

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

FORTY-FIFTH DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Monday, June 14, 1999

The Senate was called to order at 1:00 o'clock P.M., by Hon. Randy Ewing, President of the Senate.

ROLL CALL

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

PRESENT

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

ABSENT

Bean	Siracusa
Total—2	

The President of the Senate announced there were 37 Senators present and a quorum.

Prayer

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

Reading of the Journal

On motion of Senator Barham, the reading of the Journal was dispensed with and the Journal of yesterday was adopted.

Morning Hour

Messages from the House

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

Message from the House

**PASSED SENATE BILLS AND
JOINT RESOLUTIONS**

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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. 380—
BY SENATOR GREENE

AN ACT

To enact R.S. 48:1001, relative to public transportation; to provide relative to ferries; to authorize the Department of Transportation and Development to endeavor for operation and maintenance of the St. Francisville ferry through private contract; to require compliance with the public bid requirements of the department; to require promulgation of rules; to provide exceptions; to provide for a two-thirds vote to increase toll; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 430—

BY SENATORS LANDRY AND LAMBERT
AN ACT

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

Reported with amendments.

SENATE BILL NO. 480—
BY SENATOR HEITMEIER

AN ACT

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

Reported with amendments.

SENATE BILL NO. 647—
BY SENATOR SMITH

AN ACT

To enact R.S. 56:1948.7(C), relative to scenic highways; to provide for exceptions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 743—
BY SENATOR C. FIELDS

AN ACT

To amend and reenact R.S. 30:2060(F), relative to the toxic air pollutant monitoring control program; to authorize continuous monitoring of air around certain facilities permitted by the Louisiana Department of Environmental Quality; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 484—
BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 48:945 and to enact R.S. 47:820.5(D), relative to tolls on bridges; to provide relative to assessing tolls on

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bridges; to classify certain motorcycles as two axle vehicles; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 808—
BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 38:2212(B), relative to public contracts; to provide for public works which may be undertaken by a public entity itself; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 126—
BY SENATOR BEAN

AN ACT

To amend and reenact R.S. 32:1521(B) and to enact R.S. 32:1521(C), (D), (E), (F), (G), (H), and (I), relative to hazardous materials transportation; to prohibit motor carriers from transporting hazardous materials within three hundred yards of certain schools in certain areas; to designate certain routes for the transportation of hazardous materials; to provide for penalties for certain violations; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 856 (DUPLICATE OF HOUSE BILL NO. 1304)—
BY SENATOR DARDENNE AND REPRESENTATIVE DIEZ

AN ACT

To enact R.S. 15:587.2, relative to children; to provide for release of certain background information; to provide for fingerprints samples; to provide for certain training programs; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 850—
BY SENATOR DARDENNE

AN ACT

To enact R.S. 37:2950(D)(3), relative to the effect of felony convictions on trade or occupational and professional licensing; to provide for certain exemptions for the Louisiana State Board of Private Investigator Examiners; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 963—
BY SENATOR LAMBERT

AN ACT

To amend and reenact R.S. 13:691(B)(3) and to enact R.S. 13:691(B)(5) and (C), relative to compensation of judges; to provide for reimbursement of lease payments and expenses related to vehicles used for official purposes; to clarify payment for certain insurance premiums; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 86—
BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 32:190(A), relative to safety helmets; to require certain motor vehicle operators to wear safety helmets; to provide for minimum health insurance coverage; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 982 (DUPLICATE OF HOUSE BILL NO. 1010)—

BY SENATOR LANDRY AND REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact R.S. 48:1603 and 1604(A), (C), (E), (G), and (J), relative to public transportation; to provide relative to the River Parishes Transit Authority; to provide relative to the composition of the board of commissioners of such authority; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 290—
BY SENATOR CAMPBELL

AN ACT

To amend and reenact R.S. 47:463.45(B) and (C), 463.46(B) and (C), 463.54(B) and (C) and R.S. 56:10(B)(6)(a) and to enact R.S. 56:10(B)(9) and (10), relative to motor vehicles; to provide relative to license plates; to provide relative to the Louisiana Quail, Wild Turkey and Black Bear Unlimited prestige license plates; to reduce the fees for such plates; to create special accounts; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 562—
BY SENATOR JORDAN

AN ACT

To amend and reenact Code of Criminal Procedure Art. 327(A)(4) and (B), relative to requisites for bail undertakings; to provide for a single amount of bail for each charge; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 556—
BY SENATORS LANDRY AND HEITMEIER

AN ACT

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

Reported with amendments.

SENATE BILL NO. 990—
BY SENATOR THEUNISSEN

AN ACT

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

Reported with amendments.

SENATE BILL NO. 199—
BY SENATOR ULLO

AN ACT

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

Reported with amendments.

SENATE BILL NO. 546—
BY SENATOR HINES

AN ACT

To amend and reenact R.S. 17:3973(2)(b)(iv) and 3997(E) and to enact R.S. 17:3995(F), and (G), relative to the Charter School Demonstration Programs Law; to provide relative to the enrollment

of students from outside the local school system for a certain type of charter schools under certain circumstances; to provide for the attendance of part-time students; to provide relative to the age of students; to provide relative to the employment conditions of certain employees; to provide for construction and facilities funding; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 997—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 13:782(A), relative to compensation and expenses of clerks; to provide for participation by clerks in deferred compensation plans; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 423—
BY SENATOR COX

AN ACT

To amend and reenact R.S. 13:964.1(A)(3) and (C), and to enact R.S. 13:971(B)(4), (5), (6), (7), (8), and (9), relative to the Fourteenth Judicial District Court and the Twenty-Seventh Judicial District Court; to increase the compensation for the court administrator; to provide for the collection of a civil filing fee to be deposited into the indigent transcript fund; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 806—
BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 32:1719(B) and 1720(A), relative to motor vehicles; to provide for times of notification of vehicle owners by storage facility and parking lot operators; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 847—
BY SENATOR JOHNSON

AN ACT

To enact R.S. 33:4712.7, relative to property of political subdivisions; to provide relative to the financing of equipment and movables by political subdivisions; to provide for the disposition of such property upon non-appropriation of funds; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 581—
BY SENATOR THOMAS

AN ACT

To enact R.S. 33:1563(I), relative to coroners; to provide for the duties of coroners; to provide relative to the disposition of certain reports by the coroner upon written request and authorization by certain family members; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 706—
BY SENATOR BEAN

AN ACT

To amend and reenact R.S. 38:2219(A)(1)(a) relative to public contracts; to provide for issuance of bonds for public works projects; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 827—
BY SENATOR SCHEDLER

AN ACT

To enact R.S. 32:1314, relative to motor vehicle inspections; to provide for intermodal vehicle inspections; to provide for a definition; to provide for program criteria; to provide for roadside vehicle inspection data base; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 622—
BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 38:2212(A)(1)(a), to enact R.S. 38:2212.1, to repeal R.S. 38:2212(A)(1), (f), (g) and (3)(b), (K), (L), (N), (P), and (Q), and to redesignate R.S. 38:2212.1 through 2212.4, all relative to the public bid law; to separate the purchase of materials and supplies from the provisions regarding public works contracts; to provide relative to certain purchases made by a public safety agency; to require certain quotations on such purchases; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 803—
BY SENATOR LANDRY

AN ACT

To amend R.S. 32:387(C)(3)(f)(ii) and to enact R.S. 32:387.11 and 387.12, relative to special permits; to authorize the secretary of the Department of Transportation and Development to promulgate rules and regulations relative to a semi-annual (critical off-road equipment) permit; to authorize the secretary of the Department of Transportation and Development to promulgate rules and regulations relative to an annual (noncritical off-road equipment) permit; to provide for permit criteria; to provide for fees; to provide relative to equipment used for the transfer of certain recyclable products; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 912—
BY SENATOR EWING

AN ACT

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

Reported with amendments.

SENATE BILL NO. 598—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 32:123(C) and to enact R.S. 32:123(D) and 232.1, relative to motor vehicle and traffic regulations; to provide for right of way at a four-way stop; to provide for right of way for vehicles approaching an intersection in which traffic lights are inoperative; and to provide for related matters.

Reported with amendments.

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SENATE BILL NO. 154—
BY SENATOR SMITH

AN ACT

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

Reported with amendments.

SENATE BILL NO. 310—
BY SENATOR DYESS

AN ACT

To amend and reenact R.S. 17:2047(B), 2048.31(B), and 2048.32(A) and to enact R.S. 17:2047(C), 2048.31(C) and R.S. 37:969(A)(6) and 969.1, relative to nurse and health occupations training programs and licensure; to provide relative to student admittance; to require the Board of Supervisors of Community and Technical Colleges to request and obtain criminal history record information on students making application to enroll in nursing and other health occupations training programs; to require the Louisiana State Board of Practical Nurse Examiners to request and obtain state and national criminal history record information from certain state and federal agencies on any person applying for a license or permit which the board is authorized to issue; to authorize the collection of a fee from any applicant for costs incurred in requesting and obtaining any criminal history record information; to provide for definitions; to provide for confidentiality of information; to provide for the release of such information upon written consent of the applicant or by court order; to provide for rules; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 335—
BY SENATOR BAJOIE

AN ACT

To amend and reenact R.S. 14:95(G), relative to weapons; to allow certain retired auxiliary law enforcement officers the right to carry weapons; to define a reserve or auxiliary law enforcement officer; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 761—
BY SENATORS BEAN, HINES, BAJOIE, CAMPBELL, CASANOVA, CRAVINS, DARDENNE, DYESS, ELLINGTON, EWING, C. FIELDS, HOLLIS, IRONS, JOHNSON, JORDAN, LAMBERT, LANDRY, MALONE, ROBICHAUX, ROMERO, SCHEDLER, SIRACUSA, SMITH, THEUNISSEN AND THOMAS

AN ACT

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

Reported with amendments.

SENATE BILL NO. 243—
BY SENATORS LENTINI AND CRAVINS

AN ACT

To amend and reenact R.S. 22:1406(D)(1)(a)(ii), relative to uninsured motorist coverage; to provide for the rejection of uninsured motorist coverage; to require that such rejection be valid for the life of the policy; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 996—
BY SENATOR LANDRY

AN ACT

To amend and reenact the introductory paragraphs of R.S. 34:2471(A), and (A)(1), (3), and (4), 2471(A)(6)(a), 2473(B)(3), (C), (D), (E), and (F), 2473.1(B), (C), (D), and (E), 2474, 2475(B) and (C), and

2476 and to enact R.S. 34:2473.1(F), relative to ports; to provide relative to the Port of South Louisiana; to provide relative to designations of officers of the commission; to provide relative to contracts for professional services; to provide relative to powers of the commission; to authorize additional powers; to provide that the title to facility improvements shall vest to the port; to increase monetary limits of contracts and purchasing requiring commission approval; to increase the limits authorized for outstanding bonds and notes; to authorize acquisition of facility improvements by expropriation; to provide an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 356—
BY SENATORS ULLO AND LANDRY

AN ACT

To amend and reenact R.S. 15:1231 and 1233, and to enact R.S. 15:1237, relative to law enforcement services for the elderly; to create the Aged and Law Enforcement Response Team Program; to provide for objectives, duties and responsibilities; to establish state and parish level participation; to provide for a selection, testing, training and certification program; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 798—
BY SENATOR BOISSIERE

AN ACT

To enact Subpart D of Chapter 9 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1291, relative to the Louisiana Hospitality Research Program; to provide for its creation; to provide for its purpose; to provide for its administration; to establish an advisory committee and provide for its membership, functions, and duties; to provide for development of a plan of operation; to provide for funding and record keeping; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 16—
BY SENATOR LANDRY

AN ACT

To enact R.S. 17:3996(B)(19) and (F), relative to the Charter Schools Demonstration Program Law; to require compliance by charter schools with certain aspects of the public bid law; to provide that charter schools be subject to certain audits; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 307—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 37:2802 (A), (C), and (D), relative to the Louisiana Board of Chiropractic Examiners; to provide for the appointment of board members; to provide for the qualifications of board members; to provide for the procedure for the filling of vacancies on the board; to provide for removal of a member; to provide an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 591—
BY SENATORS SCHEDLER, CASANOVA, HINES AND THOMAS

AN ACT

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

Reported with amendments.

SENATE BILL NO. 119—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 40:1300.52(D)(1)(a), and 1300.53(A)(1)(a), relative to criminal history checks conducted by the office of state police, or other authorized agencies, on certain nonlicensed persons and licensed ambulance personnel; to authorize the office of state police or other authorized agency to provide the criminal history records of such persons to certain employers if the records reveal conviction of certain acts of theft; to prohibit such employers from hiring or contracting with such a person if he has been convicted of such offense; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 20—
BY SENATOR HINES

AN ACT

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

Reported with amendments.

SENATE BILL NO. 977—
BY SENATOR JOHNSON

AN ACT

To enact R.S. 14:107.3, relative to the criminal offense of blighting of property; to provide for the offense; to provide for definitions; to provide for penalties; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 921 (DUPLICATE OF HOUSE BILL NO. 1136)—

BY SENATOR HEITMEIER AND REPRESENTATIVE PINAC

AN ACT

To enact Chapter 10-B of Title 6 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 6:969.1 through 969.41, and to repeal Chapter 10 of Title 6 of the Louisiana Revised Statutes, comprised of R.S. 6:951 through 964, relative to the Motor Vehicle Sales Finance Act; to provide for a short title; to provide for the scope of the Chapter; to provide for certain exclusions; to provide for a waiver and an agreement to forego rights; to provide relative to agreements to contract and of financing; to provide for definitions; to provide for terms, construction, and additional fees and charges; to provide for construction against implicit repeal; to provide for consumer loans; to provide for a consumer credit sale; to provide for maximum charges after negotiations; to provide for maximum charges after maturity; to provide for the impact of leap years; to provide for variable rates; to provide for maximum delinquency charges; to provide for maximum deferral charges; to provide for charges for checks returned for insufficient funds; to provide for documentation fees; notary fees, transfer of equity and other fees and for disclosure; to provide for the right to prepay; to provide for rebates upon prepayment and prepayment charges; to provide for rebate after acceleration of maturity; to provide for attorney fees; to provide for collection and enforcement costs and expenses; to provide for use of multiple agreements; to provide for consumer credit insurance; to provide for property insurance; to provide for existing insurance; to provide for limitations on insurance rates and contract requirements; to provide for a choice of insurer; to provide for conditions applying to insurance provided by the extender of credit; to provide for cancellation of insurance and refund or credit upon cancellation; to provide for gain from insurance; to provide for the effect of violations on rights of

parties; to provide for guidance by commission and advisory opinions; to provide authorization for consumer loans and assignees; to provide for license not required; to provide for licensing procedures; to provide for denial, suspension or revocation of licenses; to provide for investigations and complaints; to provide for powers of the commission; to provide for penalties imposed by the commission; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 1078—
BY SENATOR W. FIELDS

AN ACT

To amend and reenact R. S. 14:95.2(D) and to enact R.S. 14:54.3.1 and R.S. 17:416.12; relative to offenses affecting the public safety; to provide penalties for carrying a firearm, or dangerous weapon, by a student or nonstudent on school property, at a school sponsored function, or firearm-free zone; to provide for communicating of false information of planned bombing; to require schools to inform students of the consequences of violent acts committed on school property, at a school function or in a firearm-free school zone; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 505—
BY SENATOR CRAVINS

AN ACT

To enact Chapter 14 of Title 6 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 6:1071 through 1086, relative to check cashing and currency exchanges; to provide for the licensing of persons engaged in currency exchange; to provide for license fees; to provide for revocation of licenses; to provide for regulation of fees charged for currency exchange services; to provide for penalties; to provide that a violation of any provision or requirement of this Chapter is a misdemeanor and shall be punishable by a fine of not less than two hundred and fifty dollars but not more than five hundred dollars, imprisonment for a term of not more than six months, or both; to provide for rules; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 145—
BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 18:1505.2(H)(7)(a), relative to campaign finance; to increase political committee contribution limits for district office candidates; to provide for adjustment of such contribution limits by the Supervisory Committee on Campaign Finance Disclosure; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 100 (DUPLICATE OF HOUSE BILL NO. 245)—

BY SENATOR HINES AND REPRESENTATIVE DOWNER AND COAUTHORED BY SENATORS BAJOE, CASANOVA, DYESS, LANDRY AND SCHEDLER AND REPRESENTATIVE HOLDEN

AN ACT

To enact Subpart D of Part VII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1236.11 through 1236.14, relative to emergency medical services; to provide for legislative intent; to provide for definitions; to establish certain requirements of any person or entity who possesses an automated external defibrillator; to provide for certain requirements of an automated external defibrillator; to provide for civil immunity for certain persons relative to the operation of an automated external defibrillator; and to provide for related matters.

Reported with amendments.

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SENATE BILL NO. 155—
BY SENATOR SMITH

AN ACT

To enact R.S. 37:3124(C), relative to buyer's fees at auctions; to provide for advertisement of buyer's fees; to provide for the posting of the amount of the buyer's fee; to provide for the announcement of the buyer's fee; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 851—
BY SENATOR DAR DENNE

AN ACT

To amend and reenact R.S. 37:3503(4), 3505(A)(1), (B)(6), (C) and (D), 3506, 3510(C), 3514(F)(1), the introductory paragraphs of both 3516(A)(1) and (2), and 3518, and to enact R.S. 37:3507.2, relative to private investigators; to provide for definitions; to provide for the powers, duties and responsibilities of the board; to provide for the position of executive director and his duties; to provide for types of licenses; to provide for time period for retaking licensing examination; to provide for the term of registration cards; to provide with respect to reciprocity; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 350—
BY SENATOR ULLO AND REPRESENTATIVE DAMICO

AN ACT

To amend and reenact R.S. 32:303(D), relative to traffic; to provide relative to motor vehicle equipment; to provide relative to headlamps; to prohibit the use of off road colored lights; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 413 (DUPLICATE OF HOUSE BILL NO. 1341)—

BY SENATOR HEITMEIER AND REPRESENTATIVE TRAVIS AND COAUTHORED BY SENATORS HOLLIS, BEAN, BRANCH, DYESS, JORDAN, MALONE, SCHEDLER, SMITH, AND THOMAS, AND REPRESENTATIVES BARTON, CHAISSON, CLARKSON, DIEZ, DIMOS, FLAVIN, FRITH, GAUTREAU, GLOVER, HEATON, HEBERT, HILL, HOPKINS, JOHNS, LANCASTER, LONG, MARTINY, McDONALD, McMANS, MICHOT, MONTGOMERY, PERKINS, PIERRE, PINAC, POWELL, SCALISE, SCHNEIDER, SCHWEGMANN, J.D. SMITH, STELLY, THOMPSON, TRICHE, WADDELL, WALSWORTH, AND WIGGINS

AN ACT

To amend and reenact R.S. 9:3141, 3143(1) and (3), 3144(A), (B)(2), and (C), relative to the New Home Warranty Act; to provide for its purpose; to provide for definitions; to provide for exclusions; to provide for exclusiveness of the provisions; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 46—
BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 32:191.1(A) and R.S. 45:161, 162(2), (5)(a) and (e) and (10), 163(A) and 173, to enact R.S. 45:162(7.1), relative to motor vehicles and traffic regulations; to provide for the deregulation of certain intrastate contract carrier by buses; to provide for definitions; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 646—
BY SENATOR SMITH

AN ACT

To enact R.S. 9:3518.2, relative to credit cards; to prohibit the unsolicited delivery or issuance of credit cards and certain other activities; to provide penalties; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 164—
BY SENATOR BARHAM

AN ACT

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

Reported without amendments.

SENATE BILL NO. 781—

BY SENATORS LENTINI, HAINKEL, ULLO, JORDAN AND LANDRY AND REPRESENTATIVES ANSARDI, BOWLER, DAMICO, DONELON, LANCASTER, MARTINY, SCALISE, TOOMY, VITTER AND WINDHORST

AN ACT

To amend and reenact R.S. 14:132, relative to injuring public records; to define the crimes of first degree and second degree injuring public records; to provide for penalties; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 272—
BY SENATOR COX

AN ACT

To amend and reenact Code of Civil Procedure Art. 4843(F), relative to trial courts of limited jurisdiction; to increase the civil jurisdiction of the City Court of Sulphur; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 751—
BY SENATOR EWING

AN ACT

To provide that judges of the Second Judicial District Court who are elected at large from the Second Judicial District reside in specific parishes of the district; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 632—
BY SENATORS HAINKEL AND GREENE

AN ACT

To amend and reenact R.S. 17:47(A), 500(B), 1201(A) and 1206(A), relative to sick leave for school employees; to provide for the acquisition of sick leave days according to when, in the course of a school year, the employee begins work; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 118—
BY SENATOR SMITH

AN ACT

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

Reported without amendments.

SENATE BILL NO. 446—
BY SENATOR COX

AN ACT

To amend and reenact R.S. 13:587, relative to district court judges; to provide relative to the assignment of juvenile and domestic relations matters among the divisions of a certain state district court; and to provide for related matters.

Reported without amendments.

June 14, 1999

SENATE BILL NO. 904—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact Code of Civil Procedure Arts. 4845, 4911(C), and 4924(B), relative to jurisdiction of justice of the peace courts; to provide for incidental demands in justice of the peace courts; to provide for the effect of incidental demands on the jurisdiction of justice of the peace courts; to provide for the transfer of actions where an incidental demand before a justice of the peace court exceeds that court's jurisdictional limit; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 96—
BY SENATOR LANDRY

AN ACT

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

Reported without amendments.

SENATE BILL NO. 174—
BY SENATOR ULLO

AN ACT

To enact R.S. 13:5104(C), relative to coroners; to provide the venue for all suits against a coroner; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 627—
BY SENATOR HAINKEL

AN ACT

To enact R.S. 13:841.2, relative to civil fees of district court; to authorize the clerk of court of Tangipahoa Parish for the Twenty-First Judicial District Court to establish increased fees for filing civil suits and for recordation of documents; to provide that such funds shall be used to fund the Internet-based Document Electronic Access System; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 1077—
BY SENATOR W. FIELDS

AN ACT

To enact Chapter 2-A of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:151, relative to public libraries; to provide for the disposition of unused books by making them available to be claimed; to provide for applicability; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 436—
BY SENATORS LANDRY AND IRONS
AN ACT

To amend and reenact R.S. 46:2263(7)(a)(xi) and (b)(ix) and (8), 2264(A)(4) and 2267 and to enact R.S. 46:2262(D), relative to the identification of hearing impairment in infants; to revise certain definitions; to require hospitals to provide screening for hearing impairment to all newborn infants prior to discharge; to provide an effective date for adoption of rules and regulations; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 519—
BY SENATORS BAJOIE AND IRONS
AN ACT

To amend and reenact R.S. 14:79(A)(1) and (E) and to enact R.S. 14:79(A)(3), relative to domestic violence offenses; to define the crime of violation of protective orders; to provide for failure to comply with conditions of bail, probation, or parole relative to protective orders; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 458—
BY SENATORS SCHEDLER, DARDENNE, EWING, HAINKEL AND BARHAM
AND REPRESENTATIVES DEWITT, DOWNER AND MCMAINS
AN ACT

To amend and reenact R.S. 40:2184 and to repeal R.S. 40:2183(C) and (E), relative to licensing of hospices; to eliminate the substitution of Medicare or Joint Commission on Health Care Facilities certification for compliance with the minimum requirements for licensure established by the Department of Health and Hospitals; to repeal the annual license fee; to provide for the promulgation of rules, regulations, and standards for licensure and for revisions thereto; to provide an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 690—
BY SENATOR HAINKEL

AN ACT

To amend and reenact Code of Criminal Procedure Art. 340, relative to the amount of bail in felony cases and schedules of bail in noncapital cases; to increase the population census; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 802—
BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 38:2241(A)(2), relative to public contracts; to provide relative to public works; to decrease the amount at which a bond is required; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 592—
BY SENATORS SCHEDLER AND CASANOVA
AN ACT

To enact R.S. 37:1285(A)(31), relative to the Louisiana State Board of Medical Examiners; to provide that the board may refuse to issue or may suspend, revoke, or impose probationary or other restrictions on a physician's license for failure to timely report certain actions which constitute a violation of the practice act; to provide an exception; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 790—
BY SENATOR THOMAS (BY REQUEST)
AN ACT

To enact R.S. 17:262, relative to required courses of study; to require instruction relative to the flag of the United States of America; to require such instruction to be incorporated in the social studies curriculum by the fifth grade in public elementary schools; to provide for the promulgation of rules and regulations; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 721—
BY SENATOR W. FIELDS

AN ACT

To amend and reenact R. S. 17:405(A), relative to a drug-free zone; to expand the definition of a "drug-free zone" to include any building or area owned by any quasi-public agency or body and used or operated as a community center; and any public housing dwelling; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 457—

BY SENATORS THOMAS, W. FIELDS, DARDENNE, EWING, HAINKEL AND BARHAM AND REPRESENTATIVES TRAVIS, CARTER, DEWITT, DOWNER AND MCMAINS

AN ACT

To enact R.S. 36:254(G) and to repeal R.S. 36:256(D), relative to the Department of Health and Hospitals; to transfer the administrative responsibilities for the state-operated nursing homes for the aged and infirm from the undersecretary to the secretary of the department; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 593—

BY SENATORS SCHEDLER AND CASANOVA

AN ACT

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

Reported without amendments.

SENATE BILL NO. 829—

BY SENATOR BAJOIE

AN ACT

To amend and reenact R.S. 36:259(K) and Part XXXVIII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1299.181 through 1299.183, relative to the Minority Health Affairs Council; to re-create the council; to change the name of the council; to provide for the membership, filling of vacancies, meetings, compensation, domicile, election of officers, powers and duties, and termination; to provide an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 289—

BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 32:702(10) and 707(I)(1), relative to motor vehicles; to provide relative to motor vehicle titles; to require salvage titles for certain vehicles; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 986—

BY SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 33:2721.6(A)(2), relative to municipalities and parishes; to provide authorization for parishes and school boards to establish new limits of local sales and use taxes; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 165—
BY SENATOR DARDENNE

AN ACT

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

Reported without amendments.

SENATE BILL NO. 438—

BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 48:229(A) and 250.2(C), relative to roads, bridges, and ferries; to provide relative to design-build contracts; to provide for funding for the pilot program for such contracts; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 79—

BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 6:314(A) and 703(15), relative to banks and banking; to provide relative to trust deposits; to provide for disposition of such funds upon the death of the depositor; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 497—

BY SENATORS THOMAS AND SCHEDLER

AN ACT

To enact R.S. 47:820.2(B)(1)(e), relative to highways; to provide relative to the TIMED program; to provide relative to construction of Louisiana Highway 3241 as included in such program; to require multi-lane construction of such highway; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 1026—

BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 48:757(A)(1)(c), relative to construction or maintenance work performed by the Department of Transportation and Development; to provide for off-system work on certain intersections performed by the department; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 363—

BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 37:2801(3)(c) relative to health care; to revise the definition of the practice of chiropractic; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 433—

BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 48:253(E) and 255(D)(2) and (3), relative to the Department of Transportation and Development; to provide relative to projects advertised by such department; to provide relative to certain bonds relating to such projects; to authorize such

bonds to be written by certain companies locally owned or domiciled; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 432—
BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 48:461.4(c)(2), relative to outdoor advertising; to provide relative to spacing requirements of such advertising; to provide for exceptions to such requirements; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 873—
BY SENATOR HAINKEL

AN ACT

To amend and reenact Code of Criminal Procedure Art. 338, relative to the form and contents of bail orders; to designate the 1990 Decennial Census as the measure of population; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 874—
BY SENATOR HAINKEL

AN ACT

To amend and reenact Code of Criminal Procedure Art. 342, relative to the increase or reduction of bail and sufficiency of security; to determine population by census; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 1099—
BY SENATOR DARDENNE

AN ACT

To enact Subpart J of Part VIII of Chapter 1 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:463, relative to sports trading cards; to provide that the payment of consideration or the venturing of money in order to participate in certain activities regarding sports trading cards shall be an unfair method of competition and an unfair or deceptive act or practice; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 98—
BY SENATOR HINES

AN ACT

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

Reported without amendments.

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

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 57—
BY SENATOR COX

A RESOLUTION

To commend Reverend R. L. Owens on his service at Messiah Missionary Baptist Church in Lake Charles, Louisiana.

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

Messages from the House

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

Message from the House

**ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS**

June 14, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 303—
BY REPRESENTATIVE DIEZ

A CONCURRENT RESOLUTION

To commend the Red Star Soccer Club's U-17 girls soccer team upon winning the Louisiana Soccer Association's 1999 Snickers State Open Cup in their age bracket for the fourth year in a row, and to commend the Red Star Soccer Club's U-15 girls soccer team upon winning the Louisiana Soccer Association's 1999 Snickers State Open Cup in their age bracket for the second year in a row.

HOUSE CONCURRENT RESOLUTION NO. 304—
BY REPRESENTATIVE FRITH

A CONCURRENT RESOLUTION

To recognize the First Annual Louisiana Beef, Rice, and Gravy Cook Off.

HOUSE CONCURRENT RESOLUTION NO. 305—
BY REPRESENTATIVE FARVE

A CONCURRENT RESOLUTION

To express sincere condolences of the Legislature of Louisiana upon the death of Dr. Joseph Logsdon of New Orleans, Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 306—
BY REPRESENTATIVE WESTON

A CONCURRENT RESOLUTION

To express the condolences of the Louisiana Legislature to the family of Dr. Dupuy H. Anderson, and to reflect on his lifetime of contributions to this state and to his community of Baton Rouge.

HOUSE CONCURRENT RESOLUTION NO. 307—
BY REPRESENTATIVE FRITH

A CONCURRENT RESOLUTION

To commend Anne Katherine Lene upon her coronation as Miss LSU USA.

HOUSE CONCURRENT RESOLUTION NO. 308—
BY REPRESENTATIVE GLOVER

A CONCURRENT RESOLUTION

To commend and congratulate Representative Jimmy D. Long for being selected by the *Shreveport Times* as one of the 100 most influential people of northwest Louisiana this century.

HOUSE CONCURRENT RESOLUTION NO. 309—
BY REPRESENTATIVE GLOVER

A CONCURRENT RESOLUTION

To commend and congratulate Jim Gardner for being selected by the *Shreveport Times* as one of the 100 most influential people of northwest Louisiana this century.

June 14, 1999

HOUSE CONCURRENT RESOLUTION NO. 310—
BY REPRESENTATIVE GLOVER
A CONCURRENT RESOLUTION
To commend former state representative Walter O. Bigby for being selected by the Shreveport Times as one of the 100 most influential people of northwest Louisiana this century.

HOUSE CONCURRENT RESOLUTION NO. 311—
BY REPRESENTATIVE GLOVER
A CONCURRENT RESOLUTION
To commend and congratulate Dr. C. O. Simpkins for being selected by the Shreveport Times as one of the 100 most influential people in northwest Louisiana this century.

HOUSE CONCURRENT RESOLUTION NO. 312—
BY REPRESENTATIVE GLOVER
A CONCURRENT RESOLUTION
To commend and congratulate former state representative Alphonse Jackson for being selected by the Shreveport Times as one of the 100 most influential people of northwest Louisiana this century.

HOUSE CONCURRENT RESOLUTION NO. 313—
BY REPRESENTATIVE CLARKSON
A CONCURRENT RESOLUTION
To commend the Orleans Parish School Board for bringing their search for a superintendent to a final conclusion with the choice of a nontraditional school leader, Marine Corps Col. Alphonse "Al" Davis.

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

House Concurrent Resolutions

Senator Hainkel asked for and obtained a suspension of the rules to take up at this time the following House Concurrent Resolutions just received from the House of Representatives with a view of acting on same:

HOUSE CONCURRENT RESOLUTION NO. 303—
BY REPRESENTATIVE DIEZ
A CONCURRENT RESOLUTION
To commend the Red Star Soccer Club's U-17 girls soccer team upon winning the Louisiana Soccer Association's 1999 Snickers State Open Cup in their age bracket for the fourth year in a row, and to commend the Red Star Soccer Club's U-15 girls soccer team upon winning the Louisiana Soccer Association's 1999 Snickers State Open Cup in their age bracket for the second year in a row.
The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 304—
BY REPRESENTATIVE FRITH
A CONCURRENT RESOLUTION
To recognize the First Annual Louisiana Beef, Rice, and Gravy Cook Off.
The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 305—
BY REPRESENTATIVE FARVE
A CONCURRENT RESOLUTION
To express sincere condolences of the Legislature of Louisiana upon the death of Dr. Joseph Logsdon of New Orleans, Louisiana.
The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 306—
BY REPRESENTATIVE WESTON
A CONCURRENT RESOLUTION
To express the condolences of the Louisiana Legislature to the family of Dr. Dupuy H. Anderson, and to reflect on his lifetime of contributions to this state and to his community of Baton Rouge.
The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 307—
BY REPRESENTATIVE FRITH
A CONCURRENT RESOLUTION
To commend Anne Katherine Lene upon her coronation as Miss LSU USA.
The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 308—
BY REPRESENTATIVE GLOVER
A CONCURRENT RESOLUTION
To commend and congratulate Representative Jimmy D. Long for being selected by the Shreveport Times as one of the 100 most influential people of northwest Louisiana this century.
The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 309—
BY REPRESENTATIVE GLOVER
A CONCURRENT RESOLUTION
To commend and congratulate Jim Gardner for being selected by the Shreveport Times as one of the 100 most influential people of northwest Louisiana this century.
The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 310—
BY REPRESENTATIVE GLOVER
A CONCURRENT RESOLUTION
To commend former state representative Walter O. Bigby for being selected by the Shreveport Times as one of the 100 most influential people of northwest Louisiana this century.
The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 311—
BY REPRESENTATIVE GLOVER
A CONCURRENT RESOLUTION
To commend and congratulate Dr. C. O. Simpkins for being selected by the Shreveport Times as one of the 100 most influential people in northwest Louisiana this century.
The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 312—
BY REPRESENTATIVE GLOVER
A CONCURRENT RESOLUTION
To commend and congratulate former state representative Alphonse Jackson for being selected by the Shreveport Times as one of the 100 most influential people of northwest Louisiana this century.
The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 313—
BY REPRESENTATIVE CLARKSON
A CONCURRENT RESOLUTION
To commend the Orleans Parish School Board for bringing their search for a superintendent to a final conclusion with the choice of a nontraditional school leader, Marine Corps Col. Alphonse "Al" Davis.
The resolution was read by title; lies over under the rules.

June 14, 1999

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON**REVENUE AND FISCAL AFFAIRS**

Senator Barham, Chairman on behalf of the Committee on Revenue and Fiscal Affairs, submitted the following report:

June 11, 1999

To the President and Members of the Senate:

I am directed by your Committee on Revenue and Fiscal Affairs to submit the following report:

HOUSE BILL NO. 308—

BY REPRESENTATIVE LANDRIEU
AN ACT

To amend and reenact R.S. 37:977(A), relative to the Louisiana State Board of Practical Nurse Examiners; to authorize the board to impose and increase certain license fees; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 726—

BY REPRESENTATIVE MICHOT
AN ACT

To enact R.S. 51:1787(H) and (I), relative to enterprise zone and economic development zone incentives; to provide for the participation of certain businesses; to provide for penalties; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1540—

BY REPRESENTATIVE COPELIN
AN ACT

To enact Chapter 53 of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:2681 through 2686, relative to community based services; to provide for the licensure of certain providers of community based services; to provide for charging, collection, and expenditure of fees on such providers; to establish the Community Based Services Trust Fund and the Louisiana Community Based Services Trust Fund Advisory Council and to provide for the respective powers, duties, and functions thereof; and to provide for related matters.

Reported favorably.

Respectfully submitted,
ROBERT J. BARHAM
Chairman

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

Senator Barham asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just reported by Committees.

HOUSE BILL NO. 308—

BY REPRESENTATIVE LANDRIEU
AN ACT

To amend and reenact R.S. 37:977(A), relative to the Louisiana State Board of Practical Nurse Examiners; to authorize the board to

impose and increase certain license fees; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal 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. 726—

BY REPRESENTATIVE MICHOT
AN ACT

To enact R.S. 51:1787(H) and (I), relative to enterprise zone and economic development zone incentives; to provide for the participation of certain businesses; to provide for penalties; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal 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. 1540—

BY REPRESENTATIVE COPELIN
AN ACT

To enact Chapter 53 of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:2681 through 2686, relative to community based services; to provide for the licensure of certain providers of community based services; to provide for charging, collection, and expenditure of fees on such providers; to establish the Community Based Services Trust Fund and the Louisiana Community Based Services Trust Fund Advisory Council and to provide for the respective powers, duties, and functions thereof; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal 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.

Reconsideration

On motion of Senator Robichaux, pursuant to the previous notice given, the vote by which the following bill failed to pass on Friday, June 11, 1999 was reconsidered.

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 Hainkel, the bill was read by title and returned to the Calendar, subject to call.

Bagneris Rule

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

Without objection, so ordered.

Special Order of the Day

The following House 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:

June 14, 1999

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.

Floor Amendments Sent Up

Senator Landry sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Landry to Engrossed House Bill No. 1555 by Representative Pratt

AMENDMENT NO. 1

On page 1, line 16, after "management," insert "The input and participation of any classroom teacher in the evaluation process of a principal shall be provided on a form established by the State Board of Elementary and Secondary Education."

AMENDMENT NO. 2

On page 2, line 3, after "principal," insert "At a minimum, each school principal shall be provided with a composite report of the input provided as a result of teacher participation in the evaluation process."

On motion of Senator Landry, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Heitmeier	Landry
Cain	Hollis	Lentini
Cox	Irons	Malone
Fields C	Johnson	Robichaux
Fields W	Jones	Schedler
Greene	Jordan	Tarver
Total—18		

NAYS

Mr. President	Dardenne	Lambert
Barham	Dean	Romero
Boissiere	Dyess	Smith
Branch	Ellington	Theunissen
Campbell	Hainkel	Thomas
Casanova	Hines	Ullo
Total—18		

ABSENT

Bean	Cravins	Siracusa
Total—3		

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

Personal Privilege

Senator Schedler asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on House Bill No. 1555. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

Special Order of the Day

The following House Bill on Third Reading and Final Passage, which was made Special Order of the Day No. 2, was taken up and acted upon as follows:

HOUSE BILL NO. 1639—

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

AN ACT

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

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. 1639 by Representatives Scalise, et al

AMENDMENT NO. 1

On page 2, at the end of line 1, change "and" to a period "."

AMENDMENT NO. 2

On page 2, delete lines 2 through 5 in their entirety

AMENDMENT NO. 3

On page 2, between lines 5 and 6, insert the following:

"B. No firearm manufacturer or seller shall be liable for any injury, damage, or death resulting from any shooting injury by any other person unless the claimant proves and shows that such injury, damage, or death was proximately caused by the unreasonably dangerous construction or composition of the product as provided in R.S. 9:2800.55"

AMENDMENT NO. 4

On page 2, at the beginning of line 6, change "B." to "C."

AMENDMENT NO. 5

On page 2, line 10, between "negligent," and "or" delete "improper,"

AMENDMENT NO. 6

On page 2, delete lines 12 through 17 in their entirety

AMENDMENT NO. 7

On page 2, at the beginning of line 18, insert "D."

AMENDMENT NO. 8

On page 2, at the end of line 23, after "dangerous" delete the period "." and insert the following:

", unless such device is required by federal or state statute or regulation."

AMENDMENT NO. 9

On page 2, at the beginning of line 24, change "D.(1)" to "E.(1)"

AMENDMENT NO. 10

On page 3, line 6, change "E." to "F."

On motion of Senator Dardenne, the amendments were adopted.

Floor Amendments Sent Up

Senator Dean sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dean and Bajoie to Engrossed House Bill No. 1639 by Representative Scalise

AMENDMENT NO. 1

On page 2, line 12, between "contrary," and "no" insert "prior to January 1, 2000."

AMENDMENT NO. 2

On page 2, at the end of line 23, insert the following:

"However, after January 1, 2001, any manufacturer or seller of a firearm who manufactures or sells a firearm in the state of Louisiana without any device which would: (1) make the firearm useable only by the lawful owner or authorized user of the firearm; (2) indicate to users that a cartridge is in the chamber of the firearm; or (3) prevent the firearm from firing if the ammunition magazine is removed, shall be fined not more than ten thousand dollars, or imprisoned with or without hard labor for not more than five years, or both."

Senator Dean moved adoption of the amendments.

Senator Dardenne objected.

ROLL CALL

The roll was called with the following result:

Table with columns for YEAS and NAYS, listing names of senators and their counts.

The Chair declared the amendments were rejected.

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 House Bill No. 1639 by Representative Scalise

AMENDMENT NO. 1

On page 2, line 1, after "activity" delete the remainder of the line and delete lines 2 through 5 and insert the following:

". No firearm manufacturer, seller or dealer shall be liable for any injury, damage or death resulting from any shooting injury by any other person unless the claimant proves and shows that such injury, damage or death was proximately caused by the independent fault, negligence or the defective product of any such firearm manufacturer, seller or dealer."

AMENDMENT NO. 2

On page 2, line 7, after "firearm" delete the remainder of the line and lines 8 through 11 and insert the following:

"shall be liable for the failure to incorporate a particular design or safety feature in a particular firearm unless such safety feature, device or design was reasonably feasible at the time the firearm was designed, manufactured or sold."

AMENDMENT NO. 3

On page 2, line 12, after "contrary," delete the remainder of the line and insert the following:

"the fact that a firearm may possess inherently dangerous, hazardous or injury producing capability does not, by that fact alone, render the firearm unreasonably dangerous or defective. No"

AMENDMENT NO. 4

On page 2, delete lines 24 and 25 and on page 3, delete lines 1 through 13 and insert the following:

"D.(1) For purposes of this Chapter, any fire arm sold or manufactured for sale in Louisiana shall possess a reasonably safe design intended to reduce the risk of accidental injury, damage or death.

(2) A reasonably safe design shall be determined by a fair weighing of the reasonably anticipated or predictable risk of accidental injury in the absence of a recognized safety feature, the benefit of such safety feature, and shall take into consideration the reasonable feasibility at the time of production."

Senator C. Fields moved adoption of the amendments.

Senator Dardenne objected.

ROLL CALL

The roll was called with the following result:

Table with columns for YEAS and NAYS, listing names of senators and their counts.

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Bean Cox Siracusa
Total—3

The Chair declared the amendments were rejected.

Floor Amendments Sent Up

Senator Jones sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jones to Engrossed House Bill No. 1639 by Representative Scalise

AMENDMENT NO. 1

On page 1, line 11, after "product." insert "However, the manufacturer or seller shall be liable for any improperly designed product."

Senator Jones moved adoption of the amendments.

Senator Dardenne objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Fields W Landry
Bajoie Heitmeier Lentini
Boissiere Irons Robichaux
Campbell Johnson Tarver
Cravins Jones Ullo
Fields C Jordan
Total—17

NAYS

Barham Ellington Malone
Branch Greene Romero
Cain Hainkel Schedler
Dardenne Hines Smith
Dean Hollis Theunissen
Dyess Lambert Thomas
Total—18

ABSENT

Bean Cox
Casanova Siracusa
Total—4

The Chair declared the amendments were rejected.

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 House Bill No. 1639 by Representative Scalise

AMENDMENT NO. 1

On page 3, between lines 13 and 14, insert the following:

"G. The provisions of this Section shall not apply to assault weapons. For the purposes of this Section, an "assault weapon" shall be defined by 18 USCA 921(a)(30)."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Ellington Malone
Barham Greene Robichaux
Branch Hainkel Romero
Cain Heitmeier Schedler
Campbell Hines Smith
Casanova Hollis Tarver
Cravins Jordan Theunissen
Dardenne Lambert Thomas
Dean Landry Ullo
Dyess Lentini
Total—29

NAYS

Bajoie Fields C Irons
Boissiere Fields W Johnson
Total—6

ABSENT

Bean Jones
Cox Siracusa
Total—4

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.

Rules Suspended

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

INSURANCE

Senator Tarver, Chairman on behalf of the Committee on Insurance, submitted the following report:

June 14, 1999

To the President and Members of the Senate:

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

HOUSE BILL NO. 955—
BY REPRESENTATIVES MCMAINS AND JETSON
AN ACT

To amend and reenact R.S. 42:821(A)(1)(c) and 851(A)(1)(c)(i), relative to the contribution rate of the state for the State Employees Group Benefits Program; to provide for a minimum contribution by the state for health and medical coverage and life insurance coverage; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 2018—

BY REPRESENTATIVE WALSWORTH
AN ACT

To amend and reenact R.S. 22:636.1(D)(3)(a), (b), (d), and (e), relative to the cancellation of an automobile, property, casualty, or liability insurance policy; to provide for notification; to provide for return of funds; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 2022—
BY REPRESENTATIVES ANSARDI, ALARIO, MCMAINS, AND MURRAY
AN ACT

To amend and reenact R.S. 22:1114(K)(2)(f) and (M)(2) and to enact R.S. 22:1113(A)(2)(a)(xx), relative to home service life insurance; to provide for licensing; to provide for marketing; to provide for requirements; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 2141—
BY REPRESENTATIVE MARTINY
AN ACT

To enact Part XXXIV of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1515 through 1517, relative to bail enforcement agents; to provide for regulation; to provide for licensing and fees; and to provide for related matters.

Reported favorably.

Respectfully submitted,
GREGORY TARVER
Chairman

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

Senator Tarver asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just reported by Committees.

HOUSE BILL NO. 955—
BY REPRESENTATIVES MCMAINS AND JETSON
AN ACT

To amend and reenact R.S. 42:821(A)(1)(c) and 851(A)(1)(c)(i), relative to the contribution rate of the state for the State Employees Group Benefits Program; to provide for a minimum contribution by the state for health and medical coverage and life insurance coverage; 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. 2018—
BY REPRESENTATIVE WALSWORTH
AN ACT

To amend and reenact R.S. 22:636.1(D)(3)(a), (b), (d), and (e), relative to the cancellation of an automobile, property, casualty, or liability insurance policy; to provide for notification; to provide for return of funds; 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 Engrossed House Bill No. 2018 by Representative Walsworth

AMENDMENT NO. 1

On page 2, line 8 after "(b)" insert the following:

"(i)The insurance agent shall immediately, and in no case later than ten days after the agent or premium finance company has received notice of the returned check or negotiable instrument, notify the insurer of the receipt of the returned check or negotiable instrument.

(ii)"

AMENDMENT NO. 2

On page 2, line 9 delete "twenty-four hours" and insert "ten days"

AMENDMENT NO. 3

On page 2, line 20 change "three working" to "ten"

AMENDMENT NO. 4

On page 3, line 10 delete "twenty four hours" and insert "ten days"

AMENDMENT NO. 5

On page 3, line 17 delete "three working" and insert "ten"

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. 2022—
BY REPRESENTATIVES ANSARDI, ALARIO, MCMAINS, AND MURRAY
AN ACT

To amend and reenact R.S. 22:1114(K)(2)(f) and (M)(2) and to enact R.S. 22:1113(A)(2)(a)(xx), relative to home service life insurance; to provide for licensing; to provide for marketing; to provide for requirements; 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. 2141—
BY REPRESENTATIVE MARTINY
AN ACT

To enact Part XXXIV of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1515 through 1517, relative to bail enforcement agents; to provide for regulation; to provide for licensing and fees; 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.

**Privilege Report of the
Legislative Bureau**

June 14, 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.

HOUSE BILL NO. 308—
BY REPRESENTATIVE LANDRIEU
AN ACT

To amend and reenact R.S. 37:977(A), relative to the Louisiana State Board of Practical Nurse Examiners; to authorize the board to impose and increase certain license fees; to provide for an effective date; and to provide for related matters.

Reported without amendments.

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HOUSE BILL NO. 726—

BY REPRESENTATIVE MICHOT
AN ACT

To enact R.S. 51:1787(H) and (I), relative to enterprise zone and economic development zone incentives; to provide for the participation of certain businesses; to provide for penalties; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1540—

BY REPRESENTATIVE COPELIN
AN ACT

To enact Chapter 53 of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:2681 through 2686, relative to community based services; to provide for the licensure of certain providers of community based services; to provide for charging, collection, and expenditure of fees on such providers; to establish the Community Based Services Trust Fund and the Louisiana Community Based Services Trust Fund Advisory Council and to provide for the respective powers, duties, and functions thereof; 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 Bills and Joint Resolutions were read by title and passed to a third reading.

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

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

HOUSE BILL NO. 2168—

BY REPRESENTATIVES MCMAINS, FONTENOT, AND KENNARD
AN ACT

To amend and reenact R.S. 38:3301 and 3309, relative to the Amite River Basin Drainage and Water Conservation District; to provide for the geographical boundaries of the district; to provide relative to Comite River Diversion Canal Impact Area; to provide relative to taxing authority of the district; 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
Cain	Heitmeier	Schedler
Campbell	Hines	Smith

Casanova	Hollis	Tarver
Cox	Irons	Theunissen
Cravins	Johnson	Thomas
Dardenne	Jones	Ullo
Dean	Jordan	
Dyess	Lambert	
Total—37		

NAYS

Total—0

ABSENT

Bean	Siracusa
Total—2	

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. 2194—

BY REPRESENTATIVES SCHNEIDER AND CLARKSON AND SENATOR SCHEDLER
AN ACT

To enact R.S. 56:1431, relative to Bayou Liberty in St. Tammany Parish; to provide for the clearing of a portion of such bayou; to prohibit and provide relative to expropriation of property along a portion of Bayou Liberty; 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	Ellington	Landry
Bajoie	Fields C	Lentini
Barham	Fields W	Malone
Boissiere	Greene	Robichaux
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Smith
Casanova	Hollis	Tarver
Cox	Irons	Theunissen
Cravins	Johnson	Thomas
Dardenne	Jones	Ullo
Dean	Jordan	
Dyess	Lambert	
Total—37		

NAYS

Total—0

ABSENT

Bean	Siracusa
Total—2	

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. 67 (Duplicate of Senate Bill No. 716)—

BY REPRESENTATIVE HUNTER AND SENATOR W. FIELDS AND COAUTHORED BY REPRESENTATIVES ANSARDI, WALSWORTH, DOWNER, ALEXANDER, BARTON, BAUDOIN, BAYLOR, BOWLER, BRUCE, BRUNEAU, CLARKSON, COPELIN, CURTIS, DAMICO, DANIEL, DEVILLE, DIEZ, DONELON, DUPRE, DURAND, FARVE, FAUCHEUX, FLAVIN, FONTENOT, FRITH, FRUGE, GAUTREAUX, GLOVER, GUILLORY, HEATON, HEBERT, HILL, HOPKINS, HUDSON, ILES, JENKINS, JOHNS, KENNARD, KENNEY, LANCASTER, LEBLANC, LONG, MCCAIN, MCDONALD, MCMAINS, MICHOT, MITCHELL, MONTGOMERY, MORRELL, MURRAY, ODINET, PERKINS, PIERRE, PINAC, POWELL, PRATT, QUEZAIRE,

ROMERO, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, JACK SMITH, STELLY, THERIOT, THOMPSON, THORNHILL, TRAVIS, TRICHE, WADDELL, WARNER, WELCH, WESTON, WIGGINS, WILKERSON, WILLARD, WINDHORST, WINSTON, WOOTON, AND WRIGHT
AN ACT

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

Floor Amendments Sent Up

Senator Malone sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Malone to Reengrossed House Bill No. 67 by Representative Hunter

AMENDMENT NO. 1

Delete Senate Committee Amendment Nos. 2, 3, 9 and 10 proposed by the Senate Committee on Judiciary C and adopted by the Senate on June 8, 1999

AMENDMENT NO. 2

On page 2, line 3, after "privacy" insert a period "." and delete line 4

AMENDMENT NO. 3

On page 2, line 1, between "videotaping" and "a person" insert "for a lewd or lascivious purpose"

Motion

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

Senator Landry objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Hines	Jordan
Boissiere	Hollis	Lambert
Cain	Irons	Robichaux
Fields C	Johnson	Tarver
Fields W	Jones	Theunissen
Total—15		

NAYS

Barham	Dean	Lentini
Branch	Dyess	Malone
Campbell	Ellington	Romero
Casanova	Greene	Schedler
Cox	Hainkel	Smith
Cravins	Heitmeier	Thomas
Dardenne	Landry	Ullo
Total—21		

ABSENT

Mr. President	Bean	Siracusa
Total—3		

The Chair declared the Senate refused to call the previous question on the entire subject matter.

Senator Malone moved adoption of the amendments.

Senator Jordan objected.

ROLL CALL

The roll was called with the following result:

YEAS

Barham	Hines	Smith
Boissiere	Malone	Theunissen
Hainkel	Romero	Ullo
Total—9		

NAYS

Mr. President	Dean	Johnson
Bajoie	Dyess	Jones
Branch	Ellington	Jordan
Cain	Fields C	Landry
Campbell	Fields W	Lentini
Casanova	Greene	Robichaux
Cox	Heitmeier	Schedler
Cravins	Hollis	Tarver
Dardenne	Irons	Thomas
Total—27		

ABSENT

Bean	Lambert	Siracusa
Total—3		

The Chair declared the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Bean	Lambert	Siracusa
Total—3		

The Chair declared the 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. 95—
BY REPRESENTATIVE DUPRE

AN ACT

To enact R.S. 32:670, relative to chemical test results for persons under the age of twenty-one; to prohibit certain test results from being included on the official driving record of that person; to provide that those results may be used for administrative purposes; to

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provide that convictions based upon those results may be used for other purposes allowed by law; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of senators under the YEAS category, including Mr. President, Ellington, Lambert, Bajoie, Fields C, Landry, Barham, Fields W, Lentini, Boissiere, Greene, Malone, Cain, Hainkel, Robichaux, Campbell, Heitmeier, Romero, Casanova, Hines, Schedler, Cox, Hollis, Smith, Cravins, Irons, Tarver, Dardenne, Johnson, Theunissen, Dean, Jones, Thomas, Dyess, Jordan, Ullo.

Total—36

NAYS

Branch Total—1

ABSENT

Bean Siracusa Total—2

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. 223— BY REPRESENTATIVE MORRISH AN ACT

To enact Code of Criminal Procedure Art. 222, relative to blood and saliva testing; to require a person to be tested for infectious disease after committing an act which could transmit the disease to a law enforcement officer; 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 to Engrossed House Bill No. 223 by Representative Morrish

AMENDMENT NO. 1

On page 1, line 2, after "To" insert "amend and reenact Code of Criminal Procedure Arts. 793, 801, and 808, and to"

AMENDMENT NO. 2

On page 1, line 2, after "relative" insert "criminal procedure; to allow jurors in criminal cases to take notes and use them during deliberations; to permit written instructions and charges to go to the jury room and be used during deliberations; to provide with respect"

AMENDMENT NO. 3

On page 1, between lines 6 and 7, insert the following:

"Section 1. Code of Criminal Procedure Arts. 793, 801, and 808 are hereby amended and reenacted to read as follows:

Art. 793. Use of evidence in jury room; reading of recorded testimony

A juror must rely upon his memory in reaching a verdict shall be permitted to take notes. The court shall provide the needed writing implements. Jurors may, but need not, take notes and such notes may be used during the jury's deliberations but shall not be preserved for review on appeal. The trial judge shall ensure the confidentiality of the notes during the course of trial and the jury's deliberations, and shall cause the notes to be destroyed immediately upon return of the verdict. He shall not be permitted to refer to notes or to have access to any written evidence. Testimony shall not be repeated to the jury. Upon the request of a juror and in the discretion of the court, the jury may take with it or have sent to it a written copy of all instructions and charges and any object or document received in evidence when a physical examination thereof is required to enable the jury to arrive at a verdict.

* * *

Art. 801. Time for charge; when written charge required

The court shall charge the jury after the presentation of all evidence and arguments. The court shall reduce its charge to writing if it is requested to do so by either a defendant or the state prior to the swearing of the first witness at the trial on the merits or at any time by a juror. The court's written charge shall be read to the jury. The court shall deliver a copy thereof to the jury, the defendant and to the state prior to reading it to the jury.

Any party may not assign as error the giving or failure to give a jury charge or any portion thereof unless an objection thereto is made before the jury retires or within such time as the court may reasonably cure the alleged error. The nature of the objection and grounds therefor shall be stated at the time of objection. The court shall give the party an opportunity to make the objection out of the presence of jury.

* * *

Art. 808. Manner of giving further charges after jury retires

If the jury or any member thereof, after having retired to deliberate upon the verdict, desires further charges, the officer in charge shall bring the jury into the courtroom, and the court shall in the presence of the defendant, his counsel, and the district attorney, further charge the jury. The further charge may be verbal, but shall be in writing if any party or any juror so requests and such written further charges may be brought into the jury room and used by the jury in its deliberations to reach a verdict."

AMENDMENT NO. 4

On page 1, line 7, change "Section 1" to "Section 2"

Senator Lentini moved adoption of the amendments.

Senator C. Fields objected.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of senators under the YEAS category, including Mr. President, Dyess, Malone, Barham, Ellington, Robichaux, Boissiere, Greene, Romero, Branch, Heitmeier, Schedler, Cain, Hines, Smith, Casanova, Hollis, Tarver, Cravins, Johnson, Theunissen, Dardenne, Jordan, Thomas, Dean, Lentini, Ullo.

Total—27

NAYS

Bajoie	Fields C	Jones
Campbell	Fields W	Landry
Cox	Hainkel	
Total—8		

ABSENT

Bean	Lambert
Irons	Siracusa
Total—4	

The Chair declared the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Landry
Barham	Ellington	Lentini
Boissiere	Greene	Malone
Branch	Hainkel	Robichaux
Cain	Heitmeier	Romero
Campbell	Hines	Schedler
Casanova	Hollis	Smith
Cox	Irons	Tarver
Cravins	Johnson	Theunissen
Dardenne	Jordan	Thomas
Dean	Lambert	Ullo
Total—33		

NAYS

Bajoie	Fields W
Fields C	Jones
Total—4	

ABSENT

Bean	Siracusa
Total—2	

The Chair declared the amended 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. 340—
BY REPRESENTATIVE WESTON
AN ACT

To amend and reenact R.S. 14:70.4(D)(1), (E), and (F) and to enact R.S. 14:70.4(G), relative to the crime of access device fraud; to provide for certain definitions; to provide for increased penalties; to provide with regard to restitution to victims; to provide for aggregation of offenses; and to provide for related matters.

The bill was read by title. Senator W. Fields 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
Cain	Heitmeier	Schedler

Campbell	Hines	Smith
Casanova	Hollis	Tarver
Cox	Irons	Theunissen
Cravins	Johnson	Thomas
Dardenne	Jones	Ullo
Dean	Jordan	
Dyess	Lambert	
Total—37		

NAYS

Total—0

ABSENT

Bean	Siracusa
Total—2	

The Chair declared the 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. 351—
BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 14:67(B)(3) and 69(B)(3) and to repeal R.S. 14:67(B)(2) and 69(B)(2), relative to misappropriations without violence; to provide for the value of the taking necessary to constitute certain levels of theft; to increase penalties for subsequent convictions; to provide penalties for illegal possession of stolen things; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Hainkel	Hollis
Total—2	

ABSENT

Bean	Dardenne
Branch	Siracusa
Total—4	

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

HOUSE BILL NO. 371—
BY REPRESENTATIVE MCCAIN
AN ACT

To amend and reenact R.S. 13:352(A)(5) and to enact R.S. 15:874(4)(g), relative to payment of fees in certain criminal appeals; to provide for payment of costs; to require certain costs to

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be paid from a state inmate's compensation account; to provide for procedures for withdrawal of funds; 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	Ellington	Lambert
Barham	Fields C	Landry
Boissiere	Fields W	Lentini
Branch	Greene	Malone
Cain	Hainkel	Robichaux
Campbell	Heitmeier	Romero
Casanova	Hines	Schedler
Cox	Hollis	Smith
Cravins	Irons	Tarver
Dardenne	Johnson	Theunissen
Dean	Jones	Thomas
Dyess	Jordan	
Total—35		

NAYS

Total—0

ABSENT

Bajoie	Siracusa
Bean	Ullo
Total—4	

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.

Personal Privilege

Senator Ullo 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. 371. He had intended to vote yea on the bill. He asked that the Official Journal so state.

HOUSE BILL NO. 451—
BY REPRESENTATIVE MCCAIN
AN ACT

To amend and reenact Code of Criminal Procedure Articles 915(A) and 919(A) and (B), relative to the preparation of transcripts of criminal court proceedings; to provide for time for delivery of record to the clerk of court; to provide with respect to motions for appeal; 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

Bajoie	Ellington	Lambert
Barham	Fields C	Landry
Boissiere	Fields W	Lentini
Branch	Greene	Robichaux
Cain	Hainkel	Romero
Campbell	Heitmeier	Schedler

Casanova	Hines	Smith
Cox	Hollis	Tarver
Cravins	Irons	Thomas
Dardenne	Johnson	Ullo
Dean	Jones	
Dyess	Jordan	
Total—34		

NAYS

Total—0

ABSENT

Mr. President	Malone	Theunissen
Bean	Siracusa	
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. 480—
BY REPRESENTATIVE ANSARDI
AN ACT

To amend and reenact R.S. 38:2251(A)(5) and (H)(1) and (3), relative to the purchase or procurement of certain Louisiana products; to provide for conditions for purchase of such products in preference to products from outside the state; to provide for definitions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Bean	Siracusa
Total—2	

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. 561—
BY REPRESENTATIVES JOHNS, FLAVIN, STELLY, CLARKSON, AND SCHNEIDER
AN ACT

To amend and reenact R.S. 14:40.2(B)(1) and (2) and (E) and Code of Criminal Procedure Article 335.1(A) and to enact R.S. 15:571.3(C)(5), all relative to the criminal offense of stalking; to

provide for enhanced sentences when committed against certain victims; to provide for certain written notices of convictions; to prohibit diminution of sentence in certain cases; to provide for conditions of release on bail; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Bean	Siracusa
Total—2	

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

HOUSE BILL NO. 590—
BY REPRESENTATIVES MCCAIN AND MARIONNEAUX
AN ACT

To amend and reenact R.S. 14:93(D), relative to the crime of cruelty to juveniles; to provide for additional penalties; and to provide for related matters.

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Ellington	Lambert
Barham	Fields C	Landry
Boissiere	Fields W	Lentini

Branch	Greene	Malone
Cain	Hainkel	Robichaux
Campbell	Heitmeier	Romero
Casanova	Hines	Schedler
Cox	Hollis	Smith
Cravins	Irons	Tarver
Dardenne	Johnson	Theunissen
Dean	Jones	Thomas
Dyess	Jordan	Ullo
Total—36		

NAYS

Total—0

ABSENT

Mr. President	Bean	Siracusa
Total—3		

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

HOUSE BILL NO. 721—
BY REPRESENTATIVE HEBERT
AN ACT

To amend and reenact Children's Code Article 412(B)(7), relative to confidentiality of juvenile records; to allow for disclosure of delinquency adjudications for certain juveniles; 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	Landry
Bajoie	Fields C	Lentini
Barham	Fields W	Malone
Boissiere	Greene	Robichaux
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Smith
Casanova	Hollis	Tarver
Cox	Irons	Theunissen
Cravins	Johnson	Thomas
Dardenne	Jones	Ullo
Dean	Jordan	
Dyess	Lambert	
Total—37		

NAYS

Total—0

ABSENT

Bean	Siracusa
Total—2	

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.

Senator Ellington in the Chair

June 14, 1999

HOUSE BILL NO. 746—
BY REPRESENTATIVES HEBERT AND MORRELL
AN ACT

To enact R.S. 37:1514(10) and 1559, relative to equine dentists; to allow persons to apply for equine dentistry permits; to provide for certain exceptions to activities performed by licensed veterinarians; to provide relative to procedures; to provide relative to rules and regulations; and to provide for related matters.

Floor Amendments Sent Up

Senator Cain sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cain to Re-reengrossed House Bill No. 746 by Representatives Hebert and Morrell

AMENDMENT NO. 1

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Agriculture and adopted by the Senate on June 8, 1999, on page 1, line 21, between "teeth" and the comma "," insert "of equines"

AMENDMENT NO. 2

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Agriculture and adopted by the Senate on June 8, 1999, on page 1, line 22, between "(caps)" and the period "." insert "of equines"

AMENDMENT NO. 3

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Agriculture and adopted by the Senate on June 8, 1999, on page 2, line 22, change "R.S. 37:1561" to "R.S. 37:1562"

On motion of Senator Cain, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Fields W Greene
Total—2

ABSENT

Bean Schedler Siracusa
Total—3

The Chair declared the amended 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.

Personal Privilege

Senator Casanova asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on House Bill No. 746. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

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.

The bill was read by title. Senator Jones 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
Cain Heitmeier Schedler
Campbell Hines Smith
Casanova Hollis Tarver
Cox Irons Theunissen
Cravins Johnson Thomas
Dardenne Jones Ullo
Dean Jordan
Dyess Lambert
Total—37

NAYS

Total—0

ABSENT

Bean Siracusa
Total—2

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

HOUSE BILL NO. 791—
BY REPRESENTATIVE MCCAIN
AN ACT

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

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 Ellington Lambert
Bajoie Fields C Landry
Barham Fields W Lentini

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

Total—36

NAYS

Total—0

ABSENT

Bean	Dyess	Siracusa
------	-------	----------

Total—3

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. 792—

BY REPRESENTATIVE MCCAIN

AN ACT

To amend and reenact R.S. 27:44(11), 57(B)(3), 71, 75(B), 76, and 91(B)(1), relative to the licensing and regulation of riverboat gaming activities; to provide with respect to the powers and duties of the riverboat gaming division office of state police; to change the renewal terms for riverboat licenses; to provide with respect to disqualification criteria for licenses; to amend the definition of gaming activities or operations; to provide with respect to requirements for licensees or applicants; to provide for the timing of payment of fees for licenses and permits; and to provide for related matters.

Floor Amendments Sent Up

Senator Ellington sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ellington to Reengrossed House Bill No. 792 by Representative McCain

AMENDMENT NO. 1

On page 1, line 2, after "71," insert "74," and at the end of line 2 after "91(B)(1)" insert "and to enact R.S. 27:81(C)"

AMENDMENT NO. 2

On page 1, line 5, after "police;" insert "to provide for issuing certain permits; to provide qualifications to obtain certain permits"

AMENDMENT NO. 3

On page 1, line 12, after "71," insert "74,"

AMENDMENT NO. 4

On page 1, line 13, after "reenacted" insert "and R.S. 27:81(C) is hereby enacted"

AMENDMENT NO. 5

On page 4, between lines 14 and 15, insert the following:

"§74. Licenses and permits; term

The term of any ~~initial~~ license to conduct gaming operations shall be five years and the term of any permit issued pursuant to the provisions of this Chapter shall be for ~~one year~~ two years. ~~Renewal terms shall be for a period of one year."~~

AMENDMENT NO. 6

On page 6, between lines 23 and 24, insert the following:

"§81. Issuance of permits to certain persons furnishing services or goods

* * *

C. In addition to issuing permits as provided for in R. S. 27:82 and 83 and Subsection A of this Section, the division shall issue a permit to any person who furnishes any services (including consulting services), crew, or staff in connection with maritime issues involved in the maintenance or operation of a riverboat in compliance with United States Coast Guard regulations. The person, or if the person is a corporation or firm, an officer of the corporation or firm furnishing such services, crew, or staff, shall possess an Unlimited Master of Oceans License, Unlimited Chief Engineer of Oceans License, or, Unlimited Pilot License and have a minimum of one hundred miles of pilotage, such license having been issued by the United States Coast Guard before the person is issued a permit by the division. Any person offering such services, crew, or staff after October 1, 1999, shall be issued a permit in accordance with the provisions of this Chapter, prior to providing such services, crew, or staff to a riverboat."

* * *

On motion of Senator Ellington, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields C	Lentini
Bajoie	Fields W	Malone
Barham	Hainkel	Robichaux
Boissiere	Heitmeier	Romero
Branch	Hines	Schedler
Cox	Hollis	Tarver
Cravins	Irons	Theunissen
Dardenne	Johnson	Thomas
Ellington	Landry	Ullo
Total—27		

NAYS

Cain	Dyess	Smith
Casanova	Greene	
Dean	Jordan	
Total—7		

ABSENT

Bean	Jones	Siracusa
Campbell	Lambert	
Total—5		

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

HOUSE BILL NO. 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.

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

June 14, 1999

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
Cain Heitmeier Schedler
Campbell Hines Smith
Casanova Hollis Tarver
Cox Irons Theunissen
Cravins Johnson Thomas
Dardenne Jones Ullo
Dean Jordan
Dyess Lambert
Total—37

NAYS

Total—0

ABSENT

Bean Siracusa
Total—2

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.

Mr. President in the Chair

HOUSE BILL NO. 889—
BY REPRESENTATIVES TOOMY AND MORRELL
AN ACT

To enact R.S. 15:1228 through 1228.8, relative to the establishment of the Integrated Criminal Justice Information System Policy Board; to provide for its purposes; to provide for its membership; to provide for its organization, domicile, and expenses; to provide for its component systems; 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 Lambert
Bajoie Fields C Landry
Barham Fields W Lentini
Boissiere Greene Malone
Branch Hainkel Robichaux
Cain Heitmeier Romero
Campbell Hines Schedler
Casanova Hollis Smith
Cox Irons Tarver
Cravins Johnson Theunissen
Dardenne Jones Thomas
Dyess Jordan Ullo
Total—36

NAYS

Dean
Total—1

ABSENT

Bean Siracusa
Total—2

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. 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.

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

NAYS

Total—0

ABSENT

Bean Jones Siracusa
Total—3

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. 986—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact Code of Civil Procedure Article 3753, relative to judgments; to provide relative to cancellation of notices of pendency; 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 Landry
Bajoie Fields C Lentini
Barham Fields W Malone
Boissiere Greene Robichaux
Branch Hainkel Romero
Cain Heitmeier Schedler

Campbell	Hines	Smith
Casanova	Hollis	Tarver
Cox	Irons	Theunissen
Cravins	Johnson	Thomas
Dardenne	Jones	Ullo
Dean	Jordan	
Dyess	Lambert	
Total—37		

NAYS

Total—0

ABSENT

Bean	Siracusa
Total—2	

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. 987—
BY REPRESENTATIVE MCCAIN
AN ACT

To amend and reenact R.S. 22:1192(A)(1), relative to the Insurance Education Advisory Council; to add a new insurance trade association to the list of entities that submit nominations for appointment to the council; 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	Dyess	Lambert
Bajoie	Ellington	Landry
Barham	Fields C	Lentini
Boissiere	Fields W	Malone
Branch	Greene	Robichaux
Cain	Hainkel	Romero
Campbell	Heitmeier	Schedler
Casanova	Hines	Smith
Cox	Hollis	Tarver
Cravins	Irons	Theunissen
Dardenne	Johnson	Thomas
Dean	Jordan	Ullo
Total—36		

NAYS

Total—0

ABSENT

Bean	Jones	Siracusa
Total—3		

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. 1005—
BY REPRESENTATIVE WESTON
AN ACT

To amend and reenact R.S. 14:34.2(A)(2), relative to the crime of battery of a police officer; to provide with regard to the definition of a "police officer"; and to provide for related matters.

The bill was read by title. Senator W. Fields 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
Cain	Heitmeier	Schedler
Campbell	Hines	Smith
Casanova	Hollis	Tarver
Cox	Irons	Theunissen
Cravins	Johnson	Thomas
Dardenne	Jones	Ullo
Dean	Jordan	
Dyess	Lambert	
Total—37		

NAYS

Total—0

ABSENT

Bean	Siracusa
Total—2	

The Chair declared the 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. 1029—
BY REPRESENTATIVES PERKINS, BRUCE, DUPRE, JENKINS, MCCAIN,
MORRELL, ROMERO, WINDHORST, AND WOOTON
AN ACT

To enact R.S. 15:828.2, relative to faith-based programs in correctional institutions; to provide for legislative intent; to provide for development of programs; to provide for monitoring of programs; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Bean	Lambert
Dyess	Siracusa

June 14, 1999

Total—4

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

HOUSE BILL NO. 1055— BY REPRESENTATIVE MARTINY AN ACT

To amend and reenact R.S. 9:5383, relative to immovable property; to provide relative to transfers involving in globo assumption of vendors' privileges and/or mortgages on more than one parcel of immovable property; 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: Mr. President, Bajoe, Barham, Boissiere, Branch, Cain, Campbell, Casanova, Cox, Cravins, Dardenne, Dean, Dyess, Ellington, Fields C, Fields W, Greene, Hainkel, Hines, Hollis, Irons, Johnson, Jones, Jordan, Lambert, Landry, Lentini, Malone, Robichaux, Romero, Schedler, Smith, Tarver, Theunissen, Thomas, Ullo

Total—36

NAYS

Total—0

ABSENT

Bean Heitmeier Siracusa

Total—3

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. 1072— BY REPRESENTATIVE ALEXANDER AN ACT

To amend and reenact R.S. 40:2202(6) and to enact R.S. 40:2203.1, relative to preferred provider organizations; to prohibit certain practices by such organizations; to place limitations on the terms of preferred provider agreements; to provide for a cause of action by a provider against a group purchaser who establishes a preferred provider organization for certain acts; to provide with respect to the definition of provider; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Bajoe, Ellington, Fields C, Landry, Lentini

Table with 3 columns: Barham, Boissiere, Branch, Cain, Campbell, Casanova, Cox, Cravins, Dardenne, Dean, Dyess, Fields W, Greene, Hainkel, Heitmeier, Hines, Hollis, Irons, Johnson, Jones, Jordan, Lambert, Malone, Robichaux, Romero, Schedler, Smith, Tarver, Theunissen, Thomas, Ullo

Total—37

NAYS

Total—0

ABSENT

Bean Siracusa

Total—2

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.

HOUSE BILL NO. 1091— BY REPRESENTATIVE MARTINY AN ACT

To amend and reenact R.S. 27:306(A)(5)(b), relative to video draw poker license qualifications; to provide that the owner or lessor of a qualified truck stop facility may lease or sublease certain business operations located on his property; to provide exceptions; 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 Reengrossed House Bill No. 1091 by Representative Martiny

AMENDMENT NO. 1

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 8, 1999, on page 1, line 9, after "devices;" delete the remainder of the line and on line 10, delete "penalties;"

AMENDMENT NO. 2

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 8, 1999, on page 1, delete lines 39 and 40 and on page 2, delete lines 1 through 6 and on line 7, change "(17) " to "(16)"

AMENDMENT NO. 3

In Senate Committee Amendment No. 8 proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 8, 1999, on page 3, line 3, after "R.S. 15:31," delete the remainder of the line and delete line 4 and on line 5, delete "Louisiana law,"

On motion of Senator Dardenne, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Hainkel	Malone
Bajoie	Heitmeier	Robichaux
Boissiere	Hines	Romero
Cain	Hollis	Tarver
Cox	Irons	Theunissen
Cravins	Johnson	Thomas
Dean	Jones	Ullo
Ellington	Landry	
Fields W	Lentini	
Total—25		

NAYS

Barham	Dardenne	Jordan
Branch	Dyess	Smith
Campbell	Fields C	
Casanova	Greene	
Total—10		

ABSENT

Bean	Schedler
Lambert	Siracusa
Total—4	

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

Personal Privilege

Senator W. Fields asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on House Bill No. 1091. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

Senator Casanova in the Chair

HOUSE BILL NO. 1093—
BY REPRESENTATIVE MCCAIN

AN ACT

To amend and reenact R.S. 22:1065.1, relative to bail bond premium fees; to provide for payment requirements; to provide for collection and distribution; to provide for authority of sheriffs; and to provide for related matters.

Floor Amendments Sent Up

Senator Jones sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jones to Engrossed House Bill No. 1093 by Representative McCain

AMENDMENT NO. 1

Delete Senate Committee Amendments Nos. 1 and 2 proposed by Senate Committee on Judiciary B and adopted by the Senate on June 8, 1999.

Senator Jones moved adoption of the amendments.

Senator Irons objected.

ROLL CALL

The roll was called with the following result:

YEAS

Barham	Heitmeier	Romero
Cain	Hines	Smith

Campbell	Hollis	Tarver
Cox	Johnson	Theunissen
Dardenne	Jones	Thomas
Dyess	Lambert	Ullo
Ellington	Landry	
Hainkel	Robichaux	
Total—22		

NAYS

Bajoie	Casanova	Jordan
Boissiere	Irons	
Total—5		

ABSENT

Mr. President	Dean	Lentini
Bean	Fields C	Malone
Branch	Fields W	Schedler
Cravins	Greene	Siracusa
Total—12		

The Chair declared the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Bajoie	Irons
Total—2	

ABSENT

Bean	Schedler	Siracusa
Total—3		

The Chair declared the amended 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. 1119—

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 40:1379.3.1(A), relative to fees paid for concealed handgun permits; to provide for reduced fees for certain persons; and to provide for related matters.

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

June 14, 1999

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
Cain Hainkel Romero
Campbell Heitmeier Schedler
Casanova Hines Smith
Cox Hollis Tarver
Cravins Irons Theunissen
Dardenne Johnson Thomas
Dean Jones Ullo
Dyess Lambert
Total—35

NAYS

Total—0

ABSENT

Bean Jordan
Branch Siracusa
Total—4

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. 1139—
BY REPRESENTATIVE SALTER
AN ACT

To enact R.S. 32:866(G), relative to compulsory liability security; to provide for recovery of civil damages; to provide for defenses; to provide for court costs; 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 CFields to Reengrossed House Bill No. 1139 by Representative Salter

AMENDMENT NO. 1
On page 1, line 2, after "G" insert "and (H)"

AMENDMENT NO. 2
On page 1, line 3, after "defenses;" insert "to provide for applicability;"

AMENDMENT NO. 3
On page 1, line 6, after "G" insert "and (H)"

AMENDMENT NO. 4
In Senate Committee Amendment No. 5 proposed by the Senate Judiciary A Committee and adopted by the Senate on June 8, 1999, on line 16, before "Section" insert the following:

"H. The provisions of this Part shall not apply to any vehicle which is legally parked at the time of the accident."

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

Floor Amendments Sent Up

Senator Hainkel sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hainkel to Reengrossed House Bill No. 1139 by Representative Salter

AMENDMENT NO. 1
Delete Senate Committee Amendment Nos. 1 through 5 proposed by the Senate Committee on Judiciary A and adopted by the Senate on June 8, 1999.

AMENDMENT NO. 2
On page 2, after line 7, insert the following:

"Section 2. This Act shall become effective on January 1, 2000 and shall apply to all applicable policies issued or renewed in this state on or after January 1, 2000."

Senator Hainkel moved adoption of the amendments.

Senator Ullo objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie Dyess Robichaux
Barham Ellington Romero
Boissiere Hainkel Schedler
Branch Heitmeier Smith
Campbell Hollis Tarver
Casanova Irons Theunissen
Cravins Johnson Thomas
Dardenne Landry
Dean Malone
Total—25

NAYS

Cain Greene Lambert
Cox Hines Lentini
Fields C Jones Ullo
Fields W Jordan
Total—11

ABSENT

Mr. President Bean Siracusa
Total—3

The Chair declared the amendments were adopted.

The bill was read by title. Senator Cain 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
Boissiere Fields W Malone
Branch Greene Robichaux
Cain Hainkel Romero
Campbell Heitmeier Schedler
Casanova Hines Smith
Cox Hollis Tarver
Cravins Irons Theunissen

Dardenne Dean Total—36	Johnson Jones NAYS	Thomas Ullo
Jordan Total—1	ABSENT	
Bean Total—2	Siracusa	

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

HOUSE BILL NO. 1248—

BY REPRESENTATIVES THOMPSON AND LONG
AN ACT

To amend and reenact R.S. 39:1595(B) and (C)(6) and to enact R.S. 39:1595(C)(7), relative to public contracts; to provide a preference for paper and paper products manufactured and converted in Louisiana; and to provide for related matters.

Floor Amendments Sent Up

Senator Johnson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Johnson to Reengrossed House Bill No. 1248 by Representative Thompson

AMENDMENT NO. 1

On page 1, at the end of line 2, after "R.S." insert 38:2212(R), 2313(F), 39:1503.1,"

AMENDMENT NO. 2

On page 1, at the beginning of line 3, delete "39:" and after "1595(C)(7)," insert "and 1595.7, 48:255(B)(7) and 287(F), 51:1753.1, and 1753.2"

AMENDMENT NO. 3

On page 1, at the end of line 4 insert the following:

"to provide relative to a mentor-protégé program; to require incentives for participation in such program when awarding certain public contracts;"

AMENDMENT NO. 4

On page 1, between lines 6 and 7,

Section 1. R.S. 38:2212(R) and 2313(F) are hereby enacted to read as follows:

§2212. Advertisement and letting to lowest responsible bidder; participation in mentor-protégé program

* * *

(R)(1) In the bid selection process for any contract for a public work or for all purchases of materials and supplies exceeding the sum of fifteen thousand dollars to be paid out of public funds under the provisions of this Chapter, any public entity may include bid selection provisions in bid documents relative to participation in a mentor-protégé program as provided by R.S. 51:1753.1.

(2) In determination of compensation, the agency may provide for additional incentives for mentor-protégé participants for any contract which provides incentives for work performed or deliveries completed ahead of schedule. Incentives for mentor-

protégé participants shall be not less than five percent greater than incentives awarded to persons who are not participants in the program.

(3) Advertisements for bids must specify bid selection and incentive provisions for mentor-protégé participation.

(4) Political subdivisions may participate in the mentor-protégé program as provided by R.S. 51:1753.1 or may adopt a program to provide for incentives in the bid selection process or incentives for participation.

* * *

§2313. Selection of persons for professional services; participation in mentor-protégé program

* * *

F. The boards may, for any contract governed by the provisions of this Part, include participation in a mentor-protégé program as provided by R.S. 51:1753.1 and 1753.2 as one of the guides used for selection of persons for a project in accordance with Subsection (B) of this Section.

AMENDMENT NO. 5

On page 1, line 7, change "Section 1." to "Section 2."

AMENDMENT NO. 6

On page 1, line 8, after "39:" delete "1595(C)(7) is" and insert "1503.1, 1595(C)(7), and 1595.7 are"

AMENDMENT NO. 7

On page 1, between lines 8 and 9, insert the following:

§1503.1 Incentives for participation in mentor-protégé program

A. Any request for proposal for any contract governed by the provisions of this Chapter may include incentives as provided herein to encourage participation in the mentor-protégé program as provided by R.S. 51:1753.1 and 1753.2, including:

(1) Requests for proposals may contain provisions for incentives for work completed ahead of schedule. Where such incentives are provided an additional incentive for mentor-protégé participants shall be provided which shall be no less than five percent greater than incentives awarded to contractors who are not mentor-protégé program participants.

(2) Participation in the mentor-protégé program may be included as a specific criterion to be considered in awarding a contract.

B. The office of contractual review shall promulgate rules and regulations governing the implementation of these provisions relative to the mentor-protégé program.

* * *

AMENDMENT NO. 8

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

§1595.7 Incentives for participation in mentor-protégé program

A.(1) In awarding any contract under the provisions of this Chapter, each procurement officer, purchasing agent, or similar official who performs such procurement for any agency may include bid award incentives relative to participation a mentor-protégé program as provided by R.S. 51:1753.1 and 1753.2.

(2) In determination of compensation, the agency may provide for incentives for work performed or deliveries completed ahead of schedule. If such incentives are provided, additional incentives for participants in a mentor-protégé shall be included and such incentives shall be not less than five percent greater than incentives awarded to persons who are not participants in the program.

(3) Advertisements for bids must specify bid selection and incentive provisions relative to mentor-protégé participation.

(4) The director of state purchasing shall promulgate rules and regulations governing the implementation of these provisions relative to the mentor-protégé program.

Section 3. R.S. 48:255(B)(7) and 287(F) are hereby enacted to read as follows:

§255. Award of contract; time limitations and exceptions; bond of successful bidder; rejection of certain bidders; participation in mentor-protégé program

* * *

B.

* * *

(7)(a) In awarding any contract under the provisions of this Part, the department may include bid award incentives relative to participation in a mentor-protégé program as provided by R.S. 51:1753.1 and 1753.2.

(b) In determination of compensation, the agency may provide for incentives for work performed or deliveries completed ahead of schedule. If such incentives are provided, additional incentives for participants in a mentor-protégé shall be included and such incentives shall be not less than five percent greater than incentives awarded to persons who are not participants in the program.

(c) Advertisements for bids must specify bid selection and incentive provisions relative to mentor-protégé participation.

(d) However, the provisions of this Paragraph shall apply only to the extent that such participation is not in conflict with federal provisions relative to bid selection for projects.

* * *

§287. Advertisement; solicitation list; response procedures; participation in mentor-protégé program

* * *

G. Any request for proposal for any contract governed by the provisions of this Part may include incentives as provided herein to encourage participation in the mentor-protégé program as provided by R.S. 51:1753.1 and 1753.2 provided that such participation is not in conflict with federal provisions relative to the procurement of such services:

(1) Requests for proposals may contain provisions for incentives for work completed ahead of schedule. Such incentives shall be not less than five percent greater than incentives awarded to contractors who are not mentor-protégé program participants.

(2) Participation in the mentor-protégé program may be included as a specific criterion to be considered in awarding a contract.

* * *

Section 4. R.S. 51:1753.1 and 1753.2 are hereby enacted to read as follows:

§1753.1 Mentor-protégé program; legislative findings; purposes; implementation

A. It is the finding of the Legislature of Louisiana that the overall economic health of the state would be improved by enabling the growth or formation of more viable small businesses. The legislature also finds that one way to facilitate the growth and formation of small businesses is by the establishment of a mentor-protégé program to enable economically disadvantaged businesses to break down barriers and build economic self-sufficiency and capacity. The legislature finds that the establishment of a mentor-protégé program would benefit the state as the program would facilitate the creation of mutually beneficial relationships to assist in the transfer of managerial and technical skills and in the provision of one-on-one technical assistance from companies which are self-sufficient and thriving to companies which are attempting to succeed economically. The legislature further finds that an important element in facilitating companies to become economically viable includes development of the capacity to compete for public and private sector contracting and purchasing opportunities.

B. There is hereby established within the division the mentor-protégé program which shall be administered by the division. The division shall provide for implementation of the program through the adoption and promulgation of rules and regulations which, at a minimum, provide for the following:

(1) Terms, conditions, and criteria for participation which at a minimum shall include eligibility as economically disadvantaged businesses and person.

(2) Development of a departmental marketing plan identifying business sectors to target for mentor-protégé activities and identifying potential firms to participate.

(3) Establishment of a database of protégé companies throughout the state to identify companies based on the type of enterprise in which they are involved.

(4) Guidelines for participation by mentor firms, including the following:

(a) Demonstrated capacity in managerial or technical skills.

(b) Participation requirements, including the time frame of the mentor-protégé relationship, specific business processes, procedures, or skills which will be transferred, and other evidence that a bonafide mentor-protégé business relationship exists.

(5) Guidelines for participation by the protégé firms, including:

(a) Eligibility criteria, including a net worth threshold and other business capacity measures.

(b) Eligibility for governmental contracting.

(6) Development and approval of a mentor-protégé plan between qualified firms detailing the following:

(a) The duties and responsibilities to be performed by each party in the joint, reciprocal relationship, including the transfer of managerial and technical skills and the development of competence, competitive position, and shared opportunity.

(b) Prohibition of mentor-protégé participation in the source selection process pursuant to R.S. 51:1753.2 within one hundred and twenty days after a mentor-protégé plan between two companies has been approved.

(c) Provisions for termination, including provisions relative to competition between the mentor and protégé firms once the relationship is ended.

(7) Measures of performance to evaluate each individual mentor-protégé plan approved by the division including measures of the change in protégé firm's business capacity and capability, numbers and dollar value of contracts under the plan, and progress toward graduation from protégé status.

(8) Provisions for non-performance by either the mentor firm or the protégé firm.

(9) Provisions for conflict resolution between the two parties in the relationship.

(10) Implementation of internal departmental controls over the program and the participants.

§1753.2 Executive branch agency participation in mentor-protégé program

Any state agency may develop a plan for participation in the mentor-protégé program which plan shall be consistent with the rules and regulations adopted pursuant to R.S. 51:1753.1. Additionally, each plan shall specify the conditions for participation for that agency in accordance with the statutes governing public bid and procurement.

On motion of Senator Johnson, the amendments were adopted.

The bill was read by title. Senator Barham 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
Boissiere	Fields W	Malone
Branch	Greene	Robichaux
Cain	Hainkel	Romero
Campbell	Heitmeier	Schedler
Casanova	Hines	Smith
Cox	Hollis	Tarver
Cravins	Irons	Theunissen
Dardenne	Johnson	Thomas
Dean	Jones	Ullo
Total—36		
NAYS		
Total—0		
ABSENT		
Bean	Jordan	Siracusa
Total—3		

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

HOUSE BILL NO. 1265—
BY REPRESENTATIVE MCMAINS
AN ACT

To enact Chapter 14 of Title 6 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 6:1081 through 1099, relative to residential mortgage brokers and lenders; to provide for a short title; to provide for legislative purpose; to provide for definitions; to provide for prohibitions; to provide for rules and regulations; to provide for requirement of licensure; to provide for exemptions from licensure, annual registration statements and fees; to provide for applications for licensure, issuance of licenses, and application and renewal fees; to provide for changes of name or location, closures, and fees; to provide for restrictions; to provide for recordkeeping and retention, examinations, and investigation of complaints; to provide for suspension and revocation of licensure, exemptions, and disposition of funds; to create and provide for the Residential Mortgage Lending Board and its powers; to provide for board certification, examination, and continuing education; to provide for the scope of the provisions; to provide for residential mortgage loans; to provide for items or charges not considered interest; to provide for residential mortgage loan brokerage contracts; 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
Cain	Heitmeier	Schedler
Campbell	Hines	Smith
Casanova	Hollis	Tarver
Cox	Irons	Theunissen
Cravins	Johnson	Thomas
Dardenne	Jones	Ullo
Dean	Jordan	
Dyess	Lambert	
Total—37		
NAYS		
Total—0		
ABSENT		
Bean	Siracusa	
Total—2		

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. 1280—
BY REPRESENTATIVES MCMAINS, DEWITT, DOWNER, DIEZ, AND CRANE AND SENATORS DARDENNE, HAINKEL, BARHAM, AND SCHEDLER
AN ACT

To enact R.S. 27:68.1, to provide for a notice of lis pendens in actions involving gaming; to provide for the circumstances under which such notices shall be issued by a hearing officer; to provide for a hearing to set aside the notice of lis pendens; to provide the effect of such notices on persons to whom a sale, assignment, transfer, or disposition is made; and to provide for related matters.

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

June 14, 1999

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—36

NAYS

Total—0

ABSENT

Bean Dyess Siracusa
Total—3

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. 1314—
BY REPRESENTATIVE ALARIO
AN ACT

To enact R.S. 27:93(A)(8), relative to allocation of riverboat boarding fees; to provide for the allocation of riverboat boarding fees in Jefferson Parish in certain cases; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie Hollis Romero
Boissiere Johnson Schedler
Cox Jones Tarver
Cravins Landry Theunissen
Heitmeier Lentini Thomas
Hines Robichaux Ullo

Total—18

NAYS

Mr. President Dyess Irons
Barham Ellington Jordan
Branch Fields C Lambert
Cain Fields W Malone
Dardenne Greene Smith
Dean Hainkel

Total—17

ABSENT

Bean Casanova
Campbell Siracusa
Total—4

The Chair declared the bill failed to pass.

Notice of Reconsideration

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

HOUSE BILL NO. 1352—
BY REPRESENTATIVES CLARKSON, JOHNS, AND WALSWORTH
AN ACT

To amend and reenact Children's Code Articles 1125(B)(3) and 1127(A) through (C), relative to adoptions; to provide for disclosure of genetic information; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—35

NAYS

Total—0

ABSENT

Bean Casanova
Branch Siracusa
Total—4

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

HOUSE BILL NO. 1390—
BY REPRESENTATIVES MCMAINS, DEWITT, DOWNER, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER
AN ACT

To amend and reenact Code of Civil Procedure Articles 2412 and 2413, relative to garnishment; to provide for service of certain garnishment petitions on judgment debtors employed by the executive branch of state government; to provide for delays for answering; to require that notice of certain motions be made by certified mail; 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	Lambert
Bajoie	Fields C	Landry
Barham	Fields W	Lentini
Boissiere	Greene	Malone
Branch	Hainkel	Robichaux
Cain	Heitmeier	Romero
Campbell	Hines	Schedler
Cox	Hollis	Smith
Cravins	Irons	Tarver
Dardenne	Johnson	Theunissen
Dean	Jones	Thomas
Dyess	Jordan	Ullo

Total—36

NAYS

Total—0

ABSENT

Bean	Casanova	Siracusa
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Total—3

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. 1393—

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

AN ACT

To amend and reenact Code of Civil Procedure Article 2411(C) and R.S. 13:3913, relative to garnishment; to provide that a garnishment, other than of wages of an employee, is not continuing in nature; 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	Lambert
Bajoie	Fields C	Landry
Barham	Fields W	Lentini
Boissiere	Greene	Malone
Branch	Hainkel	Robichaux
Cain	Heitmeier	Romero
Campbell	Hines	Schedler
Cox	Hollis	Smith
Cravins	Irons	Tarver
Dardenne	Johnson	Theunissen
Dean	Jones	Thomas
Dyess	Jordan	Ullo

Total—36

NAYS

Total—0

ABSENT

Bean	Casanova	Siracusa
------	----------	----------

Total—3

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. 1410—

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

AN ACT

To repeal R.S. 40:1395.1, relative to the Department of Public Safety and Corrections; to repeal provisions requiring the department to provide and administer a policy of insurance against liability for false arrest and other acts.

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

HOUSE BILL NO. 1411—

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

AN ACT

To amend and reenact R.S. 36:401(C)(1) and 405(A)(1)(b) and to enact R.S. 36:408(E), relative to public safety services of the Department of Public Safety and Corrections; to establish the office of legal affairs within the department; to provide for the functions of office; to provide for qualifications of the assistant secretary; 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	Ellington	Lambert
Bajoie	Fields C	Landry
Barham	Fields W	Lentini
Boissiere	Greene	Malone
Branch	Hainkel	Robichaux
Cain	Heitmeier	Romero
Campbell	Hines	Schedler
Cox	Hollis	Smith
Cravins	Irons	Tarver
Dardenne	Johnson	Theunissen
Dean	Jones	Thomas
Dyess	Jordan	Ullo

Total—36

NAYS

Total—0

ABSENT

Bean	Casanova	Siracusa
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Total—3

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. 1447—

BY REPRESENTATIVE MURRAY

AN ACT

To amend and reenact R.S. 13:761(A), (C), and (D), relative to the Clerks' Supplemental Compensation Fund; to provide that all clerks of district courts and criminal district courts in the state shall participate in the fund; to provide which funds will be used to pay the fees in the Civil District Court for the parish of Orleans and the Criminal District Court for the parish of Orleans; and to provide for related matters.

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

June 14, 1999

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—36

NAYS

Total—0

ABSENT

Bean	Casanova	Siracusa
------	----------	----------

Total—3

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

HOUSE BILL NO. 1450—
BY REPRESENTATIVE FONTENOT
AN ACT

To amend and reenact Civil Code Articles 89 and 3520, relative to same sex marriages; to prohibit the recognition of any marriage between persons of the same sex; to provide for any such marriage contracted in another state or jurisdiction; to provide for the effect of any public act, record or judicial proceeding in another state or jurisdiction which authorizes such marriages; 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	Ellington	Lentini
Bajoie	Greene	Malone
Barham	Hainkel	Robichaux
Boissiere	Heitmeier	Romero
Branch	Hines	Schedler
Cain	Hollis	Smith
Campbell	Johnson	Tarver
Cox	Jones	Theunissen
Cravins	Jordan	Thomas
Dean	Lambert	Ullo
Dyess	Landry	

Total—32

NAYS

Total—0

ABSENT

Bean	Fields C	Siracusa
Casanova	Fields W	
Dardenne	Irons	

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. 1509—
BY REPRESENTATIVE MCMAINS
AN ACT

To amend and reenact R.S. 13:1952(4)(d), relative to courts created by special legislative act; to provide for the assignment of annexations in the city of Baton Rouge to elections sections of the City Court of Baton Rouge; to remove the termination date on the authority to provide for such assignments; and to provide for related matters.

Motion

Senator C. Fields moved to return the bill to the Involuntary Calendar.

Senator Dardenne objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fields W	Robichaux
Boissiere	Irons	Romero
Campbell	Johnson	Tarver
Cox	Jones	
Fields C	Landry	

Total—13

NAYS

Barham	Ellington	Lentini
Branch	Greene	Malone
Cain	Hainkel	Schedler
Casanova	Heitmeier	Smith
Cravins	Hines	Theunissen
Dardenne	Hollis	Thomas
Dean	Jordan	Ullo
Dyess	Lambert	

Total—23

ABSENT

Mr. President	Bean	Siracusa
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Total—3

The Chair declared the Senate refused to return the bill to the Involuntary Calendar.

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	Lentini
Barham	Ellington	Malone
Branch	Greene	Romero
Cain	Hainkel	Schedler
Casanova	Heitmeier	Smith
Cox	Hines	Tarver
Cravins	Hollis	Theunissen
Dardenne	Jordan	Thomas

Dean	Lambert	Ullo
Total—27	NAYS	
Bajoie	Fields W	Jones
Boissiere	Irons	Landry
Fields C	Johnson	Robichaux
Total—9	ABSENT	
Bean	Campbell	Siracusa
Total—3		

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. 1536—
BY REPRESENTATIVE BOWLER
AN ACT

To enact R.S. 9:4802(G)(3) and R.S. 38:2242(F), relative to privileges and liens; to provide for privileges and liens of sellers under the Private Works Act and materialmen doing work with a public entity; 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	Ellington	Landry
Bajoie	Fields C	Lentini
Barham	Fields W	Malone
Boissiere	Greene	Robichaux
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Smith
Casanova	Hollis	Tarver
Cox	Irons	Theunissen
Cravins	Johnson	Thomas
Dardenne	Jones	Ullo
Dean	Jordan	
Dyess	Lambert	
Total—37	NAYS	
Total—0	ABSENT	
Bean	Siracusa	
Total—2		

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.

Mr. President in the Chair

HOUSE BILL NO. 1664—
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. 15:569.1 and 570(D), relative to execution of death sentences; to provide for the times during which death sentences may be executed; to provide with regard to victim notification; 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	Ellington	Lambert
Bajoie	Fields C	Landry
Barham	Fields W	Lentini
Boissiere	Greene	Malone
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Smith
Cox	Hollis	Tarver
Cravins	Irons	Theunissen
Dardenne	Johnson	Thomas
Dean	Jones	Ullo
Dyess	Jordan	
Total—35	NAYS	
Total—0	ABSENT	
Bean	Robichaux	
Casanova	Siracusa	
Total—4		

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. 1798—
BY REPRESENTATIVES LANDRIEU AND PRATT
AN ACT

To amend and reenact Children's Code Article 405(C) and to enact Chapter 6 of Title IV of the Louisiana Children's Code, to be comprised of Articles 435 through 445, and Children's Code Article 603(13)(f), relative to mediation; to provide for the use of mediation in juvenile courts; to provide definitions; to provide for referral to mediation, selection and appointment of mediators, disclosure by mediators, and revocation of mediators; to provide qualifications of mediators, stay of proceedings, confidentiality, and termination of mediation; to provide for mediation agreements, judicial oversight, evaluation of mediators, and adoption of local rules; and to provide for related matters.

The bill was read by title. Senator Bajoie 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
Cain	Heitmeier	Schedler
Campbell	Hines	Smith
Casanova	Hollis	Tarver
Cox	Irons	Theunissen
Cravins	Johnson	Thomas
Dardenne	Jones	Ullo
Dean	Jordan	

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Dyess	Lambert
Total—37	NAYS
Total—0	ABSENT
Bean	Siracusa
Total—2	

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

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.

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

ROLL CALL

The roll was called with the following result:

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

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.

HOUSE BILL NO. 1889—
BY REPRESENTATIVES JETSON AND MCMAINS
AN ACT

To amend and reenact Children's Code Arts. 606(A)(1) and 610(A) and (E), relative to Child In Need Of Care proceedings; to provide relative to grounds in Child In Need of Care proceedings; to provide relative to child abuse reporting procedures; 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. 1889 by Representatives Jetson and McMains

AMENDMENT NO. 1

On page 2, line 8, between "a caretaker" and "and" insert "a person who maintains an interpersonal dating or engagement relationship with the parent or caretaker, or a person living in the same residence with the parent or caretaker as a spouse whether married or not."

On motion of Senator Dardenne, 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		
Mr. President	Ellington	Lambert
Bajoie	Fields C	Landry
Barham	Fields W	Lentini
Boissiere	Greene	Malone
Branch	Hainkel	Robichaux
Cain	Heitmeier	Romero
Campbell	Hines	Schedler
Cox	Hollis	Smith
Cravins	Irons	Tarver
Dardenne	Johnson	Theunissen
Dean	Jones	Thomas
Dyess	Jordan	Ullo
Total—36		
NAYS		
Total—0		
ABSENT		
Bean	Casanova	Siracusa
Total—3		

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.

Senator Barham in the Chair

HOUSE BILL NO. 1906—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 27:92(C)(2), relative to the expenses of the Louisiana Gaming Control Board; to provide for use of funds by the board for the expenses of regulation of gaming activities authorized by Title 27; and to provide for related matters.

Floor Amendments Sent Up

Senator Ellington sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ellington to Reengrossed House Bill No. 1906 by Representative Montgomery

AMENDMENT NO. 1

In Senate Committee Amendment No. 5 proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 8, 1999, on line 19 after "any services" delete the comma "," and insert a parentheses "(" and after "consulting" delete the remainder of the line and insert "services), crew, or staff in "; on line 20 after "with" insert

"maritime issue involved in"; on line 22 after "officer" delete the remainder of the line and insert "of the"; on line 23 after "such services," delete the remainder of the line and insert "crew, or staff, shall possess an Unlimited Master of Oceans License,."; on line 24 delete "mate, or pilot license" and insert "Unlimited Chief Engineer of Oceans License, or Unlimited Pilot License and have a minimum of one hundred miles of pilotage, such license having been"; on line 24 after "before" delete "such" and insert "the"; on line 25 after "permit" delete the remainder of the line and insert "by the division. Any person offering to provide such services, crew or staff after October 1,."; and, on line 27, after "services" insert ", crew, or staff"

On motion of Senator Ellington, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Barham	Greene	Malone
Boissiere	Heitmeier	Robichaux
Branch	Hines	Romero
Campbell	Hollis	Schedler
Cox	Irons	Tarver
Cravins	Johnson	Theunissen
Dardenne	Jones	Thomas
Dean	Landry	Ullo
Ellington	Lentini	
Total—26		

NAYS

Cain	Fields C	Jordan
Dyess	Hainkel	Smith
Total—6		

ABSENT

Mr. President	Casanova	Siracusa
Bajoie	Fields W	
Bean	Lambert	
Total—7		

The Chair declared the amended 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. 1924—

BY REPRESENTATIVE DURAND

AN ACT

To amend and reenact R.S. 33:1426 and to enact R.S. 15:708(A)(5) and F, relative to inmate labor; to authorize a sheriff to contract with the United States government to provide certain services; to authorize a sheriff to use inmate labor to work on flood gates or locks situated on a waterway within a parish; to prohibit inmate labor for private contractors; 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

Barham	Fields W	Lentini
Boissiere	Greene	Malone
Branch	Hainkel	Robichaux

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

NAYS

Total—0

ABSENT

Mr. President	Bean	Siracusa
Bajoie	Casanova	
Total—5		

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.

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.

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	Hines	Robichaux
Cain	Johnson	Romero
Casanova	Jones	Smith
Cravins	Jordan	Tarver
Dyess	Landry	Theunissen
Greene	Lentini	Thomas
Hainkel	Malone	Ullo
Total—21		

NAYS

Barham	Dardenne	Irons
Boissiere	Dean	Lambert
Branch	Fields C	Schedler
Campbell	Fields W	
Total—11		

ABSENT

Bajoie	Ellington	Siracusa
Bean	Heitmeier	
Cox	Hollis	
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.

June 14, 1999

HOUSE BILL NO. 2033—
BY REPRESENTATIVE MCDONALD
AN ACT

To amend and reenact R.S. 9:5701, relative to prescription; to provide for a thirty-year prescriptive period to apply to certain educational obligations owed to the state or its agencies; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Bean	Dean	Siracusa
Total—3		

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

HOUSE BILL NO. 2053—
BY REPRESENTATIVES DUPRE, DOWNER, AND GAUTREAU
AN ACT

To enact R.S. 13:1909, relative to city courts; to authorize courts to establish a judicial building fund; to provide for a service charge on civil filings; to provide for a service charge in criminal matters; to specify uses of the special account; to specify control over the special account; to require approval by local ordinance; 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

Bajoie	Fields C	Landry
Barham	Fields W	Lentini
Boissiere	Greene	Malone
Cain	Hainkel	Robichaux
Campbell	Heitmeier	Romero
Casanova	Hines	Schedler
Cox	Hollis	Smith
Cravins	Irons	Tarver
Dardenne	Johnson	Theunissen
Dean	Jones	Thomas

Dyess	Jordan	Ullo
Ellington	Lambert	
Total—35		

NAYS

Total—0

ABSENT

Mr. President	Branch
Bean	Siracusa
Total—4	

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.

HOUSE BILL NO. 2063—
BY REPRESENTATIVE MITCHELL
AN ACT

To enact R.S. 15:1403.1, relative to criminal street gangs; to create the crime of solicitation of membership of a criminal street gang; 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

Bajoie	Ellington	Landry
Barham	Fields C	Lentini
Boissiere	Fields W	Malone
Branch	Greene	Robichaux
Cain	Hainkel	Romero
Campbell	Heitmeier	Schedler
Casanova	Hines	Smith
Cox	Irons	Tarver
Cravins	Johnson	Theunissen
Dardenne	Jones	Thomas
Dean	Jordan	Ullo
Dyess	Lambert	
Total—35		

NAYS

Total—0

ABSENT

Mr. President	Hollis
Bean	Siracusa
Total—4	

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. 2064—
BY REPRESENTATIVE MITCHELL
AN ACT

To enact R.S. 15:1405.3, relative to release from custody of a criminal street gang member; to require the Department of Public Safety and Corrections to notify law enforcement agencies upon release from custody of a member of a criminal street gang; 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	Landry
Barham	Fields C	Lentini
Boissiere	Fields W	Malone
Branch	Greene	Robichaux
Cain	Hainkel	Romero
Campbell	Heitmeier	Schedler
Casanova	Hines	Smith
Cox	Irons	Tarver
Cravins	Johnson	Theunissen
Dardenne	Jones	Thomas
Dean	Jordan	Ullo
Dyess	Lambert	
Total—35		

NAYS

Total—0

ABSENT

Mr. President	Hollis
Bean	Siracusa
Total—4	

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. 2128—
BY REPRESENTATIVE MCCAIN
AN ACT

To amend and reenact R.S. 27:15(B)(2)(a) and to enact R.S. 27:24(F), relative to the Louisiana Gaming Control Board; to provide with respect to the authority of the Louisiana Gaming Control Board; to provide with respect to rulemaking; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Johnson	Tarver
Boissiere	Jones	Theunissen
Cravins	Malone	Thomas
Heitmeier	Robichaux	
Hines	Romero	
Total—13		

NAYS

Barham	Ellington	Jordan
Branch	Fields C	Lambert
Cain	Fields W	Landry
Casanova	Greene	Lentini
Cox	Hainkel	Schedler
Dardenne	Hollis	Smith
Dyess	Irons	
Total—20		

ABSENT

Mr. President	Campbell	Siracusa
Bean	Dean	Ullo
Total—6		

The Chair declared the bill failed to pass.

Notice of Reconsideration

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

HOUSE BILL NO. 2203—
BY REPRESENTATIVE SCALISE AND SENATOR HAINKEL
AN ACT

To amend and reenact R.S. 39:1536(A) and to enact R.S. 39:1543 (D), relative to risk management; to provide for implementation of loss prevention audits and associated premium adjustments for higher education agencies; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fields C	Landry
Barham	Fields W	Lentini
Boissiere	Greene	Malone
Branch	Hainkel	Robichaux
Cain	Heitmeier	Romero
Campbell	Hines	Schedler
Casanova	Hollis	Smith
Cox	Irons	Tarver
Cravins	Johnson	Theunissen
Dardenne	Jones	Thomas
Dyess	Jordan	Ullo
Ellington	Lambert	
Total—35		

NAYS

Total—0

ABSENT

Mr. President	Dean
Bean	Siracusa
Total—4	

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. 2255—
BY REPRESENTATIVES KENNARD AND THOMPSON
AN ACT

To enact R.S. 11:592 and 1307(B), relative to commissioned members of the Louisiana Department of Wildlife and Fisheries law enforcement division and state police officers; to allow certain retiring members of the Louisiana Department of Wildlife and Fisheries law enforcement division to purchase their firearm; to allow retiring state police officers to purchase their firearm from the office of state police; to provide for a valuation of the firearms; to provide for length of service requirements; and to provide for related matters.

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

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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
Cain	Heitmeier	Schedler
Campbell	Hines	Smith
Casanova	Hollis	Tarver
Cox	Irons	Theunissen
Cravins	Johnson	Thomas
Dardenne	Jones	Ullo
Dean	Jordan	
Dyess	Lambert	
Total—37		

NAYS

Total—0

ABSENT

Bean	Siracusa
Total—2	

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

HOUSE BILL NO. 2265 (Substitute for House Bill No. 180 by Representative Wiggins)—
BY REPRESENTATIVE WIGGINS
AN ACT

To enact Chapter 8 of Title 27 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 27:401, to provide for the development and implementation of a program for educating students in public and nonpublic elementary and secondary schools about the potential problems associated with gaming and gambling; and to provide for related matters.

Floor Amendments Sent Up

Senator Ellington sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ellington to Engrossed House Bill No. 2265 by Representative Wiggins

AMENDMENT NO. 1

On page 1, at the end of line 4, delete "and" and on line 5, delete "nonpublic"

AMENDMENT NO. 2

On page 1, line 16, after "public" delete "and nonpublic"

On motion of Senator Ellington, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Bean	Siracusa
Total—2	

The Chair declared the amended 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. 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.

Floor Amendments Sent Up

Senator Dardenne sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Reengrossed House Bill No. 2266 by Representative Marionneaux

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "enact R.S. 13:996.36.1," insert "amend and reenact R.S. 15:146(B)(1)(a) and to" and after "judicial" and before "funds" delete "expense"

AMENDMENT NO. 2

On page 1, line 3, after "costs" and before the semicolon ";" insert "for judicial expense funds" and after the semicolon ";" and before "and" insert "to provide for the maximum costs which may be imposed for judicial district indigent offender funds;"

AMENDMENT NO. 3

On page 2, after line 13, insert the following:

"Section 2. R.S. 15:146(B)(1)(a) is hereby amended and reenacted to read as follows:

§146. Judicial district indigent defender fund

* * *

B.(1) Every court of original criminal jurisdiction, except in the town of Jonesville, in the city of Plaquemine, and in mayors' courts in municipalities having a population of less than four thousand, shall remit the following special costs to the district indigent defender fund for the following violations, under state statute as well as under parish or municipal ordinance. The following costs shall be assessed in cases in which a defendant is convicted after a trial, a plea of guilty or nolo contendere, or after

forfeiting bond, and shall be in addition to all other fines, costs, or forfeitures imposed:

(a) Not less than the sum of seventeen dollars and fifty cents for each offense, except a parking violation. Upon recommendation of the district board and by a majority vote of the judges of the courts of original jurisdiction within the district, this sum may be increased to not more than thirty-three dollars. Notwithstanding the provisions of this Section, the City Court of Port Allen shall not impose an amount in excess of twelve dollars for each offense, except a parking violation.

* * *

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, Branch, Cain, Campbell, Casanova, Cox, Cravins, Dardenne, Dyess, Ellington, Total-33; Fields C, Fields W, Greene, Hainkel, Heitmeier, Hines, Hollis, Irons, Johnson, Jones, Jordan; Lambert, Landry, Lentini, Robichaux, Romero, Schedler, Smith, Tarver, Theunissen, Thomas, Ullo.

NAYS

Malone Total-1

ABSENT

Table with 3 columns: Mr. President, Bean, Total-5; Boissiere, Dean; Siracusa.

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. 2268 (Substitute for House Bill No. 1458 by Representative Hebert)

BY REPRESENTATIVE HEBERT

AN ACT

To enact R.S. 22:230.3, relative to health insurance; to provide relative to billing insureds, enrollees, or subscribers for certain balances for medical care not paid or covered by health benefits; and to provide for related matters.

Floor Amendments Sent Up

Senator Cravins sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cravins to Engrossed House Bill No. 2268 by Representative Hebert

AMENDMENT NO. 1

On page 1, line 2, after "To" insert "amend and reenact R.S. 22:228.7(A) and to"

AMENDMENT NO. 2

On page 1, line 2, after "insurance;" insert "to require the State Employees Group Benefits program to provide coverage for certain anesthesia and hospital charges for dental procedures;"

AMENDMENT NO. 3

On page 1, line 7, after "Section 1." insert "R.S. 22:228.7(A) is hereby amended and reenacted and"

AMENDMENT NO. 4

On page 1, between lines 7 and 8, insert the following:

"§228.7. Coverage for dental procedures; anesthesia and hospitalization

A. Every hospital, health, or medical expense insurance policy, hospital or medical service contract, employee welfare benefit plan, health and accident insurance policy, or any policy of group, family group, blanket or franchise health and accident insurance, a self-insurance plan, health maintenance organization, State Employees Group Benefits Program, and preferred provider organization, which is delivered or issued for delivery in this state shall provide benefits for anesthesia when rendered in a hospital setting and for associated hospital charges when the mental or physical condition of the insured requires dental treatment to be rendered in a hospital setting.

* * *

On motion of Senator Cravins, the amendments were adopted.

The bill was read by title. Senator Romero 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, Boissiere, Branch, Cain, Campbell, Casanova, Cox, Cravins, Dardenne, Dyess, Ellington, Total-34; Fields C, Fields W, Greene, Hainkel, Heitmeier, Hines, Hollis, Irons, Johnson, Jones, Jordan, Lambert; Landry, Lentini, Malone, Robichaux, Romero, Schedler, Smith, Tarver, Theunissen, Ullo.

NAYS

Total-0

ABSENT

Table with 3 columns: Mr. President, Bean, Total-5; Dean, Siracusa; Thomas.

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

HOUSE BILL NO. 2269 (Substitute for House Bill No. 2019 by Representative Donelon)

BY REPRESENTATIVE DONELON

AN ACT

To enact R.S. 22:1078(F), relative to domestic insurers; to provide for exemption from fees; and to provide for related matters.

June 14, 1999

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

Table with 3 columns of names: Bajoie, Barham, Boissiere, Branch, Cain, Campbell, Casanova, Cox, Cravins, Dardenne, Dyess, Ellington, Total-34; Fields C, Fields W, Greene, Hainkel, Heitmeier, Hines, Hollis, Irons, Johnson, Jones, Jordan, Lambert; Landry, Lentini, Robichaux, Romero, Schedler, Smith, Tarver, Theunissen, Thomas, Ullo.

NAYS

Total-0

ABSENT

Table with 3 columns: Mr. President, Bean, Total-5; Dean, Malone; Siracusa.

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.

Mr. President in the Chair

HOUSE BILL NO. 2272 (Substitute for House Bill No. 535 by Representative Copelin) BY REPRESENTATIVE COPELIN

AN ACT

To amend and reenact R.S. 43:202(B), relative to the publication of judicial advertisements and legal notices in New Orleans; to provide relative to the journal in which such advertisements and notices may be published; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Bajoie, Barham, Boissiere, Branch, Cain, Campbell, Casanova, Cox, Cravins, Dardenne, Dyess, Ellington, Total-34; Fields C, Fields W, Greene, Heitmeier, Hines, Hollis, Irons, Johnson, Jones, Jordan, Lambert, Landry; Lentini, Malone, Robichaux, Romero, Schedler, Smith, Tarver, Theunissen, Thomas, Ullo.

NAYS

Total-0

ABSENT

Table with 3 columns: Mr. President, Bean, Total-5; Dean, Hainkel; Siracusa.

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

Rules Suspended

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

Introduction of Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 158-

BY SENATOR ULLO

A CONCURRENT RESOLUTION

To create and provide with respect to a joint legislative committee to study and make recommendations with respect to certain aspects of Medicaid and uncompensated care expenditures.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Bajoie, Barham, Boissiere, Branch, Cain, Campbell, Casanova, Cox, Cravins, Dardenne, Dean, Total-36; Dyess, Ellington, Fields C, Fields W, Greene, Hainkel, Heitmeier, Hollis, Irons, Johnson, Jones, Jordan; Lambert, Landry, Lentini, Malone, Robichaux, Romero, Schedler, Smith, Tarver, Theunissen, Thomas, Ullo.

NAYS

Total-0

ABSENT

Table with 3 columns: Bean, Total-3; Hines; Siracusa.

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

SENATE CONCURRENT RESOLUTION NO. 159-

BY SENATOR DARDENNE

A CONCURRENT RESOLUTION

To provide for legislative approval of the formula developed by the State Board of Elementary and Secondary Education and adopted by the board on June 10, 1999, to determine the cost of a minimum

foundation program of education in all public elementary and secondary schools as well as to equitably allocate the funds to parish and city school systems.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Jordan
Total—1

ABSENT

Bean
Total—2

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

JUDICIARY B

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

June 14, 1999

To the President and Members of the Senate:

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

HOUSE CONCURRENT RESOLUTION NO. 300—
BY REPRESENTATIVE QUEZAIRE
A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections to study the number of criminal offenders who are committed to the custody of that department for violations of the terms of parole or probation and to suggest possible alternatives to returning those criminal offenders to prison.

Reported favorably.

HOUSE BILL NO. 336—
BY REPRESENTATIVE TOOMY AND SENATOR LENTINI
AN ACT

To amend and reenact R.S. 13:717(D), (E), and (F), and 718(G), to enact R.S. 13:717(G) and (H), relative to commissioners for the Twenty-fourth Judicial District Court; to provide for the powers of the commissioners hearing criminal matters; to provide for written reports of the commissioner's findings; to repeal the termination date of the office of commissioner; to provide for service of orders; to provide for notice; to provide for filing of exceptions and objections; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 434—
BY REPRESENTATIVE GREEN
AN ACT

To enact R.S. 14:67.16 and to repeal R.S. 27:100 and 264, relative to gaming; to repeal provisions of law with respect to cheating contained in the Louisiana Gaming Control Law; to create the crime of cheating and swindling; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 854—
BY REPRESENTATIVE HEBERT
AN ACT

To amend and reenact R.S. 15:831(B)(2), relative to health care for prisoners in facilities operated by the Department of Public Safety and Corrections; to authorize the department to adopt rules requiring copayments from prisoners for medical and dental treatment received from public hospitals operated by the health care services division of the Louisiana State University Medical Center; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1036—
BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact Section 1(C) and to enact Section 1(E), (F), (G), and (H), all of Act No. 888 of the 1990 Regular Session of the Louisiana Legislature, as amended by Act No. 817 of the 1993 Regular Session of the Louisiana Legislature, relative to the Indian Gaming Commission; to authorize the governor to approve and sign Indian gaming compacts with federally recognized Indian tribes for a period of fifteen years under certain circumstances; to provide for requirements; to provide limitations upon those compacts; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1362—
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. 40:1485.4(2)(introductory paragraph) and (c) and to enact R.S. 40:1485.4(2)(f), relative to the powers and duties of the division of charitable gaming control, office of state police; to increase the fee for a charitable gaming license; to establish a noncommercial lessor's license fee; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1471—
BY REPRESENTATIVES SHAW AND BRUCE
AN ACT

To enact R.S. 13:1000.2 and 1909, relative to the court-appointed special advocacy program in certain parishes; to provide that costs assessed in certain criminal matters are transmitted directly to the sheriff instead of the clerk of court; to specify that such costs are

to be used to support the court-appointed special advocate programs in the district; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1473—
BY REPRESENTATIVE HOPKINS
AN ACT

To enact R.S. 15:1186(F), relative to prison litigation; to prohibit a prisoner from filing a lawsuit in forma pauperis if the prisoner has previously filed a frivolous lawsuit; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1647—
BY REPRESENTATIVE BARTON
AN ACT

To enact R.S. 27:24(E), relative to the rulemaking authority of the Louisiana Gaming Control Board; to provide that certain regulatory actions must be done pursuant to rule; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1674—
BY REPRESENTATIVE DONELON
AN ACT

To enact R.S. 22:658.1(E), relative to failure to satisfy a claim under a criminal bond contract; to require commercial sureties to pay fines for certain hearings to show cause; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1705—
BY REPRESENTATIVE GLOVER
AN ACT

To amend and reenact Code of Criminal Procedure Article 895(L), relative to conditions of probation; to authorize the court to impose certain payments by domestic abuse offenders; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1711—
BY REPRESENTATIVE GLOVER
AN ACT

To enact R.S. 33:2338, relative to the city of Shreveport; to require all peace officers employed by the city of Shreveport to complete a specified training course each calendar year; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1888—
BY REPRESENTATIVE BARTON
AN ACT

To amend and reenact R.S. 27:24(B)(2) and to enact R.S. 27:3(8) and 27, relative to the Louisiana Gaming Control Board; to define institutional investor; to provide with respect to institutional investors and suitability requirements; to provide with respect to the collection of fines; to provide for the disposition of such fines and penalties; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1930—
BY REPRESENTATIVE LANDRIEU
AN ACT

To amend and reenact R.S. 13:121 and 122, relative to the supreme court; to remove the limitation on the number of deputy clerks that the court may appoint; to delete the restriction on the number of

deputy clerks in the salary provisions; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 2097—
BY REPRESENTATIVES HUDSON, FRUGE, AND ROMERO
AN ACT

To enact R.S. 13:996.35, relative to fees paid to sheriffs in criminal cases; to provide for an additional fee to be paid to the sheriffs in certain parishes in all convictions and bond forfeitures in criminal cases in district courts; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 2226—
BY REPRESENTATIVE MARIONNEAUX
AN ACT

To enact Chapter 8 of Title 27 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 27:401, relative to the Louisiana Gaming Control Law; to authorize raffles under one hundred dollars without requiring the issuance of a license; to define terms; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
NOBLE E. ELLINGTON
Chairman

REPORT OF COMMITTEE ON

FINANCE

Senator Hainkel, Chairman on behalf of the Committee on Finance, submitted the following report:

June 14, 1999

To the President and Members of the Senate:

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

HOUSE BILL NO. 176—
BY REPRESENTATIVES KENNARD, SCALISE, MCCALLUM, MCMAINS, PERKINS, ROMERO, TRAVIS, WINDHORST, WOOTON, AND THOMPSON
AN ACT

To amend and reenact R.S. 14:64(B) and to enact R.S. 14:64.3, relative to the crime of armed robbery; to provide for increases in criminal penalties; to provide for enhanced penalties for use of firearms in commission of the crime; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 301—
BY REPRESENTATIVE LEBLANC
AN ACT

To provide for the establishment and reestablishment of agency ancillary funds, to be specifically known as internal service funds, auxiliary funds, or enterprise funds for certain state institutions, officials, and agencies; to provide for appropriation of funds; and to regulate the administration of said funds.

Reported favorably.

HOUSE BILL NO. 900—
BY REPRESENTATIVES LEBLANC AND DOWNER AND SENATORS HAINKEL, ULLO, AND DARDENNE
AN ACT

To appropriate funds to defray the expenses of the Louisiana Judiciary, including the Supreme Court, Courts of Appeal, District Courts,

Criminal District Court of Orleans Parish, and other courts; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1547—

BY REPRESENTATIVES DOWNER, LEBLANC, LONG, ALARIO, COPELIN, GULLORY, HOPKINS, RIDDLE, STELLY, ANSARDI, BARTON, BAUDOIN, BRUCE, BRUNEAU, CARTER, CLARKSON, CRANE, CURTIS, DAMICO, DANIEL, DEVILLE, DIEZ, DOERGE, DUPRE, DURAND, FAUCHEUX, FLAVIN, FONTENOT, FRITH, FRUGE, GAUTREAU, HEBERT, HILL, HUDSON, HUNTER, ILES, JOHNS, KENNARD, KENNY, LANCASTER, MARIONNEAU, MARTINY, MCCAIN, MCCALLUM, MCDONALD, MCMAINS, MICHOT, MONTGOMERY, MORRISH, NEVERS, ODINET, PIERRE, POWELL, PRATT, QUEZAIRE, SCALISE, SCHWEGMANN, SHAW, JACK SMITH, SNEED, THOMPSON, WADDELL, WALSWORTH, WARNER, WELCH, WIGGINS, WILLARD, WINSTON, AND WOOTON AND SENATORS EWING AND HAINKEL

AN ACT

To enact Subpart E of Part II-A of Chapter 1 of Subtitle 1 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:98.1 and 98.2, and to repeal R.S. 46:977, relative to state funds; to provide for disposition of tobacco settlement proceeds; to create the TOPS Trust Fund, the Health Trust Fund, and the Louisiana Fund as special treasury funds; to provide for deposit of monies into the funds; to provide for investment and uses of monies in the funds; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 2165—

BY REPRESENTATIVE THORNHILL

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for the Fiscal Year 1998-1999 to be used to pay the legal expenses incurred by the Honorable Patricia Hedges, state district court judge, relative to her successful defense of criminal charges brought against her; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
JOHN HAINKEL
Chairman

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

Senator Ellington asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just reported by Committees.

HOUSE BILL NO. 176—

BY REPRESENTATIVES KENNARD, SCALISE, MCCALLUM, MCMAINS, PERKINS, ROMERO, TRAVIS, WINDHORST, WOOTON, AND THOMPSON

AN ACT

To amend and reenact R.S. 14:64(B) and to enact R.S. 14:64.3, relative to the crime of armed robbery; to provide for increases in criminal penalties; to provide for enhanced penalties for use of firearms in commission of the crime; and to provide for related matters.

Reported favorably by the Committee on Finance. 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. 301—

BY REPRESENTATIVE LEBLANC

AN ACT

To provide for the establishment and reestablishment of agency ancillary funds, to be specifically known as internal service funds, auxiliary funds, or enterprise funds for certain state institutions, officials, and agencies; to provide for appropriation of funds; and to regulate the administration of said funds.

Reported favorably by the Committee on Finance. 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. 336—

BY REPRESENTATIVE TOOMY AND SENATOR LENTINI

AN ACT

To amend and reenact R.S. 13:717(D), (E), and (F), and 718(G), to enact R.S. 13:717(G) and (H), relative to commissioners for the Twenty-fourth Judicial District Court; to provide for the powers of the commissioners hearing criminal matters; to provide for written reports of the commissioner's findings; to repeal the termination date of the office of commissioner; to provide for service of orders; to provide for notice; to provide for filing of exceptions and objections; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. 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. 434—

BY REPRESENTATIVE GREEN

AN ACT

To enact R.S. 14:67.16 and to repeal R.S. 27:100 and 264, relative to gaming; to repeal provisions of law with respect to cheating contained in the Louisiana Gaming Control Law; to create the crime of cheating and swindling; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. 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. 854—

BY REPRESENTATIVE HEBERT

AN ACT

To amend and reenact R.S. 15:831(B)(2), relative to health care for prisoners in facilities operated by the Department of Public Safety and Corrections; to authorize the department to adopt rules requiring copayments from prisoners for medical and dental treatment received from public hospitals operated by the health care services division of the Louisiana State University Medical Center; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. 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. 900—

BY REPRESENTATIVES LEBLANC AND DOWNER AND SENATORS HAINKEL, ULLO, AND DARDENNE

AN ACT

To appropriate funds to defray the expenses of the Louisiana Judiciary, including the Supreme Court, Courts of Appeal, District Courts, Criminal District Court of Orleans Parish, and other courts; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 900 by Representative LeBlanc

AMENDMENT NO. 1

On page 5, between lines 9 and 10 insert the following:

"Payable out of Federal Funds for the expenses associated with the operation of the Families in Need of Services Program (FINS) \$1,600,000"

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

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

HOUSE BILL NO. 1036—
BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact Section 1(C) and to enact Section 1(E), (F), (G), and (H), all of Act No. 888 of the 1990 Regular Session of the Louisiana Legislature, as amended by Act No. 817 of the 1993 Regular Session of the Louisiana Legislature, relative to the Indian Gaming Commission; to authorize the governor to approve and sign Indian gaming compacts with federally recognized Indian tribes for a period of fifteen years under certain circumstances; to provide for requirements; to provide limitations upon those compacts; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 1036 by Representative Jack D. Smith

AMENDMENT NO. 1
On page 2, delete line 22 and insert "the Indian tribe:"

AMENDMENT NO. 2
On page 2, on line 23, delete "That the Indian tribe" and change "maintain" to "Maintains"

AMENDMENT NO. 3
On page 3, line 1, delete "That the Indian tribe" and change "maintain" to "Maintains"

AMENDMENT NO. 4
On page 3, line 5, delete "That the Indian tribe" and change "maintain" to "Maintains"

AMENDMENT NO. 5
On page 3, line 7, delete "That the Indian tribe" and change "maintain" to "Maintains"

AMENDMENT NO. 6
On page 3, line 9, delete "That the Indian tribe" and change "does" to "Does"

AMENDMENT NO. 7
On page 3, delete line 25 and insert "by the Senate Committee on Judiciary B and the House Committee on the Administration of Criminal Justice by a majority vote of each committee."

AMENDMENT NO. 8
On page 4, delete lines 1 through 4

On motion of Senator Ellington, 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. 1362—
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. 40:1485.4(2)(introductory paragraph) and (c) and to enact R.S. 40:1485.4(2)(f), relative to the powers and duties of the division of charitable gaming control, office of state police; to increase the fee for a charitable gaming license; to establish a noncommercial lessor's license fee; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 1362 by Representative Windhorst

AMENDMENT NO. 1
On page 1, line 2, change "40:1485.4" to "4:705"

AMENDMENT NO. 2
On page 1, line 3, change "40:1485.4" to "4:705" and after "(f)" insert ", to Chapter 11 of Title 4 as enacted by House Bill No. 1365 of the 1999 Regular Session of the Legislature,"

AMENDMENT NO. 3
On page 1, line 8, change "40:1485.4" to "4:705" and after "(c)" insert "as enacted by House Bill No. 1365 of the 1999 Regular Session of the Legislature,"

AMENDMENT NO. 4
On page 1, line 9, change "40:1485.4" to "4:705" and after "enacted" insert ", to add such provision to Chapter 11 of Title 4 as enacted by House Bill No. 1365 of the 1999 Regular Session of the Legislature,"

AMENDMENT NO. 5
On page 1, line 11, change "1485.4. Division" to "705. Office"

AMENDMENT NO. 6
On page 1, line 12, change "division" to "office"

On motion of Senator Ellington, 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. 1471—
BY REPRESENTATIVES SHAW AND BRUCE
AN ACT

To enact R.S. 13:1000.2 and 1909, relative to the court-appointed special advocacy program in certain parishes; to provide that costs assessed in certain criminal matters are transmitted directly to the sheriff instead of the clerk of court; to specify that such costs are to be used to support the court-appointed special advocate programs in the district; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. 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. 1473—
BY REPRESENTATIVE HOPKINS
AN ACT

To enact R.S. 15:1186(F), relative to prison litigation; to prohibit a prisoner from filing a lawsuit in forma pauperis if the prisoner has previously filed a frivolous lawsuit; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Engrossed House Bill No. 1473 by Representative Hopkins

AMENDMENT NO. 1
On page 1, line 2, change "prohibit" to "limit the number of times"

AMENDMENT NO. 2
On page 1, line 3, change "from filing" to "may file"

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AMENDMENT NO. 3

On page 1, line 9, after "E," delete the remainder of the line and delete lines 10 through 12, and insert the following:

"If a prisoner has at least three dismissals as described in R.S. 15:1187 but the prisoner does not yet have three dismissals that are final under that Section and, further, if the prisoner is disqualified from proceeding as a pauper either in federal court by operation of 28 USC §1915(g) or in the courts of another state by operation of a similar law of that state, then the court on its own motion may, or on motion of a party shall, stay all proceedings in any other prisoner suit or appeal in which the prisoner is proceeding as a pauper until such time as the dismissals become final. This Subsection shall not apply if the court finds that the prisoner is in imminent danger of serious physical injury."

On motion of Senator Ellington, 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. 1547—

BY REPRESENTATIVES DOWNER, LEBLANC, LONG, ALARIO, COPELIN, GULLORY, HOPKINS, RIDDLE, STELLY, ANSARDI, BARTON, BAUDOIN, BRUCE, BRUNEAU, CARTER, CLARKSON, CRANE, CURTIS, DAMICO, DANIEL, DEVILLE, DIEZ, DOERGE, DUPRE, DURAND, FAUCHEUX, FLAVIN, FONTENOT, FRITH, FRUGE, GAUTREUX, HEBERT, HILL, HUDSON, HUNTER, ILES, JOHNS, KENNARD, KENNY, LANCASTER, MARIONNEAUX, MARTINY, MCCAIN, MCCALLUM, MCDONALD, MCMAINS, MICHOT, MONTGOMERY, MORRISH, NEVERS, ODINET, PIERRE, POWELL, PRATT, QUEZAIRE, SCALISE, SCHWEGMANN, SHAW, JACK SMITH, SNEED, THOMPSON, WADDELL, WALSWORTH, WARNER, WELCH, WIGGINS, WILLARD, WINSTON, AND WOOTON AND SENATORS EWING AND HAINKEL

AN ACT

To enact Subpart E of Part II-A of Chapter 1 of Subtitle 1 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:98.1 and 98.2, and to repeal R.S. 46:977, relative to state funds; to provide for disposition of tobacco settlement proceeds; to create the TOPS Trust Fund, the Health Trust Fund, and the Louisiana Fund as special treasury funds; to provide for deposit of monies into the funds; to provide for investment and uses of monies in the funds; and to provide for related matters.

Reported favorably by the Committee on Finance. 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. 1647—

BY REPRESENTATIVE BARTON

AN ACT

To enact R.S. 27:24(E), relative to the rulemaking authority of the Louisiana Gaming Control Board; to provide that certain regulatory actions must be done pursuant to rule; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 1647 by Representative Barton

AMENDMENT NO. 1

On page 1, line 3, after ";", to delete the remainder of the line and delete line 4, and insert "prohibit the board from authorizing phantom or simulated riverboat cruises; and to provide for related matters."

AMENDMENT NO. 2

On page 1, delete lines 9 through 17, and insert the following:

"E. The board shall not adopt any rule which would provide an alternative means of satisfying the provisions of R.S. 27:65(B)(1)(a) or R.S. 27:65(B)(2) which would prohibit the

conducting of gaming upon a riverboat while it is docked and defines the duration of riverboat cruises. The adoption of a rule which would allow phantom or simulated cruises, or any similar activity, is specifically prohibited.

Section 2. This Act shall become effective on July 1, 1999; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 1999, or on the day following such approval by the legislature, whichever is later."

On motion of Senator Ellington, 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. 1674—

BY REPRESENTATIVE DONELON

AN ACT

To enact R.S. 22:658.1(E), relative to failure to satisfy a claim under a criminal bond contract; to require commercial sureties to pay fines for certain hearings to show cause; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. 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. 1705—

BY REPRESENTATIVE GLOVER

AN ACT

To amend and reenact Code of Criminal Procedure Article 895(L), relative to conditions of probation; to authorize the court to impose certain payments by domestic abuse offenders; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. 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. 1711—

BY REPRESENTATIVE GLOVER

AN ACT

To enact R.S. 33:2338, relative to the city of Shreveport; to require all peace officers employed by the city of Shreveport to complete a specified training course each calendar year; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. 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. 1888—

BY REPRESENTATIVE BARTON

AN ACT

To amend and reenact R.S. 27:24(B)(2) and to enact R.S. 27:3(8) and 27, relative to the Louisiana Gaming Control Board; to define institutional investor; to provide with respect to institutional investors and suitability requirements; to provide with respect to the collection of fines; to provide for the disposition of such fines and penalties; and to provide for related matters.

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

HOUSE BILL NO. 1930—

BY REPRESENTATIVE LANDRIEU

AN ACT

To amend and reenact R.S. 13:121 and 122, relative to the supreme court; to remove the limitation on the number of deputy clerks that the court may appoint; to delete the restriction on the number of deputy clerks in the salary provisions; and to provide for related matters.

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Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Engrossed House Bill No. 1930 by Representative Landrieu

AMENDMENT NO. 1

On 1, line 3, change "remove the limitation on" to "increase"

AMENDMENT NO. 2

On page 1, line 10, after "and two" insert "five"

AMENDMENT NO. 3

On page 1, line 14, after "and two" insert "five"

AMENDMENT NO. 4

On page 1, line 16, after "court" insert ", subject to appropriation of funds for such purpose"

On motion of Senator Ellington, 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. 2097—

BY REPRESENTATIVES HUDSON, FRUGE, AND ROMERO AN ACT

To enact R.S. 13:996.35, relative to fees paid to sheriffs in criminal cases; to provide for an additional fee to be paid to the sheriffs in certain parishes in all convictions and bond forfeitures in criminal cases in district courts; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. 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. 2165—

BY REPRESENTATIVE THORNHILL AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for the Fiscal Year 1998-1999 to be used to pay the legal expenses incurred by the Honorable Patricia Hedges, state district court judge, relative to her successful defense of criminal charges brought against her; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 2165 by Representative Thornhill

AMENDMENT NO. 1

On page 1, line 8, between "Section 1." and "sum" delete "The" and insert "Subject to a determination of reasonableness and substantiation of the legal expenses by the attorney general, an amount not to exceed the"

On motion of Senator Hainkel, 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. 2226—

BY REPRESENTATIVE MARIONNEAUX AN ACT

To enact Chapter 8 of Title 27 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 27:401, relative to the Louisiana Gaming Control Law; to authorize raffles under one hundred dollars without requiring the issuance of a license; to define terms; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 2226 by Representative Marionneaux

AMENDMENT NO. 1

On 1, line 13, change "eighteen" to "twenty-one"

On motion of Senator Ellington, 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.

Rules Suspended

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

House Bills and Joint Resolutions 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. 36—

BY REPRESENTATIVES HUDSON AND JOHNS AN ACT

To amend and reenact R.S. 32:388(A), (E), and (F)(1), relative to oversize and overweight vehicles; to provide for penalties for failure to stop at stationary weight enforcement scales; to provide for certain exceptions; to provide relative to the disbursement of payments for various penalties; 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: Mr. President, Ellington, Landry, Bajoie, Fields C, Lentini, Barham, Fields W, Malone, Boissiere, Greene, Robichaux, Branch, Hainkel, Romero, Cain, Heitmeier, Schedler, Campbell, Hines, Smith, Casanova, Hollis, Tarver, Cox, Irons, Theunissen, Cravins, Johnson, Thomas, Dardenne, Jones, Uilo, Dean, Jordan, Dyess, Lambert

Total—37

NAYS

Total—0

ABSENT

Table with 2 columns: Bean, Siracusa, Total—2

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. 47—
BY REPRESENTATIVE WRIGHT

AN ACT

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

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

Total—36

NAYS

Total—0

ABSENT

Bean	Hollis	Siracusa
------	--------	----------

Total—3

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. 68—
BY REPRESENTATIVE SALTER

AN ACT

To amend and reenact R.S. 33:4873(2) and to repeal R.S. 33:4873(3), relative to local government spending on advertising; to increase the maximum amount which some local governing authorities may spend for such purposes; and to provide for related matters.

Floor Amendments Sent Up

Senator Barham sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Barham to Engrossed House Bill No. 68 by Representative Salter

AMENDMENT NO. 1

On page 1, line 2, after "33:4873(2)" insert "and R.S. 43:147(B), (C), and (D)."

AMENDMENT NO. 2

On page 1, line 5 after "purposes;" insert "to provide for maximum rates charged for publication of legal minutes in official journals;"

AMENDMENT NO. 3

On page 1, between lines 16 and 17 insert the following:

"* * *

Section 2. R.S. 43:147(B), (C), and (D) are hereby amended and reenacted to read as follows:

§147. Compensation for printing

* * *

B. When the publication of proceedings is not done by contract providing for a lesser amount, the cost of advertisement in all parishes which do not contain a city of over one hundred thousand population shall not exceed the rate of five six dollars per square of one hundred dollars or a fraction thereof. When the insertion contains material to be set in tabular form, the tabulated matter shall be computed on the basis of the number of words of straight matter which would occupy identical space.

C. The agate line shall be the unit of basis of measurement and charges for all official proceedings published in parishes containing a city of more than one hundred thousand, but less than three hundred thousand population. When the publication of the proceedings is not done by contract providing for a lesser amount, the printing shall be let at not over ~~twenty-eight~~ thirty-three cents per agate line of space occupied by each insertion.

D. The agate line shall be the unit or basis of measurement and charge for all official proceedings published in parishes containing a city of more than three hundred thousand population. When the publication of the proceedings is not done by contract providing for a lesser amount, the printing shall be let at not over ~~thirty-one~~ thirty-seven cents per agate line of space occupied by each insertion."

AMENDMENT NO. 4

On page 1, line 17, change "Section 2." to "Section 3."

Senator Barham moved adoption of the amendments.

Senator Landry objected.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—34

NAYS

Dean	Landry
------	--------

Total—2

ABSENT

Bean	Greene	Siracusa
------	--------	----------

Total—3

The Chair declared the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Bean	Branch	Siracusa
Total—3		

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Dean	Jordan
Total—2	

ABSENT

Bean	Siracusa
Total—2	

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

HOUSE BILL NO. 198—

BY REPRESENTATIVE BRUNEAU

AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Bean	Siracusa
Total—2	

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. 228—

BY REPRESENTATIVE TOOMY

AN ACT

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

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	Fields C	Landry
Bajoie	Fields W	Lentini

Barham	Greene	Malone
Boissiere	Hainkel	Robichaux
Cain	Heitmeier	Romero
Campbell	Hines	Schedler
Casanova	Hollis	Smith
Cox	Irons	Tarver
Cravins	Johnson	Theunissen
Dardenne	Jones	Thomas
Dyess	Jordan	Ullo
Ellington	Lambert	
Total—35		

NAYS

Dean
Total—1

ABSENT

Bean	Branch	Siracusa
Total—3		

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. 233—

BY REPRESENTATIVES DOWNER, BRUNEAU, LANCASTER, AND HUNTER AND SENATORS EWING, BARHAM, DARDENNE, AND HAINKEL
AN ACT

To appropriate the sum of Forty-two Million Seven Hundred Nineteen Thousand Two Hundred Eighty-six and No/100 (\$42,719,286.00) Dollars, or so much thereof as may be necessary, out of the state general fund and the sum of Three Hundred Fifty Thousand and No/100 (\$350,000.00) Dollars out of the state general fund to provide for the Legislative Auditor Ancillary Enterprise Fund, and the sum of Seven Million One Hundred Thousand and No/100 (\$7,100,000.00) Dollars out of self-generated funds, to defray the expenses of the Louisiana Legislature, including the expenses of the House of Representatives and the Senate, of legislative service agencies, and of the Louisiana State Law Institute; and otherwise to provide with respect to the appropriations and allocations herein made.

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. 233 by Representative Downer

AMENDMENT NO. 1

On page 1, delete lines 2 and 3 and insert the following:

"To appropriate the sum of Forty-two Million Eight Hundred Five Thousand Two Hundred Eighty-six and No/100 (\$42,805,286.00)"

AMENDMENT NO. 2

On page 1, delete lines 15 and 16 and insert the following:

"Section 1.A. The sum of forty-two Million Eight Hundred Five thousand two Hundred Eighty-six and No/100 (\$42,805,286.00) Dollars, or"

AMENDMENT NO. 3

On page 8, delete lines 9 and 10 and insert the following:

"Section 5.A. The sum of Nine Hundred Thirty-one Thousand Four Hundred Sixty-eight and No/100 (\$931,468.00) Dollars is hereby allocated out"

AMENDMENT NO. 4

On page 8, line 15, after "Year." insert the following:

"Of the total appropriation provided for in this Subsection, eighty-six Thousand and No/100 (\$86,000) shall be used to fund the Artificial Intelligence Project."

On motion of Senator Dardenne, 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

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

NAYS

Dean
Total—1

ABSENT

Bean	Lambert
Dyess	Siracusa
Total—4	

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.

HOUSE BILL NO. 265—

BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 39:80, relative to fiscal reporting; to provide for preparation of a narrative report on the annual financial position of the state; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Bajoie	Fields C	Robichaux
Barham	Fields W	Romero
Boissiere	Heitmeier	Schedler
Cain	Hines	Smith
Campbell	Hollis	Tarver
Cox	Irons	Theunissen
Cravins	Johnson	Thomas
Dardenne	Jones	
Dyess	Landry	

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Total—28	NAYS	
Casanova	Greene	Malone
Dean	Hainkel	
Total—5	ABSENT	
Bean	Jordan	Siracusa
Branch	Lambert	Ullo
Total—6		

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

HOUSE BILL NO. 270—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 14:32(C), relative to the crime of negligent homicide; to provide for increased penalties; 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		
Boissiere	Heitmeier	Lentini
Branch	Hines	Malone
Cain	Hollis	Tarver
Cravins	Johnson	Ullo
Dyess	Landry	
Total—14		
NAYS		
Mr. President	Ellington	Lambert
Bajoie	Fields C	Robichaux
Barham	Fields W	Romero
Campbell	Greene	Schedler
Casanova	Hainkel	Smith
Cox	Irons	Theunissen
Dardenne	Jones	Thomas
Dean	Jordan	
Total—23		
ABSENT		
Bean	Siracusa	
Total—2		

The Chair declared the bill failed to pass.

Notice of Reconsideration

Senator Irons, 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, she would move to reconsider the vote by which the bill failed to pass.

Personal Privilege

Senator Ullo asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on House Bill No. 270. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

HOUSE BILL NO. 369—
BY REPRESENTATIVE HOLDEN
AN ACT

To amend and reenact R.S. 26:78(A), relative to alcoholic beverage permits; to require the office of alcohol and tobacco control, upon the written request of an applicant for a permit, to obtain a certification from the Department of Revenue concerning the applicant's liability for delinquent sales taxes; and to provide for related matters.

Floor Amendments Sent Up

Senator Barham sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Barham to Engrossed House Bill No. 369 by Representative Holden

AMENDMENT NO. 1

On page 1, line 2, between "26:78(A)" and the comma "," insert "and 933(A)(1)(g)" and change "beverage" to "beverages" and delete "permits"

AMENDMENT NO. 2

On page 1, line 6, between "taxes;" and "and" insert "to provide that for the responsible vendor program, the administrative committee member named by the Highway Safety Council be replaced with one named by the Highway Safety Commission;"

AMENDMENT NO. 3

On page 1, line 8, change "is" to "and 933(A)(1)(g) are"

AMENDMENT NO. 4

On page 3, after line 4, insert the following:

"§933. Establishment of responsible vendor program
A.(1) The program administrator shall be a committee of nine persons, one of whom shall be appointed by the commissioner or his designee. Of the other eight, each of the following groups or associations shall select one person, subject to approval by the commissioner:

- * * *
- (g) Highway Safety ~~Council~~ Commission.
- * * *

Senator Barham moved adoption of the amendments.

Senator W. Fields objected.

ROLL CALL

The roll was called with the following result:

YEAS		
Mr. President	Ellington	Malone
Bajoie	Greene	Robichaux
Barham	Hainkel	Romero
Boissiere	Heitmeier	Schedler
Cain	Hines	Smith
Campbell	Hollis	Tarver
Casanova	Irons	Theunissen
Cox	Johnson	Thomas
Dardenne	Jones	Ullo
Dean	Jordan	
Dyess	Lambert	
Total—31		
NAYS		
Branch	Fields W	Lentini

Fields C
Total—5

Landry
ABSENT

Bean
Total—3

Cravins
Siracusa

The Chair declared 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

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

NAYS

Total—0

ABSENT

Bean
Total—2

Siracusa

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. 438—
BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 23:1221(1)(d) and 1333, relative to workers' compensation; to provide relative to the cessation of an award of benefits based on temporary total disability; to delete the provision limiting the award of such benefits to a maximum of six months under certain conditions; to provide for acceleration of payments and to provide for related matters.

The bill was read by title. Senator Jones 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
Cain	Heitmeier	Smith
Campbell	Hines	Tarver
Casanova	Hollis	Theunissen

Cox	Irons	Thomas
Cravins	Johnson	Ullo
Dardenne	Jones	
Dean	Jordan	
Total—34		

NAYS

Total—0

ABSENT

Bean	Lambert	Siracusa
Dyess	Schedler	
Total—5		

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

HOUSE BILL NO. 460—
BY REPRESENTATIVE LEBLANC AND SENATOR HAINKEL
AN ACT

To enact R.S. 49:191(12) and to repeal R.S. 49:191(10)(e), relative to the Department of the Treasury, including provisions to provide for the re-creation of the Department of the Treasury 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 Hainkel 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
Boissiere	Greene	Malone
Branch	Hainkel	Robichaux
Campbell	Heitmeier	Romero
Casanova	Hines	Schedler
Cox	Hollis	Smith
Cravins	Irons	Theunissen
Dardenne	Johnson	Thomas
Dean	Jones	Ullo
Dyess	Jordan	
Total—35		

NAYS

Total—0

ABSENT

Bean	Siracusa
Cain	Tarver
Total—4	

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. 465—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To enact R.S. 14:40.2(E), relative to the crime of stalking; to provide for certain written notices of convictions; and to provide for related matters.

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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

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

NAYS

Total—0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists names like Bean, Siracusa, Tarver.

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. 511— BY REPRESENTATIVE JOHN SMITH AN ACT

To enact Part IX of Chapter 10 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:2320, relative to surplus property; to provide for the donation or exchange of movable surplus property between or among political subdivisions whose functions include public safety; 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

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

NAYS

Total—0

ABSENT

Table with 2 columns: Name, Total. Lists names like Bean, Siracusa.

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. 538— BY REPRESENTATIVE FAUCHEUX AN ACT

To enact R.S. 49:214.42, relative to coastal resources; to provide relative to mitigation of coastal wetlands losses; to create a Coastal Mitigation Account in the Wetlands Conservation and Restoration Fund and provide for the deposit of certain monies into the account and the uses of monies in such account; 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

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

NAYS

Table with 2 columns: Name, Total. Lists names like Dean.

ABSENT

Table with 2 columns: Name, Total. Lists names like Bajoie, Siracusa, Theunissen.

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.

Senator Casanova in the Chair

HOUSE BILL NO. 567— BY REPRESENTATIVE THOMPSON AN ACT

To amend and reenact R.S. 49:327(C)(1)(a), relative to investment of state funds; to provide for investment of funds not on deposit with the state treasury in certain financial institutions; and to provide for related matters.

The bill was read by title. Senator Jones 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
Boissiere	Fields W	Lentini
Branch	Greene	Malone
Cain	Hainkel	Robichaux
Campbell	Heitmeier	Romero
Casanova	Hines	Schedler
Cox	Hollis	Smith
Cravins	Irons	Tarver
Dardenne	Johnson	Thomas
Dean	Jones	Ullo
Total—36		

NAYS

Total—0

ABSENT

Bean	Siracusa	Theunissen
Total—3		

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

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.

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	Lentini
Boissiere	Fields W	Malone
Branch	Greene	Robichaux
Cain	Hainkel	Romero
Campbell	Heitmeier	Schedler
Casanova	Hines	Smith
Cox	Hollis	Tarver
Cravins	Irons	Theunissen
Dardenne	Johnson	Thomas
Dean	Jones	Ullo
Total—36		

NAYS

Landry
Total—1

ABSENT

Bean
Total—2

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.

HOUSE BILL NO. 617—
BY REPRESENTATIVES MURRAY (BY REQUEST), HEATON, AND WILLARD

A JOINT RESOLUTION

Proposing to amend Article VII, Section 21(H) of the Constitution of Louisiana, relative to ad valorem property tax exemptions; to authorize the State Board of Commerce and Industry to enter into tax exemption contracts, with a property owner proposing expansion, restoration, improvement, or redevelopment of an existing residential structure that is at least forty years old, certified as a blighted property located in Orleans Parish by the New Orleans Redevelopment Authority; to provide conditions for termination of such contracts; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Floor Amendments Sent Up

Senator Johnson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Johnson to Reengrossed House Bill No. 617 by Representatives Murray, Heaton, and Willard

AMENDMENT NO. 1

On page 1, line 6, after "structure", insert "or structures"

AMENDMENT NO. 2

On page 1, line 8, after "Parish" delete the rest of the line and insert "; to"

AMENDMENT NO. 3

On page 3, at the end of line 2, delete "by the New" and delete line 3 in its entirety and insert the following:

"in the manner provided for in Act No. 155 of the 1984 Regular Session, as amended, the right for a term"

AMENDMENT NO. 4

On page 4, line 1, after "property" delete the rest of the line and insert "as provided by law"

AMENDMENT NO. 5

On page 4, at the beginning of line 2, delete "Authority,"

On motion of Senator Johnson, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields C	Landry
Bajoie	Fields W	Lentini
Barham	Greene	Malone
Boissiere	Hainkel	Robichaux
Branch	Heitmeier	Romero
Cain	Hines	Schedler
Campbell	Hollis	Smith
Casanova	Irons	Tarver
Cox	Johnson	Theunissen
Dardenne	Jones	Thomas

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Dyess
Ellington
Total—35

Jordan
Lambert

NAYS

Dean
Total—1

ABSENT

Bean
Total—3

Cravins
Siracusa

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

HOUSE BILL NO. 635—
BY REPRESENTATIVES WESTON, LONG, AND THOMPSON
AN ACT

To enact R.S. 41:1605.1, relative to the archaeological resources of the state; to create the Archaeological Curation Fund in the state treasury; to provide for the deposit of certain monies into the fund; to provide for the use of monies in the fund; 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	Ellington	Lambert
Bajoie	Fields C	Landry
Barham	Fields W	Lentini
Boissiere	Greene	Malone
Branch	Hainkel	Robichaux
Cain	Heitmeier	Romero
Campbell	Hines	Schedler
Casanova	Hollis	Smith
Cox	Irons	Theunissen
Cravins	Johnson	Thomas
Dardenne	Jones	Ullo
Dyess	Jordan	
Total—35		

NAYS

Dean
Total—1

ABSENT

Bean
Total—3

Siracusa
Tarver

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. 663—
BY REPRESENTATIVE LEBLANC
A JOINT RESOLUTION

Proposing to amend Article III, Section 16(A), Article IV, Section 5(G)(2), Article VII, Sections 10(B) and (C)(1), 10.1(C)(1), 10.4(A)(1), 10.5(C), 11(A) and (C), and 27(B), Article VIII, Sections 7.1(D) and 13(B), and Article X, Sections 13(A) and 51 of the Constitution of Louisiana and to repeal Act No. 1489 of the 1997 Regular Session of the Legislature, to remove limitations that exist on multiyear budgets; to provide for submission of the

proposed amendment to the electors; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Bean
Total—2

Siracusa

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. 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.

Floor Amendments Sent Up

Senator Lambert sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lambert to Reengrossed House Bill No. 665 by Representative Bruneau

AMENDMENT NO. 1

On page 9, line 14, change "July 1, 2000." to "July 1, 1999."

On motion of Senator Lambert, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Casanova	Dean
Total—2	

ABSENT

Bean	Siracusa
Total—2	

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

HOUSE BILL NO. 694—
BY REPRESENTATIVES DEWITT AND WIGGINS
AN ACT

To enact R.S. 51:1420, relative to unfair trade practices and consumer protection; to prohibit deceptive trade practices through the use of listings in telephone directories or other directory databases; to limit the liability of providers of directories; to provide for violations; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Branch	
Total—1	

ABSENT

Bean	Lambert
Dyess	Siracusa

Total—4

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

HOUSE BILL NO. 743—
BY REPRESENTATIVE CRANE
AN ACT

To amend and reenact Code of Criminal Procedure Article 930.8(A)(introductory paragraph) and (3), relative to the time limit for filing applications for post-conviction relief; to require the filing of those applications within one year after the judgment of conviction and sentence has become final; to provide with respect to certain applications for post-conviction relief filed on or before October 1, 2000; and to provide for related matters.

Motion

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

Senator Lentini objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Cravins	Jones
Boissiere	Fields C	Jordan
Campbell	Fields W	
Cox	Irons	
Total—10		

NAYS

Barham	Heitmeier	Robichaux
Branch	Hines	Romero
Cain	Hollis	Schedler
Casanova	Johnson	Smith
Dardenne	Lambert	Tarver
Ellington	Landry	Theunissen
Greene	Lentini	Thomas
Hainkel	Malone	Ullo
Total—24		

ABSENT

Mr. President	Dean	Siracusa
Bean	Dyess	
Total—5		

The Chair declared the Senate refused to return the bill to the Involuntary Calendar.

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	Greene	Robichaux
Barham	Hainkel	Romero
Boissiere	Heitmeier	Schedler
Branch	Hines	Smith
Campbell	Hollis	Theunissen
Casanova	Lambert	Thomas

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Dardenne Dean Ellington Total—25	Landry Lentini Malone	Ullo
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NAYS

Bajoie Cain Cox Cravins Total—11	Fields C Fields W Irons Johnson	Jones Jordan Tarver
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ABSENT

Bean Total—3	Dyess	Siracusa
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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. 810 (Duplicate of Senate Bill No. 769)—
BY REPRESENTATIVE LANCASTER AND SENATOR DARDENNE
AN ACT

To amend and reenact R.S. 18:1491.6(D) and 1495.4(D), relative to campaign finance disclosure; to require certain supplemental reports; to require certain reports in the case of deficits; to require certain reports in the case of surplus campaign funds; 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 Bajoie Barham Boissiere Branch Cain Campbell Casanova Cox Cravins Dardenne Dean Total—36	Ellington Fields C Fields W Greene Hainkel Heitmeier Hines Hollis Irons Johnson Jones Jordan	Lambert Landry Lentini Malone Robichaux Romero Schedler Smith Tarver Theunissen Thomas Ullo
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NAYS

Total—0

ABSENT

Bean Total—3	Dyess	Siracusa
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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. 839—
BY REPRESENTATIVE DURAND
AN ACT

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

to licensure; to provide for representation of the board by the attorney general; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Hainkel Total—1

ABSENT

Bean Dyess Total—4	Hollis Siracusa
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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.

HOUSE BILL NO. 844—
BY REPRESENTATIVES DURAND AND BRUCE
AN ACT

To enact R.S. 14:35.2, relative to crimes; to create the crime of simple battery of the infirm; to provide for definitions; to provide for penalties; 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 Bajoie Barham Boissiere Branch Cain Campbell Casanova Cox Cravins Dardenne Dean Total—36	Ellington Fields C Fields W Greene Hainkel Heitmeier Hines Hollis Irons Johnson Jones Jordan	Lambert Landry Lentini Malone Robichaux Romero Schedler Smith Tarver Theunissen Thomas Ullo
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NAYS

Total—0

ABSENT

Bean Dyess Siracusa
Total—3

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

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.

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

NAYS

Total—0

ABSENT

Bean Dyess Siracusa
Total—3

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.

HOUSE BILL NO. 897— BY REPRESENTATIVES FAUCHEUX AND DANIEL AN ACT

To enact R.S. 47:315.4 and 1711, relative to local sales and use tax; to authorize certain tax credits for sales and use taxes paid if there is a waiver of the homestead exemption; to provide certain terms, conditions, procedures, and requirements; and to provide for related matters.

Floor Amendments Sent Up

Senator Romero sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Romero to Engrossed House Bill No. 897 by Representative Faucheux

AMENDMENT NO. 1

On page 1, line 2, between "To" and "enact" insert "amend and reenact R.S. 47:301(10)(a)(iii) and (18)(a)(iii) and to"

AMENDMENT NO. 2

On page 1, between lines 2 and 3, insert "exclude tangible personal property which is to be leased or rented; to"

AMENDMENT NO. 3

On page 1, line 8, between "R.S." and "47:315.4" insert "47:301(10)(a)(iii) and (18)(a)(iii) are hereby amended and reenacted and"

AMENDMENT NO. 4

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

§301. Definitions

As used in this Chapter the following words, terms, and phrases have the meaning ascribed to them in this Section, unless the context clearly indicates a different meaning:

* * *

(10)(a)

* * *

(iii) "Retail sale" or "sale at retail" for purposes of sales and use taxes imposed by the state on transactions involving the sale for rental of automobiles which take place on or after January 1, 1991, and by political subdivisions on such transactions on or after July 1, 1996, and state sales and use taxes imposed on transactions involving the lease or rental of tangible personal property other than automobiles which take place on or after July 1, 1991, means a sale to a consumer or to any other person for any purpose other than for resale as tangible personal property, or for lease or rental in an arm's length transaction in the form of tangible personal property, and shall mean and include all such transactions as the secretary, upon investigation, finds to be in lieu of sales; provided that sales for resale or for lease or rental in an arm's length transaction must be made in strict compliance with the rules and regulations. Any dealer making a sale for resale or for lease or rental, which is not in strict compliance with the rules and regulations, shall himself be liable for and pay the tax. For purposes of the imposition of the tax imposed by any political subdivision of the state, for the period beginning on July 1, 1999, and ending on June 30, 2000, the term "retail sale" or "sale at retail" shall not include one-fourth of the sales price of any tangible personal property which is sold in order to be leased or rented in an arm's length transaction in the form of tangible personal property. For purposes of the imposition of the tax imposed by any political subdivision of the state, for the period beginning on July 1, 2000, and ending on June 30, 2001, the term "retail sale" or "sale at retail" shall not include one-half of the sales price of any tangible personal property which is sold in order to be leased or rented in an arm's length transaction in the form of tangible personal property. For purposes of the imposition of the tax imposed by any political subdivision of the state, for the period beginning on July 1, 2001, and ending on June 30, 2002, the term "retail sale" or "sale at retail" shall not include three-fourths of the sales price of any tangible personal property which is sold in order to be leased or rented in an arm's length transaction in the form of tangible personal property. Beginning July 1, 2002, for the purposes of imposition of the tax levied by any political subdivision of the state, the term "retail sale" or "sale at retail" shall not include the sale of any tangible personal property which is sold in order to be leased or rented in an arm's length transaction in the form of tangible personal property.

* * *

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(18)(a)

* * *

(iii) The term "use", for purposes of sales and use taxes imposed by the state on the use for rental of automobiles which take place on or after January 1, 1991, and by political subdivisions on such use on or after July 1, 1996, and state sales and use taxes imposed on the use for lease or rental of tangible personal property other than automobiles which take place on or after July 1, 1991, shall not include the purchase, the importation, the consumption, the distribution, or the storage of tangible personal property to be leased or rented in an arm's length transaction as tangible personal property. For purposes of the imposition of the tax levied by any political subdivision of the state, for the period beginning July 1, 1999, and ending on June 30, 2000, the term "use" shall not include one-fourth of the cost price of any tangible personal property which is purchased, imported, consumed, distributed, or stored and which is to be leased or rented in an arm's length transaction in the form of tangible personal property. For purposes of the imposition of the tax levied by any political subdivision of the state, for the period beginning July 1, 2000, and ending on June 30, 2001, the term "use" shall not include one-half of the cost price of any tangible personal property which is purchased, imported, consumed, distributed, or stored and which is to be leased or rented in an arm's length transaction in the form of tangible personal property. For purposes of the imposition of the tax levied by any political subdivision of the state, for the period beginning July 1, 2001, and ending on June 30, 2002, the term "use" shall not include three-fourths of the cost price of any tangible personal property which is purchased, imported, consumed, distributed, or stored and which is to be leased or rented in an arm's length transaction in the form of tangible personal property. Beginning July 1, 2002, for purposes of the imposition of the tax levied by any political subdivision of the state, the term "use" shall not include the purchase, the importation, the consumption, the distribution, or the storage of any tangible personal property which is to be leased or rented in an arm's length transaction in the form of tangible personal property.

* * *

Senator Romero moved adoption of the amendments.

Senator Jordan objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Hines Smith
Barham Hollis Tarver
Cain Irons Theunissen
Casanova Malone Thomas
Dean Robichaux Ullo
Ellington Romero
Heitmeier Schedler
Total—19

NAYS

Boissiere Dardenne Johnson
Branch Fields C Jones
Campbell Fields W Jordan
Cox Greene Landry
Cravins Hainkel Lentini
Total—15

ABSENT

Bajoie Dyess Siracusa

Bean Lambert
Total—5

The Chair declared the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Hines Schedler
Cain Hollis Smith
Casanova Irons Tarver
Cox Johnson Theunissen
Cravins Lentini Thomas
Dean Malone Ullo
Ellington Robichaux
Heitmeier Romero
Total—22

NAYS

Barham Dardenne Hainkel
Boissiere Fields C Jones
Branch Fields W Jordan
Campbell Greene Landry
Total—12

ABSENT

Bajoie Dyess Siracusa
Bean Lambert
Total—5

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

HOUSE BILL NO. 1033—
BY REPRESENTATIVE SCALISE
AN ACT

To enact R.S. 48:1001, relative to ferries; to prohibit the appropriation of state funds for operation and maintenance of the Monkey Island Ferry located in Cameron Parish; to authorize transfer of the ferry by the Department of Transportation and Development to Cameron Parish; to provide for certain conditions for the transfer; to authorize compensation to residents for their land; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—33

NAYS

Jordan Landry Theunissen
Total—3

ABSENT

Bean Dyess Siracusa
Total—3

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. 1054—
BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 18:1483(14)(b) and to enact R.S. 18:1491.9, relative to campaign finance disclosure; to provide that an out-of-state political committee file certain portions of reports to the Federal Elections Commission with the supervisory committee if any contribution is made to a Louisiana candidate; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Bean Dyess
Campbell Siracusa
Total—4

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. 1077—
BY REPRESENTATIVE DONELON
AN ACT

To enact Chapter 29 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9061, relative to neighborhood improvement districts; to authorize the governing authority of Jefferson Parish to create a special district for security purposes in the Elmwood Park Subdivision in Metairie; to provide for the creation and governance of the district as provided by the parish home rule charter; to require voter approval of any district tax; and to provide for related matters.

The bill was read by title. Senator Hollis 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
Boissiere	Greene	Malone
Branch	Hainkel	Robichaux
Cain	Heitmeier	Romero
Campbell	Hines	Schedler
Casanova	Hollis	Smith
Cox	Irons	Tarver
Cravins	Johnson	Theunissen
Dardenne	Jones	Thomas
Dean	Jordan	Ullo
Total—36		

NAYS

Total—0

ABSENT

Bean Dyess Siracusa
Total—3

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

HOUSE BILL NO. 1081—
BY REPRESENTATIVES DUPRE, FLAVIN, GAUTREAUX, 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.

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	Jordan
Barham	Fields C	Landry
Boissiere	Fields W	Robichaux
Branch	Greene	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Smith
Casanova	Hollis	Tarver
Cox	Irons	Theunissen
Cravins	Johnson	Thomas
Dardenne	Jones	Ullo
Total—30		

NAYS

Dean Hainkel Malone
Total—3

ABSENT

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Bajoie	Dyess	Lentini
Bean	Lambert	Siracusa
Total—6		

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.

HOUSE BILL NO. 1092—
BY REPRESENTATIVE MCCAIN
AN ACT

To amend and reenact R.S. 33:4569.1(A)(2) and (D)(1) and 4569.3(1), relative to the Iberville Parish Parks and Recreation District; to authorize the payment of per diem to the citizen members of the board of commissioners; to provide relative to board membership; to provide relative to title to property of the district; and to provide for related matters.

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	Ellington	Landry
Bajoie	Fields C	Lentini
Barham	Fields W	Malone
Boissiere	Greene	Robichaux
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Smith
Casanova	Hollis	Tarver
Cox	Irons	Theunissen
Cravins	Johnson	Thomas
Dardenne	Jones	Ullo
Dean	Jordan	
Total—35		

NAYS

Total—0

ABSENT

Bean	Lambert
Dyess	Siracusa
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.

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.

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	Fields C	Lentini
Bajoie	Fields W	Malone

Barham	Greene	Robichaux
Boissiere	Hainkel	Romero
Branch	Heitmeier	Schedler
Cain	Hines	Smith
Casanova	Hollis	Tarver
Cox	Irons	Theunissen
Cravins	Johnson	Thomas
Dardenne	Jones	Ullo
Dean	Jordan	
Ellington	Landry	
Total—34		

NAYS

Total—0

ABSENT

Bean	Dyess	Siracusa
Campbell	Lambert	
Total—5		

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. 1177—
BY REPRESENTATIVE HUNTER
AN ACT

To enact R.S. 33:2711.11.1, relative to municipal sales and use taxes; to authorize the governing body of the city of Monroe to levy and collect an additional sales and use tax, subject to voter approval; and to provide for related matters.

The bill was read by title. Senator Jones 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
Cain	Heitmeier	Schedler
Campbell	Hines	Smith
Casanova	Hollis	Tarver
Cox	Irons	Theunissen
Cravins	Johnson	Thomas
Dardenne	Jones	Ullo
Dean	Jordan	
Total—35		

NAYS

Total—0

ABSENT

Bean	Lambert
Dyess	Siracusa
Total—4	

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

HOUSE BILL NO. 1178—

BY REPRESENTATIVES MCDONALD AND WALSWORTH
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Hainkel
Total—1

ABSENT

Bean	Lambert
Dyess	Siracusa
Total—4	

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.

Rules Suspended

Senator Jordan asked for a suspension of the rules for the purpose of recalling House Bill No. 2035 from the committee on Finance.

Senator Hainkel objected.

ROLL CALL

The roll was called with the following result:

YEAS

Barham	Fields C	Malone
Boissiere	Fields W	Robichaux
Branch	Hines	Romero
Cain	Irons	Theunissen
Campbell	Jordan	Thomas
Cox	Landry	
Cravins	Lentini	
Total—19		

NAYS

Bajoie	Greene	Smith
Casanova	Hainkel	Tarver
Dean	Hollis	Ullo
Ellington	Jones	
Total—11		

ABSENT

Mr. President	Dyess	Lambert
Bean	Heitmeier	Schedler
Dardenne	Johnson	Siracusa
Total—9		

The Chair declared the Senate refused to suspend the rules.

Rules Suspended

Senator Barham asked for and obtained a suspension of the rules for the purpose of recalling House Bill No. 1888 from the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 1888—

BY REPRESENTATIVE BARTON
AN ACT

To amend and reenact R.S. 27:24(B)(2) and to enact R.S. 27:3(8) and 27, relative to the Louisiana Gaming Control Board; to define institutional investor; to provide with respect to institutional investors and suitability requirements; to provide with respect to the collection of fines; to provide for the disposition of such fines and penalties; 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.

Rules Suspended

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

**Introduction of Resolutions,
Senate and Concurrent**

Senator Hainkel 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. 58—

BY SENATOR COX

A RESOLUTION

To commend the achievements of the Delta School of Business and Technology and Gary Holt and Janette Hamilton.

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

SENATE RESOLUTION NO. 59—

BY SENATOR SMITH

A RESOLUTION

To urge and request the Department of Social Services, support enforcement services, to use available measures to collect child support from persons who derive income from self-employment.

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

SENATE CONCURRENT RESOLUTION NO. 160—

BY SENATOR HINES

A CONCURRENT RESOLUTION

June 14, 1999

To urge and request the Louisiana State Board of Medical Examiners to study whether the use of chelation therapy for the treatment or prevention of cardiovascular and other diseases and medical conditions for which it is not indicated by express approval of the United States Food and Drug Administration presents a danger to the public health, safety, and welfare.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing yeas for various senators including Bajoi, Barham, Boissiere, Branch, Cain, Campbell, Casanova, Cox, Cravins, Dardenne, Dean, Ellington, Fields C, Fields W, Greene, Hainkel, Heitmeier, Hines, Hollis, Irons, Johnson, Jones, Jordan, Landry, Lentini, Malone, Robichaux, Romero, Smith, Tarver, Theunissen, Thomas, and Ullo.

NAYS

Total—0

ABSENT

Table listing absent senators: Mr. President, Bean, Dyess, Lambert, Schedler, and Siracusa.

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

SENATE CONCURRENT RESOLUTION NO. 161— BY SENATORS COX AND CAIN AND REPRESENTATIVE HILL A CONCURRENT RESOLUTION

To commend Starks Business and Civic Association, the Starks Volunteer Fire Department, the Starks Historical Society, the Starks Lions Club, the Starks VFW Post Number 4759, Willard and Evelyn White, James Ray Franks, James and Lillian Karr, Earl Stark, Sandy Treme, and Wayne Stanley for their efforts in developing and establishing the Mayhaw Festival.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing yeas for various senators including Mr. President, Bajoi, Barham, Boissiere, Branch, Cain, Campbell, Casanova, Cox, Cravins, Dardenne, Dean, Ellington, Fields C, Fields W, Greene, Hainkel, Heitmeier, Hines, Hollis, Irons, Johnson, Jones, Jordan, Landry, Lentini, Malone, Robichaux, Romero, Schedler, Smith, Tarver, Theunissen, Thomas, and Ullo.

Total—35

NAYS

Total—0

ABSENT

Table listing absent senators: Bean, Dyess, Lambert, and Siracusa.

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

SENATE CONCURRENT RESOLUTION NO. 162— BY SENATORS HAINKEL AND EWING AND REPRESENTATIVES DOWNER AND BRUNEAU A CONCURRENT RESOLUTION

To create and provide for a special commission to study the selection of judges for Louisiana courts and to report study findings and recommendations, including proposed legislation, to the legislature and the governor, and otherwise to provide for such study.

The resolution was read by title; lies over under the rules.

Reports of Committees

The following reports of committees were received and read:

SUPPLEMENTAL-SUPPLEMENTAL REPORT OF COMMITTEE ON FINANCE

Senator Hainkel, Chairman on behalf of the Committee on Finance, submitted the following report:

June 14, 1999

To the President and Members of the Senate:

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

HOUSE BILL NO. 2— BY REPRESENTATIVES ALARIO, LEBLANC, DOWNER, AND THOMPSON AND SENATORS BARHAM AND HAINKEL AN ACT

To provide with respect to the capital outlay budget and the capital outlay program for state government, state institutions, and other public entities; to provide for the designation of projects and improvements; to provide for the financing thereof making appropriations from certain sources; and to provide for related matters.

Reported with amendments.

Respectfully submitted, JOHN HAINKEL Chairman

REPORT OF COMMITTEE ON JUDICIARY C

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

June 14, 1999

To the President and Members of the Senate:

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

HOUSE CONCURRENT RESOLUTION NO. 278—

BY REPRESENTATIVE CLARKSON
A CONCURRENT RESOLUTION

To the House Committee on Administration of Criminal Justice and the Senate Committee on Judiciary C to study the feasibility of protecting rape victims by limiting access to the identity of the victim, and to report study findings and recommendations to the legislature prior to the convening of the 2000 Regular Session.

Reported favorably.

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.

Reported with amendments.

HOUSE BILL NO. 1485—

BY REPRESENTATIVES TOOMY, DUPRE, MARIONNEAUX, MCCAIN, AND ROMERO
AN ACT

To enact R.S. 14:34.8, 34.9, 34.10, and 34.11, relative to domestic violence; to create the crimes of simple domestic battery, second degree domestic battery, and aggravated domestic battery; to provide definitions; to provide for penalties; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 2177—

BY REPRESENTATIVES QUEZAIRE, CRANE, AND KENNARD
AN ACT

To amend and reenact R.S. 14:34.4, relative to the crime of battery of school athletic contest officials; to include recreation athletic officials; to provide for definitions; to provide for penalties; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 2228—

BY REPRESENTATIVE WESTON
AN ACT

To amend and reenact R.S. 14:73.1(5) and (8) through (11) and to enact R.S. 14:73.1(12) and 73.6, relative to computer-related crime; to provide for the commission of computer fraud; to expand the definition of that crime to include certain acts involving unsolicited bulk electronic mail; to provide for penalties; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
J. LOMAX JORDAN, JR.
Chairman

**SUPPLEMENTAL REPORT OF COMMITTEE ON
FINANCE**

Senator Hainkel, Chairman on behalf of the Committee on Finance, submitted the following report:

June 14, 1999

To the President and Members of the Senate:

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

HOUSE BILL NO. 2027—

BY REPRESENTATIVE LEBLANC
AN ACT

To appropriate funds from certain sources to be allocated to designated agencies and designated purposes in specific amounts for the purpose of making supplemental appropriations for the funding of said agencies and purposes during the 1998-1999 Fiscal Year; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
JOHN HAINKEL
Chairman

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

Senator Jordan asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just reported by Committees.

HOUSE BILL NO. 2—

BY REPRESENTATIVES ALARIO, LEBLANC, DOWNER, AND THOMPSON
AND SENATORS BARHAM AND HAINKEL
AN ACT

To provide with respect to the capital outlay budget and the capital outlay program for state government, state institutions, and other public entities; to provide for the designation of projects and improvements; to provide for the financing thereof making appropriations from certain sources; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Re-engrossed House Bill No. 2 by Representative Alario

AMENDMENT NO. 1

In Senate Committee Amendment No. 162 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 7, 1999, on page 30, between lines 3 and 4, insert the following:

"Payable out of the State General Fund
from Tobacco Settlement Revenues \$200,000"

AMENDMENT NO. 2

In Senate Committee Amendment No. 162 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 7, 1999, on page 30, delete line 40, and insert the following:

"Total \$4,396,127"

AMENDMENT NO. 3

On page 13, delete lines 40 through 46, and insert the following:

"Parking Garage Renovation,
Planning and Construction
(East Baton Rouge)
Payable from the balance of the State General
Fund (Direct) previously allocated in Act 79
of 1997 for South Louisiana Technical College
HVAC Equipment Replacement and Construction;
and Act 479 of 1997 for Thibodaux Area Vo-Tech
to Replace Air Conditioning/Heating System,

June 14, 1999

Planning and Construction; and Act 28 of 1997 for Twin Parish Port Commission for Mooring Pier Repairs, Planning and Construction; and Act 28 of 1997 for Washington Parish for Renovation to the Old Jail in Franklinton; and Act 28 of 1997 for Iberia Parish for Hubertville Road (LA 85) Widening from LA Hwy 182 to U.S. Hwy 90; and Act 28 of 1997 for Slidell Campus of UNO-Acquisition of Leased Campus for UNO; and Act 28 of 1997 for Northeast Economic Development District for Lake Providence Economic Development Convention Center, Completion of Building, Roof and Renovation of Interior Planning; and Act 45 of 1996 and Act 479 of 1997 for Serenity 67 for Building Acquisition, Renovation and Planning for Program Facility

Payable from General Obligation Bonds	\$806,943
Priority 2	\$340,000
Priority 5	<u>\$3,740,000</u>
Total	<u>\$4,886,943"</u>

AMENDMENT NO. 4
On page 14, delete lines 3 and 4 in their entirety, and insert the following:

"Payable out of the State General Fund from Tobacco Settlement Revenues \$3,000,000"

AMENDMENT NO. 5
On page 14, delete lines 37 and 38 in their entirety, and insert the following:

"Payable out of the State General Fund from Tobacco Settlement Revenues \$54,541
Payable from FY 97-98 State General Fund Surplus \$245,459"

AMENDMENT NO. 6
On page 15, delete lines 13 through 15 in their entirety, and insert the following:

"Payable from FY 97-98 State General Fund Surplus \$1,500,000
Total \$5,000,000"

AMENDMENT NO. 7
On page 17, line 40, delete "\$6,500,000" and insert "\$4,500,000"

AMENDMENT NO. 8
On page 18, delete line 43 in its entirety, and insert the following:

"Fund Surplus \$660,830
Payable out of the State General Fund from revenue received from the Louisiana Public Facilities Authority associated with an arbitrage refund provided that such revenue is incorporated into the Official Forecast for FY 99-00 by the Revenue Estimating Conference \$4,339,170
Total \$5,000,000"

AMENDMENT NO. 9
On page 18, line 44, delete the word "appropriation" and insert the word "appropriations"

AMENDMENT NO. 10
On page 19, line 22, delete "4,100,000" and insert "4,000,000"

AMENDMENT NO. 11
On page 26, delete lines 31 through 38, and insert the following:

"(89) Hickory Avenue (LA 3154) Plan Redesign, Right of Way, Utilities,

Drainage and Construction (Jefferson)
Payable out of the State General Fund (Direct) \$200,000
Payable from General Obligation Bonds
Priority 2 \$1,550,000
Priority 5 \$7,750,000
Total \$9,500,000"

AMENDMENT NO. 12
On page 27, delete lines 43 through 47 in their entirety.

AMENDMENT NO. 13
On page 31, between lines 29 and 30, insert the following:

"() Terrebonne Forced Drainage Project 1-1A
Planning and Construction (Terrebonne)
Payable out of the State General Fund (Direct) \$150,000"

AMENDMENT NO. 14
On page 41, delete lines 1 through 5, and insert the following:

"(198) State Police Driver Training Facility and Training Academy, Relocation, Planning, Construction, Renovation, and Land Acquisition (East Baton Rouge Parish)
Payable from Fees and Self-Generated Revenues \$5,525,000"

AMENDMENT NO. 15
On page 45, delete lines 28 through 36, and insert the following:

(358) Atchafalaya Basin Protection and Enhancement (\$18,000,000 Federal and \$1,500,000 Local/Other Match) (Assumption, Iberville, Pointe Coupee St. Landry, St. Martin, St. Mary)
Payable out of the State General Fund from Tobacco Settlement Revenues \$300,000
Payable from General Obligation Bonds
Priority 2 \$3,530,000
Priority 5 \$15,000,000
Total \$18,830,000"

AMENDMENT NO. 16
On page 46, line 22, delete "1,350,000" and insert "1,000,000"

AMENDMENT NO. 17
On page 47, between lines 16 and 17, insert the following:

"**19/316 W.O. MOSS REGIONAL MEDICAL CENTER**
Land Acquisition
Payable from Fees and Self-Generated Revenues \$300,000"

AMENDMENT NO. 18
On page 52, after line 38, insert the following:

"() Student Union Building, Planning and Construction (Caddo)
Payable from Fees and Self-Generated Revenues \$420,000"

AMENDMENT NO. 19
On page 54, line 19, delete "1,000,000" and insert "500,000"

AMENDMENT NO. 20
On page 65, delete lines 7 and 8, and insert the following:

"Payable out of the State General Fund (Direct) \$200,000

Payable out of the State General Fund from Tobacco Settlement Revenues \$1,300,000
Total \$1,500,000"

AMENDMENT NO. 21

On page 65, delete lines 12 and 13 in their entirety, and insert the following:

"Payable out of the State General Fund from Tobacco Settlement Revenues \$2,000,000"

AMENDMENT NO. 22

On page 65, between lines 13 and 14, insert the following:

" Technical College Equipment Acquisitions (Statewide) Payable out of the State General Fund (Direct) \$1,000,000"

AMENDMENT NO. 23

On page 65, delete lines 21 and 22, and insert the following:

"Payable out of the State General Fund (Direct) \$400,000
Payable out of the State General Fund from revenues generated by the Land-based Casino \$12,000,000"

AMENDMENT NO. 24

On page 66, delete lines 39 and 40, and insert the following:

"Payable out of the State General Fund from Tobacco Settlement Revenues \$14,037,250"

AMENDMENT NO. 25

On page 67, delete line 16, and insert the following:

" Priority 2 \$350,000
Payable from the Balance of Life Fund Cash previously allocated in Act 744 of 1985 for Desire-Florida Counseling Center Reroofing / Renovations / Repairs \$50,000
Total \$400,000"

AMENDMENT NO. 26

On page 68, delete lines 21 and 22, and insert the following:

"Payable out of the State General Fund from revenues generated by the Land-based Casino \$8,000,000"

AMENDMENT NO. 27

On page 68, delete line 25, and insert the following:

"Parish Road Program"

AMENDMENT NO. 28

On page 68, between lines 25 and 26, insert the following:

"21/806 LOUISIANA PROPERTY ASSISTANCE AGENCY

Consolidates Facilities, Planning and Construction (Statewide) Payable from Fees and Self-Generated Revenues \$1,123,350

21/860 MUNICIPAL FACILITY REVOLVING LOAN

(1333) DEQ Municipal Facilities Revolving Loan Program for Wastewater Treatment Plan (Statewide) Payable out of the State General Fund from Tobacco Settlement Revenues \$3,000,000

Provided, however, that the appropriation herein shall be deposited into the Municipal Facilities Revolving Loan Fund, and is hereby appropriated out of the Fund for the Municipal Facilities Revolving Loan program.

21/860 DEPARTMENT OF ENVIRONMENTAL QUALITY MUNICIPAL FACILITIES REVOLVING LOAN PROGRAM

(1334) Safe Drinking Water Revolving Loan Fund to Provide Loans for Water Systems, Planning, Construction and Rehabilitation (Statewide) Payable out of the State General Fund from Tobacco Settlement Revenues \$2,000,000"

AMENDMENT NO. 29

On page 73, between lines 19 and 20, insert the following:

"Payable out of the State General Fund (Direct) \$52,800"

AMENDMENT NO. 30

On page 73, delete line 32, and insert the following:

"Payable out of the State General Fund (Direct) \$90,000
Payable from General Obligation Bonds Priority 1 \$3,850,000
Total \$3,940,000

Provided, however, that the \$90,000 from FY 97-98 State General Fund Surplus be used to finish the parking lot and for the acquisition of equipment and supplies."

AMENDMENT NO. 31

On page 74, delete lines 34 through 40 in their entirety.

AMENDMENT NO. 32

On page 75, delete lines 6 through 13 in their entirety.

AMENDMENT NO. 33

On page 76, between lines 14 and 15, insert the following:

"50/J19 EAST FELICIANA

() Republic of West Florida Historical Association, Inc. Acquisition of Buildings (DeSoto) Payable out of the State General Fund (Direct) \$100,000"

AMENDMENT NO. 34

On page 76, delete lines 16 through 20 in their entirety.

AMENDMENT NO. 35

On page 77, delete lines 21 and 22, and insert the following:

"Payable out of the State General Fund (Direct) \$1,300,000"

AMENDMENT NO. 36

On page 78, line 28, delete "550,000" and insert "275,000"

AMENDMENT NO. 37

On page 78, after line 46, insert the following:

"() West Bank Civic Center Planning and Construction (Jefferson) Payable out of the State General Fund (Direct) \$75,000"

AMENDMENT NO. 38

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On page 80, delete lines 15 through 20 in their entirety.

AMENDMENT NO. 39

On page 82, delete lines 35 and 36, and insert the following:

"Payable out of the State General Fund (Direct) \$100,000"

AMENDMENT NO. 40

On page 84, between lines 28 and 29, insert the following:

"(681) Development of the Old Tensas Rosenwald High School Site, Restoration of Gym into Civic-Recreation and Heritage Culture Center, Outdoor Recreation, and Renovation of Classroom Buildings to House Various Social and Community Service Agencies and Activities, Planning and Construction (Tensas) Payable out of the State General Fund (Direct) \$50,000"

AMENDMENT NO. 41

On page 85, delete lines 8 through 24 in their entirety.

AMENDMENT NO. 42

On page 86, between lines 8 and 9, insert the following:

"50/M06 AMITE

(1001) Bay Street Sewer Replacement Planning and Construction (\$25,000 Local Match) (Tangipahoa) Payable out of the State General Fund (Direct) \$130,000"

AMENDMENT NO. 43

On page 87, after line 47, insert the following:

"50/M58 CROWLEY

(700) Historic Building Renovation and Restoration for Cultural and Historical Museum, Planning and Construction (\$375,000 Local Match) (Acadia) Payable out of the State General Fund (Direct) \$100,000"

AMENDMENT NO. 44

On page 88, delete lines 2 through 6 in their entirety.

AMENDMENT NO. 45

On page 89, delete lines 1 through 6 in their entirety.

AMENDMENT NO. 46

On page 89, delete lines 18 through 23 in their entirety.

AMENDMENT NO. 47

On page 89, between lines 37 and 38, insert the following:

"50/MB9 HAMMOND

(710) North Oaks Street Widening, Planning, and Construction (\$130,000 Local Match) (Tangipahoa) Payable out of the State General Fund from Tobacco Settlement Revenues \$480,000"

AMENDMENT NO. 48

On page 90, delete lines 35 through 43 in their entirety.

AMENDMENT NO. 49

On page 91, between lines 28 and 29, insert the following:

"50/MH8 MANDEVILLE

(724) Mandeville Trace Tunnel, U.S. 190 (\$100,000 Local Match) (St. Tammany) Payable out of the State General Fund (Direct) \$495,000"

AMENDMENT NO. 50

On page 92, delete lines 2 through 8, and insert the following:

"(727) Calypso Street Extension U.S. 165 Business Interchange with Interstate 20, Land Acquisition, Planning and Construction (Ouachita) Payable out of the State General Fund from Tobacco Settlement Revenues \$250,000 Payable from General Obligation Bonds Priority 2 \$500,000 Total \$750,000"

AMENDMENT NO. 51

On page 96, delete lines 18 through 26 in their entirety.

AMENDMENT NO. 52

On page 99, delete lines 8 through 13 in their entirety.

AMENDMENT NO. 53

On page 99, delete lines 22 through 26 in their entirety.

AMENDMENT NO. 54

On page 100, between lines 12 and 13, insert the following:

"() Sala Avenue Restoration, Building, Renovation, Planning and Construction (Jefferson) Payable out of the State General Fund (Direct) \$300,000"

AMENDMENT NO. 55

On page 105, delete lines 38 through 44 in their entirety.

AMENDMENT NO. 56

On page 108, after line 47, insert the following:

"50-ND2 COMMUNITY RECEIVING HOME, INC.

(1255) Renaissance Secure Juvenile Detention Facility Expansion, Planning and Construction (Rapides) Payable out of the State General Fund (Direct) previously allocated in Act 29 of 1998 for Community Recovery Home for Renaissance emergency Shelter, Planning and Construction \$150,000"

On motion of Senator Hainkel, 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. 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.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 421 by Representative Hopkins

AMENDMENT NO. 1

On page 1, between "R.S. 14:30(B)" and the period "." insert "in the performance of his official duties"

On motion of Senator Jordan, 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. 1485—

BY REPRESENTATIVES TOOMY, DUPRE, MARIONNEAUX, MCCAIN, AND ROMERO

AN ACT

To enact R.S. 14:34.8, 34.9, 34.10, and 34.11, relative to domestic violence; to create the crimes of simple domestic battery, second degree domestic battery, and aggravated domestic battery; to provide definitions; to provide for penalties; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 1485 by Representative Toomy

AMENDMENT NO. 1

On page 1, line 11, between the first "person" and the comma "," insert ", provided the act upon the former spouse occurred within one year after termination of the marriage"

AMENDMENT NO. 2

On page 1, delete line 12, one line 13, delete "relationship with, or" and between "or" and "has" insert "within six months prior to the act,"

AMENDMENT NO. 3

On page 1, line 14, delete "Dual arrest shall be" and delete lines 15 through 17

AMENDMENT NO. 4

On page 2, line 6, change "fifteen days" to "forty-eight hours"

AMENDMENT NO. 5

On page 2, line 11, delete "serve fifteen days in jail and"

AMENDMENT NO. 6

On page 2, line 23, page 4, line 8, page 5, line 18, page 7, line 24, page 9, line 17, change "shall" to "may" and between "have" and "no" insert "restricted or"

AMENDMENT NO. 7

On page 3, line 16, change "thirty" to "fifteen"

AMENDMENT NO. 8

On page 3, line 21, delete "serve thirty days in jail and"

AMENDMENT NO. 9

On page 4, line 23, delete "regardless of whether", delete line 24, and on line 25, delete "earlier conviction,"

On motion of Senator Jordan, 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. 2027—

BY REPRESENTATIVE LEBLANC

AN ACT

To appropriate funds from certain sources to be allocated to designated agencies and designated purposes in specific amounts for the purpose of making supplemental appropriations for the funding of said agencies and purposes during the 1998-1999 Fiscal Year; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 2027 by Representative LeBlanc

AMENDMENT NO. 1

On page 1, delete lines 8 through 15 in their entirety and insert in lieu thereof the following:

"Section 1. The sum of Fifty-seven Million Four Hundred Seventy-six Thousand One Hundred-sixty and 72/100 (\$57,476,160.72) Dollars is hereby appropriated out of the General Fund of the state of Louisiana, the sum of Twenty Thousand and No/100 (\$20,000.00) Dollars is hereby appropriated out of the General Fund by Statutory Deductions from the Greater New Orleans Expressway Commission Additional Cost Fund, the Sum of Five Hundred Thousand and No/100 (\$500,000.00) Dollars is hereby appropriated to the General Fund by Statutory Dedications from the Lottery Proceeds Fund, and One Thousand Three Hundred and No/100 (\$1,300.00) Dollars is hereby appropriated out of the State General Fund by Statutory Dedications out of the Vermilion Parish Enterprise Fund to be allocated"

AMENDMENT NO. 2

On page 2, between lines 14 and 15, insert the following:

"Payable out of the State General Fund (Direct) for expenses incurred by East Baton Rouge Parish during Hurricane Georges	\$299,562"
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AMENDMENT NO. 3

On page 2, at the end of line 29, delete the figure "\$2,700,000" and insert in lieu thereof the figure "\$2,200,000"

AMENDMENT NO. 4

On page 3, between lines 17 and 18, insert the following:

"20-901 SALES TAX DEDICATION Payable out of the State General Fund by Statutory Dedications out of the Vermilion Parish Enterprise Fund in accordance with R.S. 47:302.23, 322.31 and 332.11	\$1,300"
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AMENDMENT NO. 5

On page 3, after line 36, insert the following:

"Payable out of the State General Fund (Direct) to the South Lafourche Levee District for the Larose to Golden Meadow Hurricane Protection Project Feasibility Study	\$ 80,000"
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AMENDMENT NO. 6

On page 5, between lines 5 and 6, insert the following:

"Section 3. The sum of Forty-nine Million Five Hundred Fifty-six Thousand Fifty-four and 72/100 (\$49,556,054.72) Dollars is hereby appropriated out of the General Fund of the State of Louisiana to the state treasurer, to be comprised wholly of cash recognized as available

for appropriation by the Revenue Estimating Conference from the unreserved-undesignated general fund balance as identified in the 'Comprehensive Annual Financial Report for the fiscal year ended June 30, 1998' to be used exclusively for the purpose of retiring debt or defeasance of bonds in advance and in addition to the existing amortization requirements of the state. The selection of specific bonds to be retired or defeased and all other actions required to accomplish the retiring or defeasance shall be effected pursuant to a plan adopted by the State Bond Commission. Additionally, the retiring of debt or defeasance of the selected bonds shall be effected no later than June 30, 1999."

AMENDMENT NO. 7

On page 5, line 6, delete "Section 3" and insert "Section 4"

AMENDMENT NO. 8

On page 5, line 11, delete "Section 4.A" and insert "Section 5.A"

AMENDMENT NO. 9

On page 5, line 23, delete "Section 5" and insert "Section 6"

On motion of Senator Hainkel, 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. 2177—

BY REPRESENTATIVES QUEZAIRE, CRANE, AND KENNARD
AN ACT

To amend and reenact R.S. 14:34.4, relative to the crime of battery of school athletic contest officials; to include recreation athletic officials; to provide for definitions; to provide for penalties; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 2177 by Representative Quezaire

AMENDMENT NO. 1

On page 1, line 3, between "include" and "recreation" insert "elementary school and"

AMENDMENT NO. 2

On page 1, line 17, between "private" and "secondary" insert "elementary and"

AMENDMENT NO. 3

On page 2, line 8, after "B." insert "(1)"

AMENDMENT NO. 4

On page 2, line 10, after "dollars" delete the period "." and insert "and imprisoned not less than forty-eight hours nor more than six months without benefit of suspension of sentence, except as provided in Paragraph (2)."

AMENDMENT NO. 5

On page 2, after line 10, insert the following:

"(2) The court, in its discretion, may suspend the imposition of the sentence and place the offender on probation with the condition that he shall perform five days of community service work. Failure to successfully complete the community service work, as determined by the supervisor of the program to which he is assigned, may result in revocation of probation."

On motion of Senator Jordan, 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. 2228—

BY REPRESENTATIVE WESTON
AN ACT

To amend and reenact R.S. 14:73.1(5) and (8) through (11) and to enact R.S. 14:73.1(12) and 73.6, relative to computer-related crime; to provide for the commission of computer fraud; to expand the definition of that crime to include certain acts involving unsolicited bulk electronic mail; to provide for penalties; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 2228 by Representative Weston

AMENDMENT NO. 1

On page 1, lines 3 and 9, change "R.S. 14:73.1(12)" to "R.S. 14:73.1(12) and (13)"

AMENDMENT NO. 2

On page 3, between lines 5 and 6, insert the following:

"(13) "Unsolicited bulk electronic mail" means any electronic message which is developed and distributed in an effort to sell or lease consumer goods or services and is sent in the same or substantially similar form to more than one thousand recipients."

AMENDMENT NO. 3

On page 4, line 12, after "than" delete the remainder of the line and delete line 13 and insert "five thousand dollars."

On motion of Senator Jordan, 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.

**Privilege Report of the
Legislative Bureau**

June 14, 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.

HOUSE BILL NO. 2—

BY REPRESENTATIVES ALARIO, LEBLANC, DOWNER, AND THOMPSON
AND SENATORS BARHAM AND HAINKEL

AN ACT

To provide with respect to the capital outlay budget and the capital outlay program for state government, state institutions, and other public entities; to provide for the designation of projects and improvements; to provide for the financing thereof making appropriations from certain sources; 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 Bills and Joint Resolutions were read by title and passed to a third reading.

Privilege Report of the

June 14, 1999

Legislative Bureau

June 14, 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.

HOUSE BILL NO. 1888—

BY REPRESENTATIVE BARTON

AN ACT

To amend and reenact R.S. 27:24(B)(2) and to enact R.S. 27:3(8) and 27, relative to the Louisiana Gaming Control Board; to define institutional investor; to provide with respect to institutional investors and suitability requirements; to provide with respect to the collection of fines; to provide for the disposition of such fines and penalties; 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 Bills and Joint Resolutions were read by title and passed to a third reading.

**Privilege Report of the
Legislative Bureau**

June 14, 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.

HOUSE BILL NO. 176—

BY REPRESENTATIVES KENNARD, SCALISE, MCCALLUM, MCMAINS, PERKINS, ROMERO, TRAVIS, WINDHORST, WOOTON, AND THOMPSON

AN ACT

To amend and reenact R.S. 14:64(B) and to enact R.S. 14:64.3, relative to the crime of armed robbery; to provide for increases in criminal penalties; to provide for enhanced penalties for use of firearms in commission of the crime; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 301—

BY REPRESENTATIVE LEBLANC

AN ACT

To provide for the establishment and reestablishment of agency ancillary funds, to be specifically known as internal service funds, auxiliary funds, or enterprise funds for certain state institutions, officials, and agencies; to provide for appropriation of funds; and to regulate the administration of said funds.

Reported without amendments.

HOUSE BILL NO. 336—

BY REPRESENTATIVE TOOMY AND SENATOR LENTINI

AN ACT

To amend and reenact R.S. 13:717(D), (E), and (F), and 718(G), to enact R.S. 13:717(G) and (H), relative to commissioners for the

Twenty-fourth Judicial District Court; to provide for the powers of the commissioners hearing criminal matters; to provide for written reports of the commissioner's findings; to repeal the termination date of the office of commissioner; to provide for service of orders; to provide for notice; to provide for filing of exceptions and objections; and to provide for related matters.

Reported without amendments.

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.

Reported without amendments.

HOUSE BILL NO. 434—

BY REPRESENTATIVE GREEN

AN ACT

To enact R.S. 14:67.16 and to repeal R.S. 27:100 and 264, relative to gaming; to repeal provisions of law with respect to cheating contained in the Louisiana Gaming Control Law; to create the crime of cheating and swindling; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 854—

BY REPRESENTATIVE HEBERT

AN ACT

To amend and reenact R.S. 15:831(B)(2), relative to health care for prisoners in facilities operated by the Department of Public Safety and Corrections; to authorize the department to adopt rules requiring copayments from prisoners for medical and dental treatment received from public hospitals operated by the health care services division of the Louisiana State University Medical Center; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 900—

BY REPRESENTATIVES LEBLANC AND DOWNER AND SENATORS HAINKEL, ULLO, AND DARDENNE

AN ACT

To appropriate funds to defray the expenses of the Louisiana Judiciary, including the Supreme Court, Courts of Appeal, District Courts, Criminal District Court of Orleans Parish, and other courts; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 955—

BY REPRESENTATIVES MCMAINS AND JETSON

AN ACT

To amend and reenact R.S. 42:821(A)(1)(c) and 851(A)(1)(c)(i), relative to the contribution rate of the state for the State Employees Group Benefits Program; to provide for a minimum contribution by the state for health and medical coverage and life insurance coverage; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1036—

BY REPRESENTATIVE JACK SMITH

AN ACT

To amend and reenact Section 1(C) and to enact Section 1(E), (F), (G), and (H), all of Act No. 888 of the 1990 Regular Session of the Louisiana Legislature, as amended by Act No. 817 of the 1993 Regular Session of the Louisiana Legislature, relative to the Indian Gaming Commission; to authorize the governor to approve and sign Indian gaming compacts with federally recognized Indian tribes for a period of fifteen years under certain circumstances; to

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provide for requirements; to provide limitations upon those compacts; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1362—

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. 40:1485.4(2)(introductory paragraph) and (c) and to enact R.S. 40:1485.4(2)(f), relative to the powers and duties of the division of charitable gaming control, office of state police; to increase the fee for a charitable gaming license; to establish a noncommercial lessor's license fee; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1471—

BY REPRESENTATIVES SHAW AND BRUCE

AN ACT

To enact R.S. 13:1000.2 and 1909, relative to the court-appointed special advocacy program in certain parishes; to provide that costs assessed in certain criminal matters are transmitted directly to the sheriff instead of the clerk of court; to specify that such costs are to be used to support the court-appointed special advocate programs in the district; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1473—

BY REPRESENTATIVE HOPKINS

AN ACT

To enact R.S. 15:1186(F), relative to prison litigation; to prohibit a prisoner from filing a lawsuit in forma pauperis if the prisoner has previously filed a frivolous lawsuit; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1485—

BY REPRESENTATIVES TOOMY, DUPRE, MARIONNEAUX, MCCAIN, AND ROMERO

AN ACT

To enact R.S. 14:34.8, 34.9, 34.10, and 34.11, relative to domestic violence; to create the crimes of simple domestic battery, second degree domestic battery, and aggravated domestic battery; to provide definitions; to provide for penalties; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1547—

BY REPRESENTATIVES DOWNER, LEBLANC, LONG, ALARIO, COPELIN, GULLORY, HOPKINS, RIDDLE, STELLY, ANSARDI, BARTON, BAUDOIN, BRUCE, BRUNEAU, CARTER, CLARKSON, CRANE, CURTIS, DAMICO, DANIEL, DEVILLE, DIEZ, DOERGE, DUPRE, DURAND, FAUCHEUX, FLAVIN, FONTENOT, FRITH, FRUGE, GAUTREAUX, HEBERT, HILL, HUDSON, HUNTER, ILES, JOHNS, KENNARD, KENNY, LANCASTER, MARIONNEAUX, MARTINY, MCCAIN, MCCALLUM, MCDONALD, MCMAINS, MICHOT, MONTGOMERY, MORRISH, NEVERS, ODINET, PIERRE, POWELL, PRATT, QUEZAIRE, SCALISE, SCHWEGMANN, SHAW, JACK SMITH, SNEED, THOMPSON, WADDELL, WALSWORTH, WARNER, WELCH, WIGGINS, WILLARD, WINSTON, AND WOOTON AND SENATORS EWING AND HAINKEL

AN ACT

To enact Subpart E of Part II-A of Chapter 1 of Subtitle 1 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:98.1 and 98.2, and to repeal R.S. 46:977, relative to state funds; to provide for disposition of tobacco settlement proceeds; to create the TOPS Trust Fund, the Health Trust Fund, and the Louisiana Fund as special treasury funds; to provide for deposit of monies into the funds; to provide for investment and uses of monies in the funds; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1647—

BY REPRESENTATIVE BARTON

AN ACT

To enact R.S. 27:24(E), relative to the rulemaking authority of the Louisiana Gaming Control Board; to provide that certain regulatory actions must be done pursuant to rule; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1674—

BY REPRESENTATIVE DONELON

AN ACT

To enact R.S. 22:658.1(E), relative to failure to satisfy a claim under a criminal bond contract; to require commercial sureties to pay fines for certain hearings to show cause; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1705—

BY REPRESENTATIVE GLOVER

AN ACT

To amend and reenact Code of Criminal Procedure Article 895(L), relative to conditions of probation; to authorize the court to impose certain payments by domestic abuse offenders; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1711—

BY REPRESENTATIVE GLOVER

AN ACT

To enact R.S. 33:2338, relative to the city of Shreveport; to require all peace officers employed by the city of Shreveport to complete a specified training course each calendar year; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1930—

BY REPRESENTATIVE LANDRIEU

AN ACT

To amend and reenact R.S. 13:121 and 122, relative to the supreme court; to remove the limitation on the number of deputy clerks that the court may appoint; to delete the restriction on the number of deputy clerks in the salary provisions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2018—

BY REPRESENTATIVE WALSWORTH

AN ACT

To amend and reenact R.S. 22:636.1(D)(3)(a), (b), (d), and (e), relative to the cancellation of an automobile, property, casualty, or liability insurance policy; to provide for notification; to provide for return of funds; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2022—

BY REPRESENTATIVES ANSARDI, ALARIO, MCMAINS, AND MURRAY

AN ACT

To amend and reenact R.S. 22:1114(K)(2)(f) and (M)(2) and to enact R.S. 22:1113(A)(2)(a)(xx), relative to home service life insurance; to provide for licensing; to provide for marketing; to provide for requirements; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2097—
BY REPRESENTATIVES HUDSON, FRUGE, AND ROMERO
AN ACT

To enact R.S. 13:996.35, relative to fees paid to sheriffs in criminal cases; to provide for an additional fee to be paid to the sheriffs in certain parishes in all convictions and bond forfeitures in criminal cases in district courts; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2141—
BY REPRESENTATIVE MARTINY
AN ACT

To enact Part XXXIV of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1515 through 1517, relative to bail enforcement agents; to provide for regulation; to provide for licensing and fees; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2165—
BY REPRESENTATIVE THORNHILL
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for the Fiscal Year 1998-1999 to be used to pay the legal expenses incurred by the Honorable Patricia Hedges, state district court judge, relative to her successful defense of criminal charges brought against her; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2177—
BY REPRESENTATIVES QUEZAIRE, CRANE, AND KENNARD
AN ACT

To amend and reenact R.S. 14:34.4, relative to the crime of battery of school athletic contest officials; to include recreation athletic officials; to provide for definitions; to provide for penalties; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2226—
BY REPRESENTATIVE MARIONNEAUX
AN ACT

To enact Chapter 8 of Title 27 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 27:401, relative to the Louisiana Gaming Control Law; to authorize raffles under one hundred dollars without requiring the issuance of a license; to define terms; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2228—
BY REPRESENTATIVE WESTON
AN ACT

To amend and reenact R.S. 14:73.1(5) and (8) through (11) and to enact R.S. 14:73.1(12) and 73.6, relative to computer-related crime; to provide for the commission of computer fraud; to expand the definition of that crime to include certain acts involving unsolicited bulk electronic mail; to provide for penalties; 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 Bills and Joint Resolutions were read by title and passed to a third reading.

**Privilege Report of the
Legislative Bureau**

June 14, 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.

HOUSE BILL NO. 2027—
BY REPRESENTATIVE LEBLANC
AN ACT

To appropriate funds from certain sources to be allocated to designated agencies and designated purposes in specific amounts for the purpose of making supplemental appropriations for the funding of said agencies and purposes during the 1998-1999 Fiscal Year; 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 Bills and Joint Resolutions were read by title and passed to a third reading.

Rules Suspended

Senator Jordan asked for a suspension of the rules for the purpose of recalling House Bill No. 2035 from the Committee on Finance to refer it to the Legislative Bureau.

Senator Dardenne objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fields W	Malone
Barham	Hines	Robichaux
Boissiere	Irons	Romero
Cain	Johnson	Schedler
Campbell	Jones	Tarver
Casanova	Jordan	Theunissen
Cox	Landry	Thomas
Fields C	Lentini	Ullo
Total—24		

NAYS

Dardenne	Greene
Ellington	Smith
Total—4	

ABSENT

Mr. President	Dean	Hollis
Bean	Dyess	Lambert
Branch	Hainkel	Siracusa
Cravins	Heitmeier	
Total—11		

The Chair declared the rules were suspended.

June 14, 1999

HOUSE BILL NO. 2035—

BY REPRESENTATIVES WINDHORST AND LANDRIEU
AN ACT

To amend and reenact R.S. 15:150(C)(1) and 151.2(E) and to enact R.S. 15:149.1, 151.5, and 151.6, relative to legal representation of indigent defendants; to provide for such representation in certain cases; to provide for powers of the Indigent Defense Assistance Board; to provide for method of appointment of counsel; to provide for applicable time periods; and to provide for related matters.

Senator Jordan withdrew his motion to refer House Bill No. 2035 to the Legislative Bureau.

Motion to Make Special Order

Senator Hainkel asked for a suspension of the rules for the purpose of making House Bill No. 640, which is on Third Reading and Final Passage, Special Order of the Day No. 2 on Tuesday, June 15, 1999 immediately following the Morning Hour.

Motion to Make Special Order

Senator Ewing asked for a suspension of the rules for the purpose of making House Bill No. 1547, which was just advanced to a third reading and final passage, Special Order of the Day No. 3 on Tuesday, June 15, 1999 immediately following the Morning Hour.

Motion to Make Special Order

Senator Barham asked for a suspension of the rules for the purpose of making House Bill No. 2, which was just advanced to a third reading and final passage, Special Order of the Day No. 4 on Tuesday, June 15, 1999 immediately following the Morning Hour.

Motion to Make Special Order

Senator Barham asked for a suspension of the rules for the purpose of making House Bill No. 3, which is on Third Reading and Final Passage Subject to Call, Special Order of the Day No. 5 on Tuesday, June 15, 1999 immediately following the Morning Hour.

Motion to Make Special Order

Senator Dardenne asked for a suspension of the rules for the purpose of making House Bill No. 1784, which is on Third Reading and Final Passage, Special Order of the Day No. 6 on Tuesday, June 15, 1999 immediately following 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**

June 14, 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. 1050—

BY SENATOR HEITMEIER
AN ACT

To amend and reenact R.S. 33:2218.2(A), relative to supplemental pay; to provide for supplemental pay for law enforcement officers of certain state agencies and political subdivisions providing police services within certain municipalities; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 620—

BY SENATOR HINES
AN ACT

To amend and reenact R.S. 36:259(E)(14) and Chapter 14 of Title 37, to be comprised of R.S. 37:1161 through 1249 and to repeal Chapter 14-A of Title 37, comprised of R.S. 37:1221 through 1229 and Chapter 44 of Title 51, comprised of R.S. 51:2701 through 2705, all in the Louisiana Revised Statutes of 1950, relative to the practice of pharmacy; to provide for legislative declaration; to provide for statement of purpose; to provide for definitions; to provide for the Louisiana Board of Pharmacy and its membership, qualification, appointment process and pharmacy districts, compensation, terms, officers, powers and duties, meetings, domicile, and records; to provide for fees; to provide for licensing, registration, and certification to practice pharmacy and qualifications thereof; to provide for licensure by examination and by reciprocity; to provide for certificates issued by the board and for duplicate certificates and silver certificates; to provide for renewal of a license, registration, and certification and for waivers of a license renewal; to provide for continuing education; to provide for pharmacy interns and pharmacy technicians; to provide for notification of change of certain addresses by a pharmacist, pharmacy intern, and pharmacy technician; to provide for display of licenses, certificates, and registrations; to prohibit the opening, establishing, operating, or maintaining of a pharmacy with a permit issued by the board; to provide qualifications for the issuance of a permit; to provide for classifications of permits; to prohibit the compounding and filing of prescriptions under certain circumstances; to provide for the labeling of drugs and prescriptions; to provide for the display of permits; to provide for the equipment required of a pharmacy; to provide for the records of prescriptions and inspections of such records; to provide for renewal of a permit; to authorize the board to enter into certain agreements; to provide for out-of-state pharmacies doing business in the state; to provide discipline of persons practicing pharmacy; to provide grounds for the refusal to issue or to suspend or revoke a license, permit, registration, or certificate to practice pharmacy; to provide for assessing a fine for violation; to provide for enforcement and for injunction, penalty, attorney's fees and costs; to provide for investigation and hearings, issuance of subpoenas and rehearings; to provide for reinstatement or reissuance of licenses, registrations, certificates, and permits; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 1098—

BY SENATORS CRAVINS AND CAIN
AN ACT

To enact R.S. 17:416.12, relative to certain conduct by certain students in public schools; to require certain appropriate conduct by all students in public schools in certain circumstances; to provide relative to compliance; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 858—

BY SENATORS DARDENNE, EWING, HAINKEL, BARHAM, SCHEDLER, BEAN, DEAN AND ROMERO AND REPRESENTATIVES MCMAINS, DEWITT, DOWNER, JOHNS, BOWLER, CRANE, FLAVIN, SCALISE, SHAW AND WIGGINS

AN ACT

To enact R.S. 48:35(F), relative to public liability; to provide for the duty of the Department of Transportation and Development or any political subdivision of the state with respect to highway and bridge construction and maintenance; to provide for the inadmissibility of certain evidence; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 228—

BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 56:333(A) and to enact R.S. 56:333.1, relative to mullet; to provide for the commercial taking of mullet with hoop nets; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 536—

BY SENATOR ROBICHAUX

AN ACT

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

Reported with amendments.

SENATE BILL NO. 671—

BY SENATOR HAINKEL

AN ACT

To enact R.S. 17:3048.1(K)(3), relative to the Tuition Opportunity Program for Students; to provide an alternative method for accepting a Tuition Opportunity Program for Students award; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 825—

BY SENATOR HINES

AN ACT

To enact Part XIX of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1299.36 through 1299.36.6, and R.S. 37:1285(A)(31), all relative to human cloning; to prohibit human cloning; to prohibit the expenditure of state funds for the purpose of human cloning; to provide for definitions; to provide penalties; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 1040—

BY SENATOR THOMAS

AN ACT

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

Reported with amendments.

SENATE BILL NO. 440—

BY SENATOR COX

AN ACT

To amend and reenact the introductory paragraph of R.S. 24:933(B) and R.S. 24:933(B)(19) and (C)(2), 935(6), and 936(A) and to enact R.S. 24:933(C)(3) and (4), relative to the Interagency Council on the Prevention of Sex Offenses; to provide for three additional members; to provide for changes for the establishment and maintenance of a registry of authorized sex treatment professionals; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 541—

BY SENATORS HINES AND SCHEDLER

AN ACT

To amend and reenact Children's Code Arts. 1037(C) and 622(A), relative to children; to provide for custody of certain children according to the best interest of the child after termination of parental rights; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 170—

BY SENATOR HAINKEL

AN ACT

To amend and reenact R.S. 17:3973(2)(b)(ii), (iii), and (iv), 3983(A)(2)(a)(ii), and 3991(B)(1) and (3) and (C)(6)(a), relative to charter schools; to provide relative to the types of charter schools and the eligibility of pupils to attend such schools; to provide relative to denial of a chartering proposal by a local school board; to provide relative to admission requirements; to provide relative to faculty requirements; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 870—

BY SENATOR HAINKEL

AN ACT

To amend and reenact R.S. 13:3715.1(J) and to enact R.S. 44:4(25), relative to the Louisiana State Board of Social Work Examiners; to exempt the board from complying with certain notice provisions governing the release of certain medical or hospital records; to exempt certain records in the custody of the board from the public records law; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 1054 (SUBSTITUTE FOR SENATE BILL 27 BY SENATOR COX)—

BY SENATORS COX AND W. FIELDS

AN ACT

To enact R.S. 17:7.7, relative to a continuing education program for school support personnel in public elementary and secondary schools; to provide for payment of college tuition on behalf of such personnel under certain circumstances; to provide for qualifications to participate; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 520—

BY SENATORS HINES AND SCHEDLER

AN ACT

To enact R.S. 46:56(F)(10), relative to records and reports concerning children; to provide limited access to specified persons and entities; to provide for retroactivity; to provide for an effective date; and to provide for related matters.

Reported with amendments.

June 14, 1999

SENATE BILL NO. 661—
BY SENATOR ROBICHAUX

AN ACT

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

Reported with amendments.

SENATE BILL NO. 392 (DUPLICATE OF HOUSE BILL NO. 930)—

BY SENATOR DARDENNE AND REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 23:1127, relative to workers' compensation; to provide for the release of medical records and information on the injured worker; to authorize the release of such medical information verbally; to provide immunity for disclosure of such medical information; to provide that a vocational rehabilitation counselor shall provide a written summary of their verbal communication with the health care provider; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 1016—

BY SENATOR HAINKEL AND REPRESENTATIVE COPELIN
AN ACT

To amend and reenact R.S. 17:3141.4(A) and R.S. 17:3141.4(A)(2)(a) as amended by Act No. 151 of the 1998 First Extraordinary Session, relative to proprietary schools; to provide relative to licenses; to authorize certain advertising by an applicant school under certain circumstances; to require prior written approval; to provide for monies received by an applicant school from prospective students prior to receipt of its proprietary school license; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 1074—

BY SENATORS HINES AND BAJOIE
AN ACT

To amend and reenact R.S. 40:2018.1(A), (B), and (G), relative to the Louisiana Commission on HIV and AIDS; to recreate the commission; to provide for its membership; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 146—

BY SENATOR LENTINI
AN ACT

To enact R.S. 48:278, relative to highways; to provide relative to limited access highways; to discourage peak time construction and maintenance work on such highways in certain areas; to encourage preference for night time construction and maintenance work on such highways in certain areas; to authorize the Department of Transportation and Development to determine exceptions; to provide for a determination by oversight committee; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 776—

BY SENATORS DARDENNE, ELLINGTON AND HOLLIS
AN ACT

To amend and reenact R.S. 46:1842 and 1844, Code of Evidence Art. 615(A), and Code of Criminal Procedure Art. 877(A), 886(A), and 905.2(A), and to enact Code of Criminal Procedure Art. 883.2,

relative to rights of crime victims and witnesses; to provide relative to definitions; to provide relative to basic rights for victims and witnesses; to provide relative to the exclusion of witnesses; to provide relative to investigation reports; to provide relative to enforcement of fines and restitution; to provide relative to sentencing hearing; to provide relative to victim restitution; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 351—

BY SENATORS ULLO AND CAIN
AN ACT

To amend and reenact R.S. 33:2218.2(C)(8)(c) relative to police departments; to provide that supplemental compensation be paid to certain elected law enforcement officials; to delete POST certification requirements of certain elected law enforcement officials; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 1072—

BY SENATOR ELLINGTON
AN ACT

To enact R.S. 40:4.11, relative to community-type sewage systems and public water systems; to provide relative to determinations on permits regarding community-type sewage systems and public water systems; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 359—

BY SENATOR HINES
AN ACT

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

Reported without amendments.

SENATE BILL NO. 779—

BY SENATOR LENTINI
AN ACT

To amend and reenact R.S. 15:255(A)(1) and to enact R.S. 15:255(A)(3), relative to compulsory process; to provide with respect to witness fees to off-duty law enforcement officers; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 75—

BY SENATOR DYESS
AN ACT

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

Reported without amendments.

SENATE BILL NO. 209—

BY SENATORS HINES AND SCHEDLER
AN ACT

To amend and reenact R.S. 40:1299.58.2, 1299.58.3(D)(1) and (3), 1299.58.8(A), 1299.58.9(A), and 1299.58.10(B)(5), and to enact R.S. 40:1299.58.3(D)(1)(b), 1299.58.7(E), 1299.58.8(D)(1) and

(2), relative to declarations concerning life-sustaining procedures; to provide for definitions; to provide for issuance of do-not-resuscitate identification bracelets by the secretary of state; to provide for procedures and limitation of liability for certified emergency medical technicians and certified first responders; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 702—
BY SENATOR DARDENNE

AN ACT

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

Reported without amendments.

SENATE BILL NO. 894—
BY SENATOR CRAVINS

AN ACT

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

Reported without amendments.

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

AN ACT

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

Reported without amendments.

SENATE BILL NO. 221—
BY SENATORS HINES, DARDENNE, EWING, HAINKEL AND BARHAM AND REPRESENTATIVES DEWITT, DOWNER AND MCMAINS

AN ACT

To amend and reenact R.S. 36:254(D)(1)(a)(i), relative to the powers and duties of the secretary of the Department of Health and Hospitals; to remove certain requirements of actions that must be taken prior to the implementation of a managed care or voucher system pursuant to a federal waiver in the Medical Assistance Program; to provide an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 709—
BY SENATORS HINES, DARDENNE, HAINKEL, BARHAM AND SCHEDLER AND REPRESENTATIVES DEWITT, DOWNER, MCMAINS, DIEZ AND CRANE

AN ACT

To amend and reenact R.S. 40:3.1(A), (B), (E), and (F) and 8, relative to the powers, duties, and functions of the state health officer and the Department of Health and Hospitals, office of public health; to provide for the investigation of potential threats to the public health; to grant the authority to the state health officer to petition a court to compel production of documents in such investigations; to provide for confidentiality of information obtained in such investigations; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 429—
BY SENATORS BEAN, DARDENNE, EWING, HAINKEL AND BARHAM AND REPRESENTATIVES DEWITT, DOWNER AND MCMAINS
AN ACT

To enact R. S. 40:2006(A)(2)(l) and (E)(2)(k) and Part II-C of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2117.1 through 2117.7, relative to end stage renal disease facilities; to provide for the licensing and regulating of end stage renal disease facilities by the Department of Health and Hospitals; to provide for definitions; to prohibit the operation of an end stage renal disease facility without a license; to require the department to promulgate minimum standards, rules, and regulations governing end stage renal disease facilities; to provide for the denial, nonrenewal, and revocation of licenses, and administrative appeals therefrom; to provide for inspection of a facility and its records by the department; to provide for civil fines for violations; to provide for the assessment of licensing fees and delinquent fees; to provide for an effective date; and to provide for related matters.

Reported without amendments.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 14, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1047 by Representative Deville, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Deville, McMains and J. D. Smith.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 14, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 497 by Representative DeWitt, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives DeWitt, Crane and Wiggins.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 14, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 920 by Representative Winston, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Winston, Lancaster and Waddell.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 14, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 2047 by Representative Bruneau, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Bruneau, LeBlanc and Scalise.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 14, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1868 by Representative Donelon, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Donelon, Bowler and Dewitt.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 14, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1444 by Representative Windhorst, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Windhorst, Scalise and Landrieu.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 14, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1363 by Representative Windhorst, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Windhorst, Wright and Salter.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 14, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1084 by Representative Hill, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Hill, Weston and Riddle.

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

June 14, 1999

Message from the House**DISAGREEMENT TO HOUSE BILL**

June 14, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 828 by Representative Bruneau, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Bruneau, McMains and Windhorst.

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

Message from the House**DISAGREEMENT TO HOUSE BILL**

June 14, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 903 by Representative McCain, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives McCain, LeBlanc and Bruneau.

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

Message from the House**DISAGREEMENT TO HOUSE BILL**

June 14, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1025 by Representative Morrish, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Morrish, Stelly and Daniel.

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

**Appointment of Conference Committee
on House Bill No. 331**

The President of the Senate appointed on the Conference Committee on House Bill No. 331 the following members of the Senate: Senators Ullo, Cox, and Barham.

**Appointment of Conference Committee
on House Bill No. 412**

The President of the Senate appointed on the Conference Committee on House Bill No. 412 the following members of the Senate: Senators Ellington, Jones and Dardenne.

**Appointment of Conference Committee
on House Bill No. 482**

The President of the Senate appointed on the Conference Committee on House Bill No. 482 the following members of the Senate: Senators Dardenne, Hainkel and Campbell.

**Appointment of Conference Committee
on House Bill No. 828**

The President of the Senate appointed on the Conference Committee on House Bill No. 828 the following members of the Senate: Senators Hainkel, Ullo and Cain.

**Appointment of Conference Committee
on House Bill No. 903**

The President of the Senate appointed on the Conference Committee on House Bill No. 903 the following members of the Senate: Senators Ellington, Dardenne and Jones.

**Appointment of Conference Committee
on House Bill No. 1025**

The President of the Senate appointed on the Conference Committee on House Bill No. 1025 the following members of the Senate: Senators Heitmeier, Theunissen and Dyess.

**Appointment of Conference Committee
on House Bill No. 1084**

The President of the Senate appointed on the Conference Committee on House Bill No. 1084 the following members of the Senate: Senators Hines, Theunissen and Cain.

**Appointment of Conference Committee
on House Bill No. 1182**

The President of the Senate appointed on the Conference Committee on House Bill No. 1182 the following members of the Senate: Senators Tarver, Bean and Cravins.

**Appointment of Conference Committee
on Senate Bill No. 113**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 113: Senators Ewing, Jones and Jordan.

**Appointment of Conference Committee
on Senate Bill No. 297**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 297: Senators Greene, Casanova and Hines.

**Appointment of Conference Committee
on Senate Bill No. 362**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 362: Senators Landry, Jordan and Lentini.

**Appointment of Conference Committee
on Senate Bill No. 450**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 450: Senators Dardenne, Barham and Greene.

**Appointment of Conference Committee
on Senate Bill No. 889**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 889: Senators Landry, Smith and Irons.

**Appointment of Conference Committee
on Senate Bill No. 919**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 919: Senators Bajoie, Ewing and Barham.

**Appointment of Conference Committee
on Senate Bill No. 936**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 936: Senators Cain, Greene and Thomas.

**Appointment of Conference Committee
on Senate Bill No. 1076**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 1076: Senators Romero, Dean and Hainkel.

Rules Suspended

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of hearing House Bill No. 1320 in the Committee on Local and Municipal Affairs without the required 24 hour notice.

Message from the House

**SIGNED HOUSE BILLS AND
JOINT RESOLUTIONS**

June 14, 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 Bills and Joint Resolutions:

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.

HOUSE BILL NO. 76—

BY REPRESENTATIVE BRUNEAU
AN ACT

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

HOUSE BILL NO. 264—

BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 39:1302(1), relative to the Louisiana Local Government Budget Act to expand the definition of entities which are subject to such provisions; and to provide for related matters.

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.

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.

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.

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; to reduce the number of members necessary for a quorum; and to provide for related matters.

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.

HOUSE BILL NO. 429—

BY REPRESENTATIVES WRIGHT AND KENNEY
AN ACT

To enact R.S. 38:343, relative to the Tensas Basin Levee District; to authorize the district to transfer its title in certain property in Catahoula Parish and to accept title to certain property in Catahoula Parish; to provide terms and conditions; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 443—

BY REPRESENTATIVES TRAVIS, FRITH, AND MURRAY
AN ACT

To amend and reenact R.S. 6:646(A)(4) and (B)(2), 649.1(A) and (D), 651(C), and 656(A)(1)(d) and to enact R.S. 6:653.4, 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; to provide for death of members or account owners; and to provide for related matters.

HOUSE BILL NO. 444—

BY REPRESENTATIVES TRAVIS, FRITH, AND MURRAY
AN ACT

To enact R.S. 9:3572.2(B)(6) and (7), relative to consumer loan brokers; to provide for exemptions from the definition of loan broker; and to provide for related matters.

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.

HOUSE BILL NO. 461—

BY REPRESENTATIVES BRUNEAU, ANSARDI, BARTON, BOWLER, CARTER, CHAISSON, CLARKSON, COPELIN, CRANE, DAMICO, DONELON, DUPRE, FAUCHEUX, FONTENOT, 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, DARDENNE, 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 and grounds; to provide that the square on which is located the former Wildlife and Fisheries building on Royal Street in New Orleans be named as the Judge Fred J. Cassibry Square; and to provide for related matters.

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 limitations; to provide with respect to such advertising; and to provide for related matters.

HOUSE BILL NO. 519—

BY REPRESENTATIVE FAUCHEUX AND SENATOR LANDRY
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.

HOUSE BILL NO. 529—

BY REPRESENTATIVE MCDONALD
AN ACT

To enact R.S. 11:166, relative to the Municipal Police Employees' Retirement System and the Municipal Employees' Retirement System; to provide with respect to membership; to provide with respect to service credit and the actuarial cost for the transfer thereof; and to provide for related matters.

HOUSE BILL NO. 601—

BY REPRESENTATIVE JOHN SMITH AND SENATOR CAIN
A JOINT RESOLUTION

Proposing to add Article VII, Section 14(E) of the Constitution of Louisiana, relative to public contracts; to provide for the donation or exchange of movable surplus property between or among political subdivisions whose functions include public safety; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

HOUSE BILL NO. 667—

BY REPRESENTATIVES DOWNER, CLARKSON, MCMAINS, AND ILES
AN ACT

To enact R.S. 9:3261, relative to leases; to provide for the rights of military personnel when terminating a lease; and to provide for related matters.

HOUSE BILL NO. 668—

BY REPRESENTATIVE DUPRE
AN ACT

To enact R.S. 33:7712(A)(5), relative to Consolidated Waterworks District No. 1 in Terrebonne Parish; to authorize the district to provide for incentive pay for its employees; and to provide for related matters.

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.

HOUSE BILL NO. 772—

BY REPRESENTATIVE WINDHORST
AN ACT

To amend and reenact R.S. 13:718(I)(2) and R.S. 22:1065.1(A) and 1404.3, relative to fees imposed on criminal bail bonds in the Twenty-fourth Judicial District Court; to provide that additional fees in that parish do not exceed statutory limitations; 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.

June 14, 1999

HOUSE BILL NO. 796—

BY REPRESENTATIVE TOOMY
AN ACT

To amend and reenact R.S. 26:77 and 277, relative to the Alcoholic Beverage Control Law; to provide with respect to advertising requirements in the local newspaper before applying for a retail dealer's permit; to require only one advertisement; to not prohibit a local notice of intent poster; to prohibit certain additional local fees except in East Baton Rouge Parish; and to provide for related matters.

HOUSE BILL NO. 857—

BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact Children's Code Article 1137(C), relative to the surrender of parental rights; to expedite the time period within which the court must hold a contradictory hearing; and to provide for related matters.

HOUSE BILL NO. 1613—

BY REPRESENTATIVES LONG AND THOMPSON
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.

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 Bills and Joint Resolutions contained herein 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:

June 14, 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. 155—

BY SENATOR JONES
A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to study negative drug interactions on the health and safety of patients that is a direct result of ingesting a controlled dangerous substance in combination with one or more other controlled dangerous substances or other non-prescription drugs.

SENATE CONCURRENT RESOLUTION NO. 156—

BY SENATOR JONES
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to erect signs on Interstate 20 in Monroe, Louisiana, indicating the exit for the United Theological Seminary.

SENATE CONCURRENT RESOLUTION NO. 157—

BY SENATORS DARDENNE, BRANCH, GREENE, C. FIELDS, W. FIELDS, AND LAMBERT AND REPRESENTATIVES CARTER, CRANE, DANIEL, DIEZ, FONTENOT, HOLDEN, JETSON, JENKINS, KENNARD, MCCAIN, MCMAINS, MARIONNEAUX, PERKINS, WELCH, AND WESTON
A CONCURRENT RESOLUTION

To commend Woman's Hospital and Woman's Health Foundation on 30 years of commitment to improvement of the health of women and infants.

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:

June 11, 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. 148—

BY SENATOR BEAN
A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals and the Department of Insurance to study the feasibility of offering payments to an organ donor's family towards funeral expenses.

SENATE CONCURRENT RESOLUTION NO. 149—

BY SENATORS ROBICHAUX AND IRONS
A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Environmental Quality to study the use of "cost-benefit" analysis by environmental agencies or departments in other states.

Respectfully submitted,
JAY DARDENNE
Chairman

The foregoing Senate Concurrent Resolutions were signed by the President of the Senate.

Message to the Secretary of State

**SIGNED
SENATE CONCURRENT RESOLUTIONS**

June 14, 1999

To the Honorable Secretary of State:

The President of the Senate and the Speaker of the House of Representatives have signed the following Senate Concurrent Resolutions:

June 14, 1999

SENATE CONCURRENT RESOLUTION NO. 148—

BY SENATOR BEAN

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals and the Department of Insurance to study the feasibility of offering payments to an organ donor's family towards funeral expenses.

SENATE CONCURRENT RESOLUTION NO. 149—

BY SENATORS ROBICHAUX AND IRONS

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Environmental Quality to study the use of "cost-benefit" analysis by environmental agencies or departments in other states.

Respectfully submitted,
MICHAEL S. BAER, III
Secretary 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:

June 14, 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 Resolutions have been properly enrolled:

SENATE RESOLUTION NO. 49—

BY SENATOR SCHEDLER

A RESOLUTION

To urge and request the Department of Revenue to delay the implementation of the collection of taxes on food items previously donated to food banks.

SENATE RESOLUTION NO. 50—

BY SENATORS ROBICHAUX AND HINES

A RESOLUTION

To urge and request the Department of Health and Hospitals, through the Louisiana Medicaid Interdisciplinary Medicine and Pharmacy Task Force, to study the rising cost of prescription drugs.

SENATE RESOLUTION NO. 54—

BY SENATORS IRONS, BAJOIE, BARHAM, BEAN, BOISSIERE, BRANCH, CAIN, CAMPBELL, CASANOVA, COX, CRAVINS, DARDENNE, DEAN, DYESS, ELLINGTON, EWING, C. FIELDS, W. FIELDS, GREENE, HAINKEL, HEITMEIER, HINES, HOLLIS, JOHNSON, JONES, JORDAN, LAMBERT, LANDRY, LENTINI, MALONE, ROBICHAUX, ROMERO, SCHEDLER, SIRACUSA, SMITH, TARVER, THEUNISSEN, THOMAS AND ULLO

A RESOLUTION

To commend and congratulate Sister Camille Anne Campbell on being named Outstanding Educator of the Year by the National Catholic Education Association.

Respectfully submitted,
JAY DARDENNE
Chairman

The foregoing Senate Resolutions were signed by the President of the Senate and presented to the Secretary of State by the Secretary.

**Privilege Report of the Committee on
Senate and Governmental Affairs**

ENROLLMENTS

Senator Dardenne, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

June 11, 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. 122—

BY SENATOR HAINKEL

AN ACT

To enact R.S. 9:2346(C), relative to public trusts; to require a public trust in which the state of Louisiana is beneficiary to submit its operating budget to the Joint Legislative Committee on the Budget; to provide for budget modifications; and to provide for related matters.

SENATE BILL NO. 271—

BY SENATOR HINES

AN ACT

To amend and reenact Code of Civil Procedure Art. 4843(C), relative to trial courts of limited jurisdiction; to increase the civil jurisdiction of the City Court of Ville Platte; and to provide for related matters.

SENATE BILL NO. 399—

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

AN ACT

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

SENATE BILL NO. 489 (Duplicate of House Bill No. 1154)—

BY SENATOR LANDRY AND REPRESENTATIVE FAUCHEUX

AN ACT

To amend and reenact R.S. 40:1749.12(8) and (11), 1749.13(B)(1) and (4) and (C), 1749.14(A), (B), (C)(1)(a), (b)(i), (iii), and (iv) and (2), 1749.15, 1749.16(2) and (3), 1749.17(A), 1749.18, 1749.20(A), the introductory paragraph of (B), 1749.23(C), the introductory paragraph of (D), and (D)(2), and 1749.24(A)(2) and to enact R.S. 40:1749.20(B)(6) and 1749.23(D)(3), relative to public utilities; to provide relative to notification of evacuation or demolition activities; to require certification of regional notification centers; to require promulgation of rules to establish certification requirement and procedures; to provide relative to fees for the certification process; to provide relative to penalties for nonparticipation in such centers or for noncompliance with notification requirements; to provide for disbursement of proceeds from such penalties; and to provide for related matters.

SENATE BILL NO. 701—

BY SENATOR DARDENNE

AN ACT

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

June 14, 1999

SENATE BILL NO. 834—
BY SENATOR JOHNSON

AN ACT

To enact R.S. 39:1410.66, relative to local government finances; to require bond counsel to transmit bond transcripts regarding political subdivision bond or debt issues within six months of the issuance; to provide for penalties; and to provide for related matters.

SENATE BILL NO. 923—
BY SENATORS ELLINGTON AND LANDRY
AN ACT

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

Respectfully submitted,
JAY DARDENNE
Chairman

The foregoing Senate Bills were signed by the President of the Senate.

Message to the Governor

SIGNED SENATE BILLS

June 14, 1999

To the Honorable Governor of the State of Louisiana:

The President of the Senate and the Speaker of the House of Representatives have signed the following Senate Bills:

SENATE BILL NO. 122—
BY SENATOR HAINKEL

AN ACT

To enact R.S. 9:2346(C), relative to public trusts; to require a public trust in which the state of Louisiana is beneficiary to submit its operating budget to the Joint Legislative Committee on the Budget; to provide for budget modifications; and to provide for related matters.

SENATE BILL NO. 271—
BY SENATOR HINES

AN ACT

To amend and reenact Code of Civil Procedure Art. 4843(C), relative to trial courts of limited jurisdiction; to increase the civil jurisdiction of the City Court of Ville Platte; and to provide for related matters.

SENATE BILL NO. 399—
BY SENATORS LAMBERT, DARDENNE, EWING, HAINKEL AND BARHAM
AND REPRESENTATIVES DEWITT, DOWNER AND MCMAINS
AN ACT

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

SENATE BILL NO. 489 (Duplicate of House Bill No. 1154)—
BY SENATOR LANDRY AND REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact R.S. 40:1749.12(8) and (11), 1749.13(B)(1) and (4) and (C), 1749.14(A), (B), (C)(1)(a), (b)(i), (iii), and (iv) and (2), 1749.15, 1749.16(2) and (3), 1749.17(A), 1749.18, 1749.20(A), the introductory paragraph of (B), 1749.23(C), the introductory paragraph of (D), and (D)(2), and 1749.24(A)(2) and to enact R.S. 40:1749.20(B)(6) and 1749.23(D)(3), relative to public utilities; to provide relative to notification of evacuation or

demolition activities; to require certification of regional notification centers; to require promulgation of rules to establish certification requirement and procedures; to provide relative to fees for the certification process; to provide relative to penalties for nonparticipation in such centers or for noncompliance with notification requirements; to provide for disbursement of proceeds from such penalties; and to provide for related matters.

SENATE BILL NO. 701—
BY SENATOR DARDENNE
AN ACT

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

SENATE BILL NO. 834—
BY SENATOR JOHNSON
AN ACT

To enact R.S. 39:1410.66, relative to local government finances; to require bond counsel to transmit bond transcripts regarding political subdivision bond or debt issues within six months of the issuance; to provide for penalties; and to provide for related matters.

SENATE BILL NO. 923—
BY SENATORS ELLINGTON AND LANDRY
AN ACT

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

and they are hereby presented for executive approval.

Respectfully submitted,
MICHAEL S. BAER, III
Secretary of the Senate

Leaves of Absence

The following leaves of absence were asked for and granted:

Bean 1 Day Siracusa 1 Day

Adjournment

Senator Hainkel moved that the Senate adjourn until Tuesday, June 15, 1999 at 9:00 o'clock A.M.

The President of the Senate declared the Senate adjourned until 9:00 o'clock A.M. on Tuesday, June 15, 1999.

MICHAEL S. BAER, III
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk