfer certain tracts of land situated in Orleans Parish to the Carrollton Community Economic Development Corporation; to provide terms and conditions; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1842—

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

AN ACT

To amend and reenact Section 3 of Act 666 of 1997 and to enact R.S. 30:101.9(C)(4) and R.S. 56:700.2(A)(4) and 700.4(C)(4), relative to the Louisiana Underwater Obstruction Removal Fund and the Fishermen's Gear Compensation Fund; to extend the termination date of the Underwater Obstruction Removal Fund; to provide for dedication of monies from the Fisherman's Gear Compensation Fund to the Underwater Obstruction Removal Fund; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1980—

BY REPRESENTATIVE WILKERSON

AN ACT

To amend and reenact R.S. 34:851.15(A), relative to waterskiing; to provide for an exception to the requirement of having two persons in a motorboat which is towing a water-skier; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1982—

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

AN ACT

To amend and reenact R.S. 30:4(B) and to enact R.S. 30:6.1, 86(E)(5), and 91(D), relative to the office of conservation; to provide relative to emergencies declared by the commissioner of conservation; to provide for powers of the commissioner; to provide certain procedures and conditions; to provide for funding in the event of an emergency; to provide for notice; to provide relative to costs; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 2069—

BY REPRESENTATIVE MICHOT

AN ACT

To amend and reenact R.S. 56:449(A), (C), (E), and (G), relative to oyster tags; to require certain information be contained on the tag; to provide relative to the ten percent tolerance for loss of tags; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 2070—

BY REPRESENTATIVE KENNEY

AN ACT

To amend and reenact R.S. 56:327(A)(1)(a), 411(6) and 412(A)(4), relative to fishing; to provide for exceptions to the prohibitions on the selling or purchasing of certain fish; to provide relative to hybrid bream; to provide for the definition of "domesticated fish"; to provide for the propagation, production, and transportation of hybrid bream; and to provide for related matters.

Reported favorably.

Respectfully submitted,

CRAIG F. ROMERO
Chairman

REPORT OF COMMITTEE ON

TRANSPORTATION, HIGHWAYS, AND
PUBLIC WORKS

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

May 27, 1999

To the President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 125—
BY SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections and the Louisiana Highway Safety Commission to study the feasibility of implementing a driver violation point system.

Reported favorably.

SENATE CONCURRENT RESOLUTION NO. 131—
BY SENATORS DARDENNE AND SCHEDLER

A CONCURRENT RESOLUTION

To create the Task Force on Motor Vehicle Speed Differential and Highway Safety to study and make recommendations as to the feasibility of a speed differential between freight bearing motor vehicles and other motor vehicles on the highways of the state or other methods to address safety issues involving the interaction of such vehicles traveling throughout the state.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 63—
BY REPRESENTATIVE FAUCHEUX AND SENATOR LAMBERT

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install a left-turn signal light at the intersection of Louisiana Highway 3125 and Louisiana Highway 3274 in St. James Parish, Louisiana.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 130—
BY REPRESENTATIVES CARTER AND POWELL

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to increase the speed limit on Interstate Highway 55 between Pontchatoula, Louisiana, and LaPlace, Louisiana, from 60 m.p.h. to 70 m.p.h.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 143—
BY REPRESENTATIVE POWELL

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install lighting at the intersections of Interstate Highway 55 and U.S. Highway 190, Interstate Highway 55 and Wardline Road, and Interstate Highway 12 and U.S. Highway 51 in Hammond, Louisiana.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 146—

BY REPRESENTATIVE CARTER

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install lighting at the intersection of Interstate Highway 55 and Louisiana Highway 40 at the Independence exit in Tangipahoa Parish, Louisiana.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 147—

BY REPRESENTATIVE CARTER

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install a traffic light at the intersection of Louisiana Highway 38 and 13th Street in Kentwood, Louisiana, Tangipahoa Parish.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 170—

BY REPRESENTATIVES DOWNER, DUPRE, GAUTREAU, THERIOT, AND TRICHE

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to divide Highway District 2 and create an additional district.

Reported with amendments.

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.

Reported favorably.

HOUSE BILL NO. 84—

BY REPRESENTATIVES MURRAY AND WALSWORTH
AN ACT

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

Reported with amendments.

HOUSE BILL NO. 105—

BY REPRESENTATIVES MCMAINS AND KENNARD
AN ACT

To enact R.S. 32:387.11, relative to special permits; to provide for special permits for transporting portable and modular buildings on interstate highways; to provide for certain width restrictions; to provide for certain speed restrictions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 120—

BY REPRESENTATIVE DUPRE
AN ACT

To amend and reenact R.S. 32:407(A)(2), relative to drivers' licenses; to authorize the issuance of a Class "E" intermediate driver's license to minors under certain circumstances; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 122—
BY REPRESENTATIVE MARIONNEAUX
AN ACT

To amend and reenact R.S. 34:2453(B), relative to the Pointe Coupee Port, Harbor and Terminal District; to provide for the number of meetings of the board of commissioners; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 141—
BY REPRESENTATIVE SHAW
AN ACT

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

Reported with amendments.

HOUSE BILL NO. 302—
BY REPRESENTATIVE BOWLER
AN ACT

To enact R.S. 32:410(A)(3)(d), relative to drivers' licenses; to limit the information which may be contained on the magnetic strip on the back of a driver's license; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 333—
BY REPRESENTATIVES SHAW AND JENKINS
AN ACT

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

Reported with amendments.

HOUSE BILL NO. 363—
BY REPRESENTATIVE CARTER
AN ACT

To amend and reenact R.S. 32:387(C)(3)(a)(introductory paragraph) and (b)(introductory paragraph), relative to harvest season permits; to authorize a harvest season permit for vehicles transporting brewer's grain; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 400—
BY REPRESENTATIVE QUEZAIRE
AN ACT

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

Reported with amendments.

HOUSE BILL NO. 510—
BY REPRESENTATIVE HUNTER
AN ACT

To enact R.S. 32:1734, relative to towing; to authorize drivers to select a licensed towing company; to provide for minimum requirements; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 963—
BY REPRESENTATIVE DANIEL
AN ACT

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

Reported with amendments.

HOUSE BILL NO. 1238—
BY REPRESENTATIVE DIEZ
AN ACT

To amend and reenact R.S. 32:402(A) and (B), 408(A)(1) and (4), and 408.2 and R.S. 47:532.1(A)(7), relative to drivers' licenses, relative to public license tag agents; to authorize the department to enter into contracts with public license tag agents for the issuance of certain drivers' licenses; to provide for minimum qualifications; to provide for the costs of licenses; to provide for the maximum fee which can be charged by a public license tag agent for a driver's license; to provide for penalties for violations; to provide for the promulgation of rules and regulations; to authorize public license tag agents to administer written knowledge and skills tests to applicants for issuance of certain drivers' licenses; to provide for limitation of liability; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1347—
BY REPRESENTATIVES DIEZ, DEWITT, DOWNER, MCMAINS, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

To amend and reenact R.S. 32:414.2(B)(1), relative to commercial motor vehicle drivers; to provide for a definition of out-of-service order; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1348—
BY REPRESENTATIVES DIEZ, DEWITT, DOWNER, MCMAINS, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

To amend and reenact R.S. 47:511.2, relative to registration of trucks; to provide for a temporary permit for unregistered trucks in certain situations; to provide for the duration of the permit; to provide for restrictions on the type of vehicle eligible to receive the permit; to provide for penalties for not possessing the permit; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1351—
BY REPRESENTATIVES DIEZ, DEWITT, DOWNER, MCMAINS, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

To amend and reenact R.S. 47:511, relative to motor vehicles; to provide relative to the International Registration Plan; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1428—
BY REPRESENTATIVES DIEZ, DEWITT, DOWNER, MCMAINS, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

To amend and reenact R.S. 32:364, relative to equipment on motor vehicles; to provide for the use of devices to minimize the spray or splash of materials; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1517—
BY REPRESENTATIVE PERKINS
AN ACT

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

Reported with amendments.

HOUSE BILL NO. 1579—
BY REPRESENTATIVES DIEZ, DEWITT, DOWNER, MCMAINS, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER
AN ACT

To enact R.S. 32:291.1, relative to motor vehicles; to provide for reimbursement for the cost of cleanup or removal of road hazards; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1621—
BY REPRESENTATIVES DIEZ, DEWITT, DOWNER, MCMAINS, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER
AN ACT

To amend and reenact R.S. 32:414.2(A)(1)(b)(i), relative to commercial motor vehicle drivers; to provide relative to an economic hardship license; to provide relative to disqualification of commercial driving privileges; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1624—
BY REPRESENTATIVES DIEZ, DEWITT, DOWNER, MCMAINS, CRANE, AND QUEZAIRE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER
AN ACT

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

Reported with amendments.

HOUSE BILL NO. 1654—
BY REPRESENTATIVE DIEZ
AN ACT

To amend and reenact R.S. 47:532.1(A)(7), relative to public license tag agents; to provide for the authority to provide information on the status of registration privileges; to provide for the authority to process certain reinstatements; to provide for fees; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1672—
BY REPRESENTATIVE HAMMETT
AN ACT

To enact Part XXI of Chapter 13 of Title 38 of the Revised Statutes of 1950, to be comprised of R.S. 38:3087.111 through 3087.127, relative to Black River Lake in Concordia and Catahoula parishes; to create the Black River Lake Recreation and Water Conservation District; to create and provide for a board of commissioners of such district; to provide for the powers and duties of the district and the board; to authorize said board to levy taxes and parcel fees, issue bonds, and incur debt; to authorize said board to promulgate rules and regulations to accomplish the purposes of the district and to

provide for the enforcement thereof; to provide for violations and penalties; to provide relative to the powers and duties of the Department of Transportation and Development with respect to the district; to provide for the regulation of commercial establishments; to provide for creation and construction of playgrounds and recreational facilities; to provide relative to mineral leases; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1680—
BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact R.S. 34:322, 323, 324, 326, 328, and 330 and to enact R.S. 34:323.1, relative to the Morgan City Harbor and Terminal District; to provide relative to membership, duties, and powers of the board of commissioners; to authorize the board of commissioners to acquire, construct, control, and alienate industrial parks and facilities; to fund authorized public functions; to enter into cooperative endeavors; to incur debt and issue bonds; to pay bonds from various sources of income; to lend capital; to levy taxes; to increase bidding limits; to reimburse reasonable and necessary expenses; to define certain terms; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1709—
BY REPRESENTATIVE DIEZ
AN ACT

To enact R.S. 47:532(D)(4), relative to the registration of vehicles; to authorize the adoption and enforcement of administrative regulations for the issuance of permanent metal plates of certain motor vehicles; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1833—
BY REPRESENTATIVES DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER
AN ACT

To amend and reenact R.S. 40:1742(A)(1) and (B)(1), relative to enforcement provisions on parking spaces reserved for certain disabled persons; to provide for enforcement of such provisions on private property; to provide for citations; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1909—
BY REPRESENTATIVES DIEZ, DEWITT, DOWNER, MCMAINS, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER
AN ACT

To amend and reenact R.S. 48:256.4, relative to Department of Transportation and Development projects; to provide relative to the final acceptance of such projects; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1911—
BY REPRESENTATIVES DIEZ, DEWITT, DOWNER, MCMAINS, CRANE, AND QUEZAIRE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER
AN ACT

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

May 27, 1999

Reported favorably.

HOUSE BILL NO. 1912—

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

AN ACT

To amend and reenact R.S. 48:256.3(A)(3), relative to Department of Transportation and Development projects; to provide for the department official who is to receive claims against a contractor or surety; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1914—

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

AN ACT

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

Reported favorably.

HOUSE BILL NO. 1964—

BY REPRESENTATIVE TRICHE

AN ACT

To provide relative to the authority of certain water districts to hire attorneys; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1998—

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

AN ACT

To repeal R.S. 38:2212(A)(1)(d)(ii) relative to Public Bid Law; to delete the definition of "contract limit" for certain entities; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 2016—

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

AN ACT

To amend and reenact R.S. 32:1513(A), relative to hazardous materials transportation and motor carrier safety; to provide relative to penalties for failure to pay fines; to authorize the department to deny renewal of certain vehicle registrations; to authorize the department to deny the renewal or reissuance of certain drivers' licenses; to provide relative to responsible parties; and to provide for related matters.

Reported favorably.

Respectfully submitted,
RON LANDRY
Chairman

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

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

SENATE BILL NO. 964—

BY SENATORS DEAN AND GREENE

AN ACT

To enact Chapter 43 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:4011 through 4016, relative to the Louisiana Opportunity Scholarship Program; to provide purposes; to establish the program; to provide for the granting of scholarships; to provide for alternative public school enrollment; to provide for eligibility requirements for students and nonpublic schools; to provide relative to the amount of and payment procedures for the opportunity scholarships; to provide certain limitations; to provide for the powers and duties of the Louisiana Student Financial Assistance Commission and the Louisiana Office of Student Financial Assistance; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 964 by Senator Dean

AMENDMENT NO. 1

On page 1, line 3, after "relative to" delete the remainder of the line and delete lines 4 through 10 in their entirety and insert in lieu thereof "the Louisiana Opportunity Scholarship Program; to provide purposes; to establish the program; to provide for the granting of scholarships; to provide for alternative public school enrollment; to provide for eligibility requirements for students and nonpublic schools; to provide relative to the amount of and payment procedures for the opportunity scholarships; to provide certain limitations; to provide for the powers and duties of the Louisiana Student Financial Assistance Commission and the Louisiana Office of Student Financial Assistance;"

AMENDMENT NO. 2

On page 1, line 16, after "LOUISIANA" change "SCHOOL CHOICE PROGRAM" to "OPPORTUNITY SCHOLARSHIP PROGRAM"

AMENDMENT NO. 3

Delete pages 2 through 9 in their entirety and insert in lieu thereof the following:

"§4011. Purpose

R.S. 17:4011 is all proposed new law.

It is the purpose of this Chapter to:

- (1) Provide enhanced opportunity for students in this state to gain the knowledge and skills necessary for postsecondary education, technical education, or the world of work.
- (2) Assure that no student is compelled, against the wishes of the student's parent or guardian, to remain in a school found by the state to be academically unacceptable pursuant to a school and district accountability system.
- (3) Increase the commitment of families to involve themselves in the education of their children by creating increased responsibility through increased choice.
- (4) Provide external pressure for public schools to improve.

§4012. Louisiana Opportunity Scholarship Program; establishment; scholarships; alternative public school enrollment

R.S. 17:4012 is all proposed new law.

A.(1) The Louisiana Opportunity Scholarship Program is hereby established. Applications pursuant to this Chapter shall be accepted for scholarships applicable beginning with the 2000-2001 school year.

(2)(a) The state shall make available opportunity scholarships as provided in this Chapter in order to give parents and guardians the opportunity for their children to attend an eligible nonpublic school of the parent or guardian's choice.

(b) The state shall make available opportunities as provided in this Chapter for parents and guardians to choose to have their

children attend an eligible public school that is not under corrective actions under a school and district accountability system.

B.(1) A public school student's parent or guardian may request and shall receive from the state an opportunity scholarship for his child to enroll in and attend a nonpublic school in accordance with the provision of this Section if all of the following are true:

(a) The child is a first through seventh grade student who is attending a public school which has been determined pursuant to a school and district accountability system implemented pursuant to law, or a policy of the State Board of Elementary and Secondary Education, to be academically unacceptable.

(b) The student and his parent or guardian are residents of Louisiana.

(2) The provisions of this Chapter shall not apply to a student who is committed to the custody of the Department of Public Safety and Corrections.

(3) For purposes of continuity of educational choice, once an opportunity scholarship has been awarded to a student, the scholarship shall continue to be provided for attendance at an eligible nonpublic school until the student completes eighth grade or reenters the public school system, except as otherwise provided in this Chapter. However, should the student's parent or guardian remove the student from the nonpublic school and place him in a public school, the parent or guardian shall notify the Louisiana Office of Student Financial Assistance.

C.(1) A school district shall, for each student enrolled in or assigned to a school that has been designated as an academically unacceptable school:

(a) Timely notify the parent or guardian of the student as soon as such designation is made of all options available pursuant to this Section.

(b)(i) Offer the student's parent or guardian an opportunity to enroll the student in the public school within the district closest to his residence that is not subject to a corrective action pursuant to a school and district accountability system.

(ii) The parent or guardian is not required to accept this offer in lieu of exercising the option provided in Paragraph (2) of this Subsection or the opportunity scholarship.

(2) The parent or guardian of a student enrolled in or assigned to a school that has been designated academically unacceptable may choose as an alternative to enroll the student in and transport the student to a public school not so designated or otherwise subject to a correction action pursuant to a school and district accountability system that has available space in a school district adjacent to his district of residence provided the district accepts such student. Any adjacent school district may accept such a student and count and report the student for all purposes, including the district's funding pursuant to the Minimum Foundation Program.

D. The opportunity to continue attending a public school that is not subject to a corrective action shall remain in force until the student completes the eighth grade.

E. Students with disabilities who are eligible to receive services from the school district under federal or state law, and who participate in this program, remain eligible to receive services from any school district in which the school they are attending is located as provided by federal or state law.

§4013. Nonpublic school eligibility

R.S. 17:4013 is all proposed new law.

To be eligible to accept the funds provided for eligible students as provided in this Chapter, each nonpublic elementary or secondary school shall:

(1) Be approved by the State Board of Elementary and Secondary Education pursuant to R.S. 17:11.

(2) Accept the opportunity scholarship under the terms of this Chapter and any rule adopted pursuant to the authority of this Chapter.

(3) Require and allow each student who has received an opportunity scholarship to take all norm-referenced achievement

tests and all criteria-referenced tests required by the state to be taken by public school students as part of a school or district accountability system. The tests shall be administered and paid for by the state and the results shall be reported to the state, the nonpublic schools, and the student's parent or guardian.

(4) Comply with non-discrimination policies as required by the federal court decision of *Brumfield v. Dodd*.

(5) Annually provide to the Louisiana Office of Student Financial Assistance by the first of October written notice of the school's intention to participate as provided in this Chapter in the following academic year.

§4014. Opportunity scholarship amount, funding, and payment

R.S. 17:4014 is all proposed new law.

A.(1) The opportunity scholarship shall be an amount of money equal to one hundred percent of the average state share per student amount as contained in the Minimum Foundation Program budget letter approved by the State Board of Elementary and Secondary Education for the preceding fiscal year, or the amount of tuition and fees at such school, whichever is less minus the cost per student to the Louisiana Office of Student Financial Assistance of administering the program.

(2) By the first of October, the parent or guardian submits to the office an application for the following year on forms provided by the office, together with required documentation of eligibility, requesting issuance of a certification of entitlement to an opportunity scholarship. Upon receipt thereof, the office shall issue, no later than the first of December, a certificate to the parent or guardian, who may present the certificate when he applies for admission of his child to any eligible nonpublic school.

(3) If the eligible nonpublic school accepts the child and enrolls him, it shall verify such enrollment on the certificate and the total amount of tuition and fees and return it to the recipient.

(4) Upon receipt of the certificate, indicating thereon proof of the enrollment of the student for the following school year and applicable tuition and fees, the office shall send the scholarship amount payable to the parent or guardian to the eligible nonpublic school. The opportunity scholarship shall be payable to the parent or guardian in four equal installments: payable in September, November, February, and May of each school year. Upon receipt of each such payment, the eligible nonpublic school shall notify the parent or guardian thereof, and the parent or guardian shall restrictively endorse the payment to the eligible nonpublic school for payment of tuition and fees due. Failure to make such endorsement by the parent or guardian within ten days of notification shall entitle the eligible nonpublic school to require the student to be withdrawn or otherwise dismissed in accordance with the school's policy on payment of tuition, and the payment shall be returned to the office.

(5)(a) To continue to receive payment of an opportunity scholarship for enrollment in the same school in years subsequent to the first year, the student shall meet the requirements of the school he is attending for retention, shall continue to attend as a full-time student, and shall continue to meet the eligibility requirements. Under such conditions which shall be verified by the school the eligible student attends, payments shall continue to be made without further application by the student's parent or guardian.

(b) Should a student seek to enroll in a different eligible school in succeeding school years, the original opportunity scholarship shall be revoked and application for a new opportunity scholarship shall be made.

(c) Enrollment in a different school during the course of a school year and permanent withdrawal from school during the course of a semester are provided for in Subsection B of this Section.

B.(1) No refund of any scholarship payment made for a semester shall be required if a student transfers from one school to another during the course of a semester; however, no additional scholarship payment shall be made for any semester in progress at the time of the transfer. A new scholarship may be applied for a

succeeding semester and, if the student is eligible and provided a new scholarship, scholarship payments may be made as provided in this Chapter beginning with the first new semester of attendance following the transfer.

(2) Should a student for whom a scholarship has been paid withdraw from an eligible school during the course of a semester without transferring to a different school, whether an eligible school or not, for any reason other than a personal family emergency, which shall be provided for by board rule, the applicant for the scholarship shall be required to repay to the state the amount paid for the scholarship for that semester.

§4015. Limitations

R.S. 17:4015 is all proposed new law.

Notwithstanding anything expressed in this Chapter to the contrary, the participation in this program by any eligible nonpublic school shall not subject it to any further or different government supervision or control than otherwise provided by law or regulation for the approval of nonpublic schools.

§4016. Louisiana Student Financial Assistance Commission, duties and powers

R.S. 17:4016 is all proposed new law.

A. The Louisiana Student Financial Assistance Commission shall:

(1) Adopt such rules as are required by this Chapter or as otherwise necessary for the effective and efficient implementation of this Chapter, which rules shall not be used to determine the approval of nonpublic schools. Such rules shall be adopted pursuant to the Administrative Procedure Act.

(2) Monitor, evaluate, regularly report, and make recommendations for needed changes in the law to the standing committees on education of each house of the legislature on the efficiency and effectiveness of the program and the effect of the program on the funding and operation of public and approved nonpublic schools.

B. The Louisiana Office of Student Financial Assistance shall:

(1) Provide for the initial and continuing eligibility of schools and students.

(2) Issue certificates of entitlement for opportunity scholarships.

(3) Distribute funds as provided in R.S. 17:4014(A)(4).

(4) Provide for the recovery of any monies transmitted on behalf of a student who was not eligible for the receipt or continuation of an opportunity scholarship pursuant to this Chapter.

Section 2. This Act shall become effective on 7/1/99; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on 7/1/99, or on the day following such approval by the legislature, whichever is later."

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

SENATE BILL NO. 1033—

BY SENATORS BOISSIERE AND HAINKEL
AN ACT

To enact Chapter 10 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25: 571 through 577 and R.S. 36:209(Q), relative to the New Orleans Center for Creative Arts; to establish the center in the Department of Culture, Recreation and Tourism; to provide for the operation, administration, and governance of the center; to provide relative to the programming offered at the center; to provide relative to students at the center; to establish a board of trustees for the center and to provide for their appointment, terms, and qualifications; to provide for the powers and duties of the board; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 1033 by Senators Boissiere and Hainkel

AMENDMENT NO. 1

On page 4, line 3, change "nine" to "thirteen"

AMENDMENT NO. 2

On page 4, line 4, after "(a)" change "Four representatives of" to "Two persons chosen from persons nominated by"

AMENDMENT NO. 3

On page 4, line 6, after "governor" delete the remainder of the line and delete line 7 and insert a period

AMENDMENT NO. 4

On page 4, delete lines 11 through 17, and insert:

"(c) Two members of the Orleans Parish School Board, appointed by the Orleans Parish School Board, or their designees.

(d) Seven members, one from each congressional district, appointed by the governor from nominations made by the president of each licensed college and university in the congressional district."

AMENDMENT NO. 5

On page 4, line 20, after "C." delete "(1)"

AMENDMENT NO. 6

On page 4, delete line 23

AMENDMENT NO. 7

On page 8, line 5, after "(8)." delete the remainder of the line and delete lines 6 through 9

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

Rules Suspended

Senator Schedler asked for and obtained a suspension of the rules for the purpose of recalling Senate Resolution No. 45 from the Committee on Finance.

SENATE RESOLUTION NO. 45—

BY SENATORS SCHEDLER AND ROMERO
A RESOLUTION

To urge and request the state treasurer to provide a briefing to the Senate to explain his plan for the most efficacious use of the tobacco settlement money.

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

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 27, 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 Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 60— BY SENATOR BEAN AND REPRESENTATIVES DURAND, FRITH AND THOMPSON

A CONCURRENT RESOLUTION

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

SENATE CONCURRENT RESOLUTION NO. 75— BY SENATOR BARHAM AND REPRESENTATIVES FRITH AND THOMPSON

A CONCURRENT RESOLUTION

To urge and request the commissioner of agriculture and forestry, with the advice of the Louisiana Forestry Commission, to proceed without delay in promulgating rules and regulations in accordance with the Administrative Procedure Act, provided that such promulgation is required by the passage of any legislation during the 1999 Regular Session of the Legislature, which addresses the transportation and receipt of forest products and further to conduct a comprehensive study of all existing civil and criminal statutes as they relate to the sale and removal of forest products.

SENATE CONCURRENT RESOLUTION NO. 76— BY SENATOR MALONE AND REPRESENTATIVES FRITH AND THOMPSON

A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Agriculture and the House Committee on Agriculture to meet as a joint committee to study the state laws concerning the sale of jointly owned timber and issues related thereto.

SENATE CONCURRENT RESOLUTION NO. 134— BY SENATORS JORDAN, BAJOE, BARHAM, BEAN, BOISSIERE, BRANCH, CAIN, CAMPBELL, CASANOVA, COX, CRAVINS, DARDENNE, DEAN, DYESS, ELLINGTON, EWING, C. FIELDS, W. FIELDS, GREENE, HAINKEL, HEITMEIER, HINES, HOLLIS, IRONS, JOHNSON, JONES, LAMBERT, LANDRY, LENTINI, MALONE, ROBICHAUX, ROMERO, SCHEDLER, SIRACUSA, SMITH, TARVER, THEUNISSEN, THOMAS AND ULLO

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana on the death of Kelly Flanagan, daughter, stepdaughter, sister, stepsister, granddaughter, and friend.

SENATE CONCURRENT RESOLUTION NO. 135— BY SENATOR HAINKEL AND REPRESENTATIVE BRUNEAU

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of William O'Regan, father, brother, grandfather, businessman, civic/community leader, veteran, deacon, Christian, and friend.

SENATE CONCURRENT RESOLUTION NO. 137— BY SENATOR COX AND REPRESENTATIVE GULLORY

A CONCURRENT RESOLUTION

To commend Delta School of Business and Technology on thirty years of service to southwest Louisiana.

Respectfully submitted, JAY DARDENNE Chairman

The foregoing Senate Concurrent Resolutions were signed by the President of the Senate.

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

May 27, 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 Bills have been properly enrolled:

SENATE BILL NO. 915— BY SENATOR JONES

AN ACT

To amend and reenact R.S. 23:921(A), relative to contracts of employment; to provide with respect to restraints on choice of forum clauses in employment contracts; and to provide for related matters.

SENATE BILL NO. 12— BY SENATOR SMITH

AN ACT

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

SENATE BILL NO. 223— BY SENATORS CAMPBELL, BARHAM, BEAN, BOISSIERE, CAIN, COX, CRAVINS, DARDENNE, DEAN, DYESS, ELLINGTON, HAINKEL, HINES, HOLLIS, JORDAN, LAMBERT, LANDRY, LENTINI, MALONE, ROBICHAUX, ROMERO, SCHEDLER, SIRACUSA, SMITH, THEUNISSEN, THOMAS AND ULLO AND REPRESENTATIVES CLARKSON, FRITH AND J.R. SMITH

AN ACT

To enact R.S. 56:116(D), relative to hunting; to create a "youth hunting" season for deer; and to provide for related matters.

SENATE BILL NO. 269— BY SENATOR DYESS AND REPRESENTATIVE WIGGINS

AN ACT

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

SENATE BILL NO. 349— BY SENATOR ULLO

AN ACT

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

SENATE BILL NO. 558— BY SENATOR THEUNISSEN

AN ACT

To repeal R.S. 56:251(A)(2)(b), relative to the possession limits for nonresident alligator hunters; and to provide for related matters.

SENATE BILL NO. 623— BY SENATOR COX

AN ACT

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

SENATE BILL NO. 697— BY SENATOR JONES

AN ACT

To amend and reenact R.S. 23:1310.1(B), relative to workers' compensation; to provide with respect to requirements for ad hoc officers who preside over workers' compensation adjudicatory hearings; and to provide for related matters.

May 27, 1999

SENATE BILL NO. 753—
BY SENATOR HEITMEIER AND REPRESENTATIVE WALSWORTH
AN ACT

To amend and reenact R.S. 11:2175(E)(6), relative to the Sheriffs Pension and Relief Fund; to provide for reemployment; to provide with respect to recomputation of retirement benefits; to provide for an effective date; and to provide for related matters.

Respectfully submitted,
JAY DARDENNE
Chairman

The foregoing Senate Bills were signed by the President of the Senate.

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

May 27, 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. 229—
BY REPRESENTATIVE HOLDEN AND SENATORS C. FIELDS AND W. FIELDS

A CONCURRENT RESOLUTION

To commend the Southern University baseball team for winning the 1999 Southwestern Athletic Conference championship and to congratulate the Jaguar baseball team for their outstanding performance during the season.

HOUSE CONCURRENT RESOLUTION NO. 230—
BY REPRESENTATIVE HOLDEN AND SENATORS C. FIELDS AND W. FIELDS

A CONCURRENT RESOLUTION

To commend the Southern University women's track team for winning the 1999 Southwestern Athletic Conference outdoor track and field championship and to congratulate the Lady Jaguars track team for their outstanding performance during the season.

HOUSE CONCURRENT RESOLUTION NO. 232—
BY REPRESENTATIVE MORRELL

A CONCURRENT RESOLUTION

To commend and congratulate the Tulane Memorial Baptist Church on its 135th anniversary.

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 | 1 Day | Tarver | 1 Day |
| Siracusa | ½ Day | Thomas | 1 Day |

Adjournment

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

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

MICHAEL S. BAER, III
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk