

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

FORTY-SEVENTH DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Wednesday, June 16, 1999

The Senate was called to order at 9:00 o'clock A.M., by Hon. Randy Ewing, President of the Senate.

ROLL CALL

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

PRESENT

Mr. President	Dyess	Lambert
Bajoie	Ellington	Landry
Barham	Fields C	Lentini
Bean	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—38		

ABSENT

Siracusa
Total—1

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

Prayer

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

Reading of the Journal

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

Morning Hour

Rules Suspended

Senator Ellington asked for a suspension of the rules for the purpose of invoking 5 minute cloture.

Without objection, so ordered.

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 16, 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. 1112—
BY SENATORS DARDENNE AND HAINKEL
AN ACT

To amend and reenact R.S. 9:2343(B) and to repeal R.S. 9:2343(C), relative to membership on the board of trustees of certain public trusts; to increase the number of trustees of certain public trusts; to provide for their appointment; to provide for the term of the trustees; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 144—
BY SENATORS DARDENNE AND SCHEDLER
AN ACT

To enact R.S. 40:967(F)(3), relative to controlled dangerous substances; to provide increased penalties for possession of large quantities of gamma hydroxybutyric acid; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 324—
BY SENATOR HEITMEIER
AN ACT

To enact R.S. 11:502, relative to the Louisiana State Employees' Retirement System; to provide for a death benefit for retirees age sixty-five or older; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 393—
BY SENATORS DARDENNE AND LANDRY
AN ACT

To amend and reenact R.S. 14:79(A)(1), R.S. 46:2132(4), 2135(B), and 2137(A), Children's Code Arts. 1569(B) and 1571(B), and Code of Civil Procedure Art. 3603.1(B); and to enact R.S. 36:474(A)(12) and R.S. 46:2136(I), and Children's Code Arts. 1570(I); and to repeal Children's Code Art. 1569(G); relative to domestic violence; to provide for violations of criminal stay-away orders; to provide for the duties of the Department of Social Services relative to enforcement of certain domestic violence intervention or counseling programs; to provide for the criteria for such programs; to provide definitions; to prohibit the use of mutual protective orders; to provide relative to temporary restraining and protective orders; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 893—
BY SENATOR JONES
AN ACT

To amend and reenact R.S. 40:1379.1(I), relative to public health and safety; to provide for length of term that judges may be licensed to carry concealed weapons; and to provide for related matters.

Reported with amendments.

June 16, 1999

SENATE BILL NO. 511—
BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 15:536, 15:537, 15:538(C)(1), and 574.4(B) and Code of Criminal Procedure Art. 895(E), relative to criminal procedure; to provide for mandatory minimum sentences for certain sex offenders; to provide for conditions of parole, probation, and diminution or suspension of sentence for certain sex offenders; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 1039—

BY SENATORS BAOIE, BOISSIERE, JOHNSON, JONES, IRONS, W. FIELDS AND C. FIELDS AND REPRESENTATIVES BAYLOR, COPELIN, CURTIS, FARVE, GREEN, HUDSON, HUNTER, MITCHELL, MORRELL, MURRAY, PIERRE, QUEZAIRE, WELCH AND WILLARD

AN ACT

To enact Part VII-A of Chapter 1 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:149.61, relative to public grounds; to establish the Rev. Avery C. Alexander Plaza; to provide for the boundaries of the district; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 775—
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 14:30(A)(5), relative to first degree murder; to clarify certain definitions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 597— (Duplicate of House Bill No. 679)

BY SENATOR SCHEDLER AND REPRESENTATIVE JOHNS AND COAUTHORED BY SENATOR HINES AND BY REPRESENTATIVE MCMAINS

AN ACT

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

Reported with amendments.

SENATE BILL NO. 819—
BY SENATOR EWING

AN ACT

To amend and reenact R.S. 39:128(B), relative to certain higher education capital outlay projects; to index the threshold for the exemption of such projects for the capital outlay process; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 476—
BY SENATOR HAINKEL

AN ACT

To amend and reenact R.S. 13:4581, relative to posting of civil bonds; to provide that the state and state agencies shall not be required to furnish any appeal bond or any other bond in any judicial proceedings; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 1075—
BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 48:295.2(B), (D), and (E), and to enact R.S. 48:295.2(G), relative to contracts for transportation construction; to provide hearings for disqualification of bidders and contractors on such projects; to provide for certain reports to certain legislative committees; to provide for re-qualification; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 672—

BY SENATOR HAINKEL

AN ACT

To enact R.S. 49:316.1, relative to state agencies; to authorize state departments, agencies, boards, and commissions to accept credit, debit or similar cards in payment of obligations; to authorize the treasurer to contract with providers for such card services to state departments, agencies, boards and commissions; to require the treasurer to promulgate rules and guidelines for the processing of credit and debit card transactions with the treasury; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 863—

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

AN ACT

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

Reported with amendments.

SENATE BILL NO. 782—

BY SENATOR LENTINI

AN ACT

To enact R.S. 46:56 (F)(10), relative to records and reports concerning certain persons; to provide limited access to complaints against caregivers for certain persons; to provide for retroactive application; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 801—

BY SENATOR MALONE

AN ACT

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

Reported with amendments.

SENATE BILL NO. 116—

BY SENATORS CAIN, BARHAM, SMITH, DYESS, SCHEDLER AND THOMAS

A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana; to allow the state to donate asphalt removed from state roads and highways to certain governing authorities; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported with amendments.

SENATE BILL NO. 820—
BY SENATOR EWING

AN ACT

To amend and reenact R.S. 24:603.1, relative to health insurance; to require that an impact report be prepared and attached to proposed legislation which provides for certain mandated health insurance coverage prior to any committee hearing on the legislation; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 462—
BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 51:691, 692.1, and 692.3, relative to the sale of certain prison-made goods; to provide for exceptions to a prohibition on the sale of prison made goods on the open market; to change references to Louisiana State Penitentiary; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 1028—
BY SENATOR DARZENNE

AN ACT

To amend and reenact R. S. 14:62.4(A), relative to the unauthorized entry of a place of business; to provide that a place of business shall include any structure or premises that is partially or completely enclosed by any type of physical barrier; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 1113—
BY SENATOR COX (Substitute for Senate Bill No. 28 by Senator Cox.)
AN ACT

To amend and reenact R.S. 15:545(A) and 596(B) and to enact R.S. 15:587.1(G) and 587.3, relative to children; to provide relative to the sharing of information between local law enforcement officials and the Louisiana Bureau of Criminal Identification and Information; to authorize the use of the National Crime Information Center to conduct such background checks as are required by the Louisiana Child Protection Act; to provide for release of certain background information; to provide for fingerprints samples; to provide for certain training programs; to provide for penalties; 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 16, 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. 640 by Representative Downer, 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 Downer, LeBlanc and DeWitt.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 16, 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. 1547 by Representative Downer, 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 Downer, LeBlanc and DeWitt.

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

Message from the House

**ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS**

June 16, 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. 318—

BY REPRESENTATIVE CLARKSON
A CONCURRENT RESOLUTION

To express sincere condolences of the Legislature of Louisiana upon the death of French Jordan of Gretna, Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 319—

BY REPRESENTATIVE QUEZAIRE
A CONCURRENT RESOLUTION

To commend and congratulate the Ascension Catholic High School Lady Bulldogs softball team for its 1999 Class 1A state championship.

HOUSE CONCURRENT RESOLUTION NO. 321—

BY REPRESENTATIVE WILKERSON
A CONCURRENT RESOLUTION

To commend Lafayette Carter Jackson for outstanding dedication to the well-being of others through her numerous activities and outstanding community service and leadership.

HOUSE CONCURRENT RESOLUTION NO. 322—

BY REPRESENTATIVE WILKERSON
A CONCURRENT RESOLUTION

To commend and congratulate the graduates and supporters of the Homer-Mayfield High School on the occasion of the fourth school reunion.

HOUSE CONCURRENT RESOLUTION NO. 325—

BY REPRESENTATIVE WILKERSON
A CONCURRENT RESOLUTION

To commend and congratulate Miss Kelly Elena Butler for being selected "Queen Dixie Gem" of 1999.

June 16, 1999

HOUSE CONCURRENT RESOLUTION NO. 326—

BY REPRESENTATIVE WILKERSON

A CONCURRENT RESOLUTION

To commend and congratulate the Union Parish Voters League for their efforts to secure and protect the right to vote for African-Americans in Union Parish.

HOUSE CONCURRENT RESOLUTION NO. 327—

BY REPRESENTATIVE WELCH

A CONCURRENT RESOLUTION

To express the condolences of the Louisiana Legislature to the family of Mr. Sandy Ray Jackson.

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

House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 318—

BY REPRESENTATIVE CLARKSON

A CONCURRENT RESOLUTION

To express sincere condolences of the Legislature of Louisiana upon the death of French Jordan of Gretna, Louisiana.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 319—

BY REPRESENTATIVE QUEZAIRE

A CONCURRENT RESOLUTION

To commend and congratulate the Ascension Catholic High School Lady Bulldogs softball team for its 1999 Class 1A state championship.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 321—

BY REPRESENTATIVE WILKERSON

A CONCURRENT RESOLUTION

To commend Lafaye Carter Jackson for outstanding dedication to the well-being of others through her numerous activities and outstanding community service and leadership.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 322—

BY REPRESENTATIVE WILKERSON

A CONCURRENT RESOLUTION

To commend and congratulate the graduates and supporters of the Homer-Mayfield High School on the occasion of the fourth school reunion.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 325—

BY REPRESENTATIVE WILKERSON

A CONCURRENT RESOLUTION

To commend and congratulate Miss Kelly Elena Butler for being selected "Queen Dixie Gem" of 1999.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 326—

BY REPRESENTATIVE WILKERSON

A CONCURRENT RESOLUTION

To commend and congratulate the Union Parish Voters League for their efforts to secure and protect the right to vote for African-Americans in Union Parish.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 327—

BY REPRESENTATIVE WELCH

A CONCURRENT RESOLUTION

To express the condolences of the Louisiana Legislature to the family of Mr. Sandy Ray Jackson.

The resolution was read by title; lies over under the rules.

Appointment of Conference Committee on House Bill No. 1

The President of the Senate appointed on the Conference Committee on House Bill No. 1 the following members of the Senate: Senators Ewing, Hainkel and Dardenne.

Appointment of Conference Committee on House Bill No. 2

The President of the Senate appointed on the Conference Committee on House Bill No. 2 the following members of the Senate: Senators Barham, Hainkel and Ewing.

Appointment of Conference Committee on House Bill No. 640

The President of the Senate appointed on the Conference Committee on House Bill No. 640 the following members of the Senate: Senators Ewing, Hainkel and Campbell.

Appointment of Conference Committee on House Bill No. 1547

The President of the Senate appointed on the Conference Committee on House Bill No. 1547 the following members of the Senate: Senators Hainkel, Ewing and Dardenne.

Appointment of Conference Committee on House Bill No. 1868

The President of the Senate appointed on the Conference Committee on House Bill No. 1868 the following members of the Senate: Senators Bean, Cravins and Tarver.

Introduction of Resolutions, Senate and Concurrent

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

SENATE RESOLUTION NO. 63—

BY SENATORS LENTINI AND SCHEDLER

A RESOLUTION

To urge and request the Department of Health and Hospitals and the Department of Environmental Quality to study development of a system to monitor serious chemical exposures and other serious substance exposures to individuals.

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

SENATE RESOLUTION NO. 64—

BY SENATOR C. FIELDS AND W. FIELDS
A RESOLUTION

To commend the Louisiana Leadership Institute, its director, Amanda Larkins, and those seniors participating in the program

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

SENATE RESOLUTION NO. 65—

BY SENATOR HOLLIS
A RESOLUTION

To commend Vinson and Claire Serio on their thirty years of active civic and community service.

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

SENATE CONCURRENT RESOLUTION NO. 164—

BY SENATORS THOMAS, SCHEDLER AND REPRESENTATIVE WINSTON
A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Albert "Smitty" Smith, husband, father, brother, veteran, civic/community leader, public service leader, friend, and Christian.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Landry
Barham	Fields C	Lentini
Bean	Fields W	Robichaux
Boissiere	Heitmeier	Romero
Cain	Hines	Smith
Campbell	Hollis	Tarver
Casanova	Irons	Theunissen
Cravins	Johnson	Thomas
Dardenne	Jordan	Ullo
Dean	Lambert	
Total—29		

NAYS

Total—0

ABSENT

Bajoie	Greene	Schedler
Branch	Hainkel	Siracusa
Cox	Jones	
Dyess	Malone	
Total—10		

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

Reconsideration

On motion of Senator Dardenne, pursuant to the previous notice given, the vote by which the following bill failed to pass on Saturday, May 15, 1999 was reconsidered.

HOUSE BILL NO. 1743—

BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 33:3953, 3956, 3965, 3982, 4043, and 4044 and to enact Subpart F of Part I of Chapter 9 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:3980.1, relative to the funding of sewerage systems; to express legislative findings and intent; to authorize the levy of ad valorem taxes or parcel fees to fund sewerage systems; 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. 1743 by Representative Daniel

AMENDMENT NO. 1

Delete Senate Floor Amendment Nos. 1 through 3, referenced as set no. 1060, proposed by Senator Hines and adopted by the Senate on June 15, 1999.

On motion of Senator Dardenne, the amendments were adopted.

Floor Amendments Sent Up

Senator Johnson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Johnson to Engrossed House Bill No. 1743 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 2, after "4043," delete "and 4044" and insert in lieu thereof "4044, and 4065.1"

AMENDMENT NO. 2

On page 2, line 3, change "and 4044" to "4044, and 4065.1"

AMENDMENT NO. 3

On page 8, after line 26 insert the following:

"§4065.1. Creation; purpose; boundaries

A. The Lake ~~Pontchartrain~~-Catherine Sewage and Water Management District, hereinafter in this Subpart referred to as "the district", is hereby created as a political subdivision of the state with power to sue and to be sued in its corporate name. The district shall be responsible for the protection of public health through the control, monitoring, and inspection of sewerage and water systems in the Lake ~~Pontchartrain~~-Catherine area of the parish of Orleans and through enforcement of all ordinances and state and local regulations relative to such systems, all as further provided in this Subpart. The district may also construct, purchase, own, maintain, operate, and improve sewerage and water systems as further provided in this Subpart.

B. The boundaries of the district shall consist of the area between Chef Menteur Pass and Rigolets Pass along both sides of U.S. Highway 90 for approximately 46,000 lineal feet, including, those camps along the Old Hospital Road and on Lake Catherine in the vicinity of the Old Hospital Road in Sections 24 and 25, Township 10, Range 14 and the Fort Pike Subdivision including the surrounding area of the subdivision, ~~those camps along the Lakeshore, extending from New Orleans Lakefront Airport on the West to a point approximately 3,400 feet past Paris Road and Lake Pontchartrain on the east; Irish Bayou extending along Highway 11, bounded by I-10 on the North and the Hurricane Protection Levee crossing on the South, to a point plus or minus 400' south of the intersection of Kernard Avenue as projected with Gentilly Road; thence Northerly along Kernard Avenue as projected to its~~

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intersection with Gentilly Road, thence Westerly along Gentilly Road to its intersection of the center line of Wright Road right-of-way as extended; thence Northerly along Wright Road right-of-way as extended to its intersection with the Northern boundary of the Almonaster-Michoud Industrial District."

On motion of Senator Johnson, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, YEAS, Name. Includes Mr. President, Barham, Bean, Boissiere, Cain, Campbell, Casanova, Cravins, Dardenne, Dean, Ellington, Fields C, Fields W, Hainkel, Heitmeier, Hines, Hollis, Irons, Johnson, Jordan, Lambert, Landry, Lentini, Robichaux, Romero, Smith, Tarver, Theunissen, Thomas, Ullo.

NAYS

Malone
Total—1

ABSENT

Table with 3 columns: Name, ABSENT, Name. Includes Bajoie, Branch, Cox, Dyess, Greene, Jones, Schedler, 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.

Reconsideration

On motion of Senator Jordan, pursuant to the previous notice given, the vote by which the following bill failed to pass on Tuesday, June 15, 1999 was reconsidered.

HOUSE BILL NO. 2024—
BY REPRESENTATIVE PERKINS
AN ACT

To amend and reenact R.S. 27:21(A)(2), relative to records of the Louisiana Gaming Control Board; to provide that certain records of an applicant are deemed to be public records; to delete provisions providing for confidentiality of certain information relating to an applicant's background; and to provide for related matters.

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

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:

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.

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, Name. Includes Mr. President, Barham, Bean, Boissiere, Cain, Campbell, Casanova, Cravins, Dardenne, Dean, Ellington, Fields C, Fields W, Heitmeier, Hines, Hollis, Irons, Johnson, Jordan, Lambert, Landry, Lentini, Malone, Robichaux, Romero, Schedler, Smith, Tarver, Theunissen, Thomas, Ullo.

NAYS

Total—0

ABSENT

Table with 3 columns: Name, ABSENT, Name. Includes Bajoie, Branch, Cox, Dyess, Greene, Hainkel, Jones, 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.

Rules Suspended

Senator Irons 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. 1901—
BY REPRESENTATIVES WESTON, DURAND, GLOVER, GUILLORY, MITCHELL, AND WILKERSON
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields C	Malone
Barham	Fields W	Robichaux
Bean	Heitmeier	Romero
Boissiere	Hines	Schedler
Cain	Hollis	Smith
Campbell	Irons	Tarver
Casanova	Johnson	Theunissen
Cravins	Jordan	Thomas
Dardenne	Lambert	Ullo
Dean	Landry	
Ellington	Lentini	
Total—31		

NAYS

Total—0

ABSENT

Bajoie	Dyess	Jones
Branch	Greene	Siracusa
Cox	Hainkel	
Total—8		

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. 1933—

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

AN ACT

To amend and reenact R.S. 34:962(B)(2), (3), and (4), 991.1(B)(4), and 1049(B)(1) through (4), and to enact R.S. 34:962(C), 991.1(C), and 1049(C), relative to river pilots; to provide for the submission of annual reports; to provide for submission of accident reports involving state property; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields C	Malone
Barham	Fields W	Robichaux
Bean	Heitmeier	Romero
Boissiere	Hines	Schedler
Cain	Hollis	Smith
Campbell	Irons	Tarver
Casanova	Johnson	Theunissen
Cravins	Jordan	Thomas
Dardenne	Lambert	Ullo
Dean	Landry	
Ellington	Lentini	
Total—31		

NAYS

Total—0

ABSENT

Bajoie	Dyess	Jones
Branch	Greene	Siracusa
Cox	Hainkel	
Total—8		

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

HOUSE BILL NO. 1955—

BY REPRESENTATIVES HUNTER AND MARIONNEAUX
AN ACT

To enact R.S. 17:164.2, relative to school buses used to transport students; to require that certain buses be equipped with occupant restraint systems; to provide relative to rules and regulations of the State Board of Elementary and Secondary Education; to provide relative to compliance and funding; and to provide for related matters.

Motion

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

Senator Jones objected.

ROLL CALL

The roll was called with the following result:

YEAS

Dean
Total—1

NAYS

Barham	Fields C	Malone
Bean	Fields W	Robichaux
Boissiere	Heitmeier	Romero
Cain	Hines	Schedler
Campbell	Hollis	Smith
Casanova	Irons	Theunissen
Cox	Johnson	Thomas
Cravins	Jones	Ullo
Dardenne	Lambert	
Ellington	Landry	
Total—28		

ABSENT

Mr. President	Greene	Siracusa
Bajoie	Hainkel	Tarver
Branch	Jordan	
Dyess	Lentini	
Total—10		

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

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
Barham	Fields C	Malone
Bean	Fields W	Robichaux
Boissiere	Heitmeier	Romero

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Cain	Hines	Schedler
Campbell	Hollis	Smith
Casanova	Irons	Tarver
Cox	Johnson	Theunissen
Cravins	Jones	Thomas
Dardenne	Lambert	Ullo
Dean	Landry	
Total—32		

NAYS

Total—0

ABSENT

Bajoie	Greene	Siracusa
Branch	Hainkel	
Dyess	Jordan	
Total—7		

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. 1976—
BY REPRESENTATIVE HUNTER
AN ACT

To enact R.S. 33:2212(G), relative to employees of a municipal police department; to provide for a salary increase for members of the police department of the city of Monroe; 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	Fields C	Malone
Barham	Fields W	Robichaux
Bean	Heitmeier	Romero
Boissiere	Hines	Schedler
Cain	Hollis	Smith
Campbell	Irons	Tarver
Casanova	Johnson	Theunissen
Cox	Jones	Thomas
Cravins	Lambert	Ullo
Dardenne	Landry	
Ellington	Lentini	
Total—31		

NAYS

Dean
Total—1

ABSENT

Bajoie	Greene	Siracusa
Branch	Hainkel	
Dyess	Jordan	
Total—7		

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. 2051—
BY REPRESENTATIVE HUDSON
AN ACT

To enact R.S. 40:1498(D), relative to fire protection districts; to provide relative to per diem paid to members of the governing boards of certain districts; and to provide for related matters.

Floor Amendments Sent Up

Senator Smith sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Smith to Engrossed House Bill No. 2051 by Representative Hudson

AMENDMENT NO. 1

On page 1, between "To" and "enact" insert "amend and reenact R.S. 40:1662.8(B)(3)", between "to" and "fire" insert "safety and" and delete "districts"

AMENDMENT NO. 2

On page 1, at the beginning of line 4, add "fire protection" and between "districts" and the semi-colon ";" insert "to provide concerning the application and qualification of an individual for an alarm contracting license"

AMENDMENT NO. 3

On page 1, line 6, between "Section 1." and "R.S." insert "R.S. 40:1662.8(B)(3) is hereby amended and reenacted"

AMENDMENT NO. 4

On page 1, after line 17, add the following:

"§1662.8. Application for an individual license

* * *

B. Any person desiring to engage in alarm contracting shall apply to the fire marshal on a form specified and provided by the fire marshal. Such application shall be accompanied by:

* * *

(3) A statement by the applicant that he has not been convicted of a felony, received a first-time offender pardon for a felony, or entered a plea of guilty or nolo contendere to a felony charge. A felony that has been dismissed pursuant to Code of Criminal Procedure Article 893 shall not apply to this Paragraph.

* * *

On motion of Senator Smith, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Landry
Barham	Ellington	Lentini
Bean	Fields C	Robichaux
Boissiere	Fields W	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Smith
Casanova	Hollis	Tarver
Cox	Irons	Theunissen
Cravins	Johnson	Thomas
Dardenne	Jones	Ullo
Dean	Lambert	
Total—32		

NAYS

Malone
Total—1

ABSENT

Bajoie
Branch
Total—6

Greene
Hainkel

Jordan
Siracusa

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

HOUSE BILL NO. 2055—
BY REPRESENTATIVE WINDHORST
AN ACT

To provide that the Jefferson Parish School Board may name an Air Force Junior Reserve Officer Training Corps program building at West Jefferson High School in honor of Colonel Louis B. Cole; and to provide for related matters.

Floor Amendments Sent Up

Senator Ullo sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ullo to Engrossed House Bill No. 2055 by Representative Windhorst

AMENDMENT NO. 1
On page 1, line 4, after "Cole" insert the following: "and to authorize the Jefferson Parish School Board to name the multi-purpose building at the Paul J. Solis Elementary School located in Gretna, Louisiana as the Virginia Phillips Gaudet Building"

AMENDMENT NO. 2
On page 1, after line 10, insert the following:

"Section 2. Notwithstanding the provisions of R.S. 14:316 or any other provision of law, the Jefferson Parish School Board is hereby authorized to name the multi-purpose building at the Paul J. Solis Elementary School located in Gretna, Louisiana as the Virginia Phillips Gaudet Building."

On motion of Senator Ullo, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

	YEAS		
Mr. President	Ellington	Lentini	
Barham	Fields C	Robichaux	
Bean	Fields W	Romero	
Cain	Heitmeier	Schedler	
Campbell	Hines	Smith	
Casanova	Hollis	Tarver	
Cox	Irons	Theunissen	
Cravins	Johnson	Thomas	
Dardenne	Jones	Ullo	
Dean	Lambert		
Dyess	Landry		
Total—31			
	NAYS		
Total—0			
	ABSENT		

Bajoie
Boissiere
Branch
Total—8

Greene
Hainkel
Jordan

Malone
Siracusa

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

HOUSE BILL NO. 2056—
BY REPRESENTATIVE WINSTON
AN ACT

To enact R.S. 37:1285.3 and Part II-B of Chapter 4 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:678, relative to the practice of medicine; to authorize the use of chelating agents and chelation therapy by physicians; to provide for the nullity of rules and regulations in conflict with this grant of authority; and to provide for related matters.

Floor Amendments Sent Up

Senator Robichaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Schedler to Reengrossed House Bill No. 2056 by Representative Winston

AMENDMENT NO. 1
On page 1, line 2, after "To" delete the remainder of the line, delete line 3 in its entirety, and on line 4 delete "relative to the practice of medicine; to"

AMENDMENT NO. 2
On page 1, line 5, after "physicians" and before the semi-colon ";" insert "for a certain period of time"

AMENDMENT NO. 3
On page 1, delete lines 9 through 18 on page 2, delete lines 1 through 20

AMENDMENT NO. 4
On page 2, at the beginning of line 21, delete "A. It" and insert the following:

"Section 1. A. Until February 1, 2001, and as further provided in Subsection C of this Section, it"

AMENDMENT NO. 5
On page 3, lines 1, 3, and 6, change "Section" to "Act"

AMENDMENT NO. 6
On page 3, between lines 7 and 8 insert the following:

"C. In an effort to make this alternative medical therapy available to the citizens of the state in the safest and most advantageous way possible, the Louisiana State Board of Medical Examiners may choose to engage in a study of the utilization of chelation therapy. No rulemaking effort by the board on this topic shall commence until the board has completed such a study including but not limited to adequate public notice, solicitation of all interested parties, and submission of the required report, all as is provided for under the provisions of the Administrative Procedure Act. No such report shall be submitted to the legislature prior to February 1, 2001."

AMENDMENT NO. 7
On page 3, at the beginning of line 8, change "Section 3. Any" to "Section 2. All proposed rules on the subject of chelation therapy previously published as a notice of intent in the Louisiana Register and any"

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AMENDMENT NO. 8

On page 3, line 10, delete "Sections 1 and 2 of"

On motion of Senator Robichaux, the amendments were adopted.

Floor Amendments Sent Up

Senator Hines sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hines to Reengrossed House Bill No. 2056 by Representative Winston

AMENDMENT NO. 1

In Senate Floor Amendment No. 6 proposed by Senator Schedler and adopted by the Senate on June 16, 1999, on page 1, line 26, after "2001" insert the following: ", unless there is clear and convincing scientific evidence that the actual use of chelation therapy produces harmful side effects to individuals receiving this form of therapy"

On motion of Senator Hines, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Table listing members under NAYS: Hainkel, Ullo

ABSENT

Table listing members under ABSENT: Branch, Cox, Dyess, Siracusa, Thomas

The Chair declared the amended 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. 2076—

BY REPRESENTATIVE PERKINS

AN ACT

To amend and reenact R.S. 47:302.29(A), 322.9(A), and 332.2(A) and to enact R.S. 47:302.45, 322.39, and 332.45, relative to the state sales tax on hotel occupancy collected in certain political subdivisions within East Baton Rouge Parish; to revise the dedication of a portion of such monies; to create the Baker Economic Development Fund; to provide for deposit of monies into the fund; to provide for uses of monies in the fund; and to provide for related matters.

Floor Amendments Sent Up

Senator Thomas sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Thomas to Engrossed House Bill No. 2076 by Representative Perkins

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 47:302.29(A), 322.9(A), and 332.2(A)" to "R.S. 47:302.26, 302.29(A), 322.9(A), 322.37(A), 332.2(A), and 332.13"

AMENDMENT NO. 2

On page 1, line 4, between "occupancy" and "collected" insert "; to provide for taxes"

AMENDMENT NO. 3

On page 1, line 8, between "fund;" and "and" insert "to provide concerning the disposition of certain tax collections in St. Tammany Parish; to create the St. Tammany Parish Fund; to dedicate the state hotel sales tax from St. Tammany Parish to the St. Tammany Parish Fund; to allocate the St. Tammany Parish Fund between the St. Tammany Parish Tourist Commission and the St. Tammany Parish Economic and Development District Fund; to provide for an effective date;"

AMENDMENT NO. 4

On page 1, line 10, change "R.S. 47:302.29(A), 322.9(A), and 332.2(A)" to "R.S. 47:302.26, 302.29(A), 322.9(A), 322.37(A), 332.2(A), and 332.13"

AMENDMENT NO. 5

On page 1, between lines 12 and 13, insert the following:

"§302.26. Disposition of certain collections in St. Tammany Parish
A. The avails of the tax imposed by this Chapter from the sale of services as defined in R.S. 47:301(14)(a) in St. Tammany Parish under this Chapter shall be credited to the Bond Security and Redemption Fund, and after a sufficient amount is allocated from that fund to pay all the obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall pay the remainder of such funds into a special fund which is hereby created in the state treasury and designated as the "St. Tammany Parish Tourist Commission Fund".

B. The monies in the St. Tammany Parish Tourist Commission Fund shall be subject to annual appropriations by the legislature. The monies in the fund shall be available exclusively for use by the St. Tammany Parish Tourist Commission and the St. Tammany Parish Economic and Industrial Development District, as provided in this Section. All unexpended and unencumbered monies in the fund shall remain in the fund. The monies in the fund shall be invested by the treasurer in the same manner as the monies in the state general fund, and all interest earned shall be deposited into the state general fund.

R.S. 47:302.26(C) is all proposed new law.

C. Monies in the fund shall be subject to annual appropriation by the legislature and shall be allocated as follows:

- (1) St. Tammany Parish Tourist Commission, eighty-five percent;
(2) St. Tammany Parish Economic and Industrial Development District, fifteen percent.

R.S. 47:302.26(D) is all proposed new law.

D. Twenty-five percent of the fund, from the portion allocated to the St. Tammany Parish Tourist Commission shall be subject to the restrictions and used solely for the proposes as provided in R.S. 47:322.37(B).

* * *

AMENDMENT NO. 6

On page 3, between lines 15 and 16, insert the following:

"§322.37. Disposition of certain collections in St. Tammany Parish
 A. The avails of the tax imposed by R.S. 47:321 from the sales of services as defined in R.S. 47:301(14)(a) in St. Tammany Parish under the provisions of R.S. 47:321(C) and 322, as applicable, shall be credited to the Bond Security and Redemption Fund, and after a sufficient amount is allocated from that fund to pay all the obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall pay the remainder of such funds into the St. Tammany Parish ~~Tourist Commission~~ Fund as provided for in R.S. 47:302.26. However, the monies in the fund from the avails of the tax provided for in this Section each fiscal year shall be ~~appropriated by the legislature for the purposes provided for and shall be used solely as provided for~~ in Subsection B of this Section.

B.(1) The money deposited in the fund for Fiscal Years 1997-1998 and 1998-1999 shall be appropriated to the St. Tammany Parish Tourist Commission and shall be held by such commission in its treasury as a special restricted account. The money in such account may be invested in the same manner as other funds of the commission, but otherwise shall not be used before July 1, 1999. After that date, the money may be used by the commission for the purposes provided for in Paragraph (2) of this Subsection. However, nothing in this Paragraph shall prohibit the East St. Tammany Events Center District and the St. Tammany Events Center District, established pursuant to R.S. 33:4575 through 4575.6 and R.S. 33:4579 through 4579.5, from requesting funds, not to exceed fifty thousand dollars for each district, to be used for research, development, marketing, and feasibility studies. All monies requested shall be approved by, and at the sole discretion of, the St. Tammany Parish Tourist Commission.

(2) Beginning July 1, 1999, the money in the special restricted account and other funds appropriated to the commission pursuant to Subsection A of this Section each fiscal year shall be used for performing arts and/or convention centers within St. Tammany Parish, including use for capital improvements related to the construction, maintenance, and operation of such centers.
 * * *

AMENDMENT NO. 7

On page 4, between lines 12 and 13, insert the following:

"§332.13. Disposition of certain collections in St. Tammany Parish
 The avails of the tax imposed by R.S. 47:331 from the sales of services as defined in R.S. 47:301(14)(a) in St. Tammany Parish under R.S. 47:331(C) and 332, as applicable, shall be credited to the Bond Security and Redemption Fund, and after a sufficient amount is allocated from that fund to pay all the obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall pay the remainder of such funds into the St. Tammany Parish ~~Tourist Commission~~ Fund as provided in and subject to R.S. 47:302.26."

On motion of Senator Thomas, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS		
Mr. President	Dyess	Lambert
Bajoie	Ellington	Landry
Barham	Fields C	Lentini
Bean	Fields W	Malone
Boissiere	Greene	Romero
Branch	Hainkel	Schedler
Cain	Heitmeier	Smith
Campbell	Hines	Tarver
Casanova	Hollis	Theunissen
Cox	Irons	Thomas

Cravins	Johnson	Ullo
Dardenne	Jones	
Dean	Jordan	
Total—37		
	NAYS	
Total—0		
	ABSENT	
Robichaux	Siracusa	
Total—2		

The Chair declared the amended 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. 2084—

BY REPRESENTATIVES WINDHORST, BRUCE, DUPRE, DURAND, FAUCHEUX, FRITH, HEBERT, ILES, LONG, MONTGOMERY, NEVERS, POWELL, SALTER, THOMPSON, WADDELL, WESTON, WILKERSON, AND WILLARD

AN ACT

To enact Part V-B of Chapter 2 of Code Title XII of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:3541.23 through 3541.25, relative to credit card solicitations; to provide relative to telephone solicitation of cardholders; to provide relative to the transmission of preprinted checks, cash advance checks, credit card checks, or any other similar instruments to cardholders; to provide for violations and penalties; and to provide for related matters.

Floor Amendments Sent Up

Senator Hollis sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hollis to Reengrossed House Bill No. 2084 by Representative Windhorst

AMENDMENT NO. 1

In the amendments proposed by the Senate Commerce and Consumer Protection Committee and adopted by the Senate on June 9, 1999, in Amendment No. 7 on page 1, line 30, after "company" insert the following: "or by sending any other written correspondence to the credit card issuing financial institution indicating that he does not want to receive such instruments"

On motion of Senator Hollis, the amendments were adopted.

The bill was read by title. Senator Hollis 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
Bean	Greene	Robichaux
Boissiere	Hainkel	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Smith
Casanova	Hollis	Tarver
Cravins	Johnson	Theunissen
Dardenne	Jones	Thomas
Dyess	Jordan	Ullo
Total—33		

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NAYS

Total—0

ABSENT

Branch	Dean	Malone
Cox	Irons	Siracusa
Total—6		

The Chair declared the amended 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. 2088—
BY REPRESENTATIVE STELLY
AN ACT

To enact R.S. 33:102.1, relative to the regulation of amateur radio antennas; to provide that no parish or municipality may enact or enforce an ordinance or regulation that is in conflict with the ruling of the Federal Communications Commission or other regulations related to amateur radio service adopted under federal law; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Casanova	Irons	Robichaux
Cox	Malone	Siracusa
Total—6		

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

Senator Barham in the Chair

HOUSE BILL NO. 2098—
BY REPRESENTATIVE TOOMY
AN ACT

To amend and reenact R.S. 17:3217.2(D), to provide relative to the operation of vending stands, vending machines, and other concessions at Delgado Community College, including limitations on fees, service charges, or other operating costs; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Ellington	Lambert
Barham	Fields C	Landry
Bean	Fields W	Lentini
Boissiere	Greene	Malone
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

Mr. President	Robichaux
Dyess	Siracusa
Total—4	

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

HOUSE BILL NO. 2106—
BY REPRESENTATIVES WALSWORTH, TRICHE, AND WELCH
AN ACT

To amend and reenact R.S. 29:288, relative to veterans affairs; to provide educational benefits for children of certain veterans; to provide conditions and for certain determinations; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Cox	Siracusa
Total—2	

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

HOUSE BILL NO. 2119—
BY REPRESENTATIVES WADDELL AND WINSTON
AN ACT

To enact R.S. 46:56(F)(10), relative to records and reports concerning children; to provide access to certain such records to certain specified persons and entities; to require a hold harmless agreement; to provide for the effectiveness of such provisions; and to provide for related matters.

Floor Amendments Sent Up

Senator Irons sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Irons to Engrossed House Bill No. 2119 by Representative Waddell

AMENDMENT NO. 1

On page 1, line 2, after "enact" insert "R.S. 36:259(Y),"

AMENDMENT NO. 2

On page 1, line 2, after "46:56(F)(10)," insert "and Chapter 42 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2551 through 2555,"

AMENDMENT NO. 3

On page 1, line 5, after "provisions;" insert the following: "to provide for legislative findings and purpose; to provide for the creation of the board and the appointment of its members and terms, officers, meetings, domicile, and staff; to provide for its powers and duties; to provide for cooperation by other state entities; to provide for the submission of an annual report;"

AMENDMENT NO. 4

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

"Section 1. R.S. 36:259(Y) is hereby enacted to read as follows:
§259. Transfer of agencies and functions to the Department of Health and Hospitals

R.S. 36:259(Y) is all proposed new law.

Y. The Louisiana Adolescent Pregnancy Review Board (R.S. 46:2551-2555) is placed within the Department of Health and Hospitals and shall exercise and perform its powers, duties, functions, and responsibilities in the manner provided for agencies transferred in accordance with the provisions of R.S. 36:901."

AMENDMENT NO. 5

On page 1, line 8, change "Section 1" to "Section 2" and after "46:56(F)(10)" delete "is" and insert the following: "and Chapter 42 of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:2551 through 2555 are"

AMENDMENT NO. 6

On page 2, between lines 16 and 17, insert the following:

"CHAPTER 42. LOUISIANA ADOLESCENT PREGNANCY
REVIEW BOARD

Chapter 42 is all proposed new law.

§2551. Findings and purpose

R.S. 46:2551 is all proposed new law.

A. The legislature hereby finds and declares that:

(1) While the rate of adolescent pregnancy is declining it still remains a very serious problem facing the state and the nation.

(2) Problems relative to adolescent pregnancy are of particular concern to Louisiana because the state ranks among the top ten states in the nation in the rate of adolescent births.

(3) The high number of unintended or unwanted adolescent pregnancies is a tragic and undesirable consequence of complex societal forces.

(4) Society must bear the cost of adolescent pregnancy in terms of loss of human potential, rising health care, and welfare expenditures.

(5) Collecting data on the incidences of adolescent pregnancy will better enable the state to address the underlying issues and prevent and lower the incidence of adolescent pregnancy which are critical to improving the overall health, education, economic, and social status of our adolescents and of future generations of Louisiana citizens.

B. The legislature, therefore, declares that the purpose of this Chapter is to create the Louisiana Adolescent Pregnancy Review Board in order to collect data on the incidence of adolescent pregnancy in the state in an effort to help prevent and significantly reduce the incidence of future adolescent pregnancies.

§2552. Adolescent Pregnancy Review Board: creation; membership; terms; officers; compensation; meetings; domicile; staff

R.S. 46:2552 is all proposed new law.

A. The Adolescent Pregnancy Review Board, hereafter referred to as the "board", is hereby created within the Department of Health and Hospitals.

B. The board shall consist of the following members:

(1) The chairman of the Senate Committee on Health and Welfare, or his designee, who shall serve as an ex officio member.

(2) The chairman of the House Committee on Health and Welfare, or his designee, who shall serve as an ex officio member.

(3) The secretary of the Department of Health and Hospitals, or his designee.

(4) The secretary of the Department of Social Services, or his designee.

(5) The secretary of the Department of Public Safety and Corrections, or his designee.

(6) The superintendent of the Department of Education, or his designee.

(7) The assistant secretary of the office of family support within the Department of Social Services, or his designee.

(8) The assistant secretary of the office of public health within the Department of Health and Hospitals, or his designee.

(9) The executive director of the Louisiana Maternal and Child Health Coalition, or his designee.

(10) The executive director of the National Association of Social Workers, Louisiana Chapter, or his designee.

(11) The executive director of the Children's Cabinet, or his designee.

(12) The executive director of the office of women's services, or his designee.

(13) The executive director of the office of abstinence, or his designee.

(14) The executive director of the Governor's Advisory Board on Juvenile Justice and Delinquency Prevention, or his designee.

(15) One adolescent health physician appointed by the Louisiana State Medical Society.

(16) One nurse who is employed in a school-based health center appointed by the Louisiana Assembly on School Based Health Care.

(17) Two adolescent delegates elected by the Louisiana Youth Congress on Health.

(18) Two persons who serve as parent representatives on a school health clinic advisory board appointed by the governor, subject to Senate confirmation.

C. Vacancies shall be filled in the manner of the original appointment.

D. The secretary of the Department of Health and Hospitals shall call the first meeting of the board by October 1, 1999. At the first meeting of the board, the members shall elect a chairman, vice chairman, and other officers as they may deem appropriate.

E. All legislative members of the board shall receive the same per diem and travel allowance for attending meetings of the board or any meeting thereof as is normally provided for members of the legislature.

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F. Nonlegislative members of the board shall receive no compensation for their services as members but shall be reimbursed for their actual expenses for necessary travel and for other expenses incurred in the performance of their duties as members of the board to the extent that funds are made available for such purposes.

G. The board shall be domiciled in Baton Rouge, Louisiana, but may hold meetings elsewhere in the state.

H. The Department of Health and Hospitals shall provide the necessary staff for the board to be able to conduct its business and make the report required by this Chapter.

§2553. Powers and duties of the board
R.S. 46:2553 is all proposed new law.

A. The board shall:

(1) Collect, review, and analyze information on all programs in the state designed to prevent adolescent pregnancy or that provide services to pregnant and parenting adolescents.

(2) Maintain up-to-date statistics on the incidence of adolescent pregnancy throughout the state and adolescent pregnancy rates by parish.

(3) Evaluate outcomes of existing programs and propose guidelines for programs to be funded.

(4) Make recommendations for the implementation of public policies, proposed legislation, and for a statewide program to combat the problem of adolescent pregnancy so that there is a coordination and improvement of the services of the state, local governments, private and voluntary agencies, community organizations, religious organizations, and schools, including but not limited to:

- (a) Preventing subsequent adolescent pregnancies.
- (b) Reducing school drop-out rates.
- (c) Preparing parents to counsel with their children on human sexuality.

(5) Encourage males and females to be responsible for their behavior.

B. The board may:

(1) Hold public hearings, conduct investigations, and require the filing of information relevant to matters affecting adolescent pregnancy.

(2) Administer oaths or affirmations in its hearings or investigations.

(3) Exercise all other powers that are necessary to carry out the express purpose of this Chapter.

§2554. Cooperation by other state entities

R.S. 46:2554 is all proposed new law.

All departments, commissions, boards, agencies, officers, and institutions of the state and all subdivisions thereof shall cooperate with the board in carrying out the powers and purposes of this Chapter.

§2555. Report

R.S. 46:2555 is all proposed new law.

The board shall submit an annual report of its findings and recommendations, including proposed legislation if necessary, to the Senate and House committees on health and welfare no later than March first of each year."

AMENDMENT NO. 7

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

AMENDMENT NO. 8

On page 2, between lines 19 and 20, insert the following:

"Section 4. The provisions of this Act shall not affect or supercede any authority of the Governor's Program on Abstinence."

AMENDMENT NO. 9

On page 2, line 20, change "Section 3" to "Section 5"

On motion of Senator Irons, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Dyess	Ellington	Siracusa
Total—3		

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

HOUSE BILL NO. 2121—

BY REPRESENTATIVE BAUDOIN
 AN ACT

To enact R.S. 33:4875.1, relative to the exercise of police powers by local governmental subdivisions; to authorize parish and municipal governing authorities to adopt ordinances regulating the enclosure of swimming pools; and to provide for related matters.

The bill was read by title. Senator Casanova 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
Bean	Hainkel	Romero
Boissiere	Heitmeier	Schedler
Branch	Hines	Smith
Cain	Hollis	Tarver
Campbell	Irons	Theunissen
Casanova	Johnson	Thomas
Cox	Jones	Ullo
Cravins	Jordan	
Dardenne	Lambert	
Total—34		

NAYS

Dean	Landry
Total—2	

ABSENT

Dyess	Ellington	Siracusa
Total—3		

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

HOUSE BILL NO. 2125—
BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 33:4576(B)(3), relative to the West Calcasieu Parish Community Center Authority; to provide relative to the governance of the authority including the terms of members; 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 Cox to Engrossed House Bill No. 2125 by Representative Johns

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 5 proposed by the Senate Committee on Local and Municipal Affairs and adopted by the Senate on June 9, 1999, and on page 1, after line 16, insert the following:

"(f) One member who resides in Ward 4, 5, 6, or 7 of Calcasieu Parish shall be appointed by the member of the House of Representative whose district comprises at least eighty percent of the voting populations of Wards 4, 5, 6, and 7 combined.

"(g) One member who resides in Ward 4, 5, 6, or 7 of Calcasieu Parish shall be appointed by the member of the Senate whose district comprises at least eighty percent of the voting populations of Wards 4, 5, 6, and 7 combined."

AMENDMENT NO. 2

On page 2, line 2, change "Term" to "Beginning on January 1, 2003, terms"

AMENDMENT NO. 3

Delete Senate Committee Amendment No. 6 proposed by the Senate Committee on Local and Municipal Affairs and adopted by the Senate on June 9, 1999.

AMENDMENT NO. 4

Delete Senate Committee Amendments No. 10, 11, and 12 proposed by the Senate Committee on Local and Municipal Affairs and adopted by the Senate on June 9, 1999 and on page 2, delete lines 11 through 15, and insert the following:

"Section 2. All members serving on the West Calcasieu Parish Community Center Authority on the effective date of this Act, and all persons appointed to serve on the authority after the effective date of this Act whose term commences prior to January 1, 2003, shall serve at the pleasure of the respective appointing authority until December 31, 2002. The term of each such member shall end on December 31, 2002.

Section 3. The legislative delegation with the appointing authority set forth in R.S. 33:4576(B)(2)(f) and (g) shall call the first meeting of the West Calcasieu Parish Community Center Authority to be held after January 1, 2003."

AMENDMENT NO. 5

In Senate Committee Amendment No. 13 proposed by the Senate Committee on Local and Municipal Affairs and adopted by the Senate on June 9, 1999, on page 1, line 18 change "Section 3." to "Section 4."

On motion of Senator Landry, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Branch	Dyess	Siracusa
Dean	Ellington	
Total—5		

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

HOUSE BILL NO. 2126—
BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 37:1171(6) and 1192, relative to pharmacy personnel; to change the provisions related to qualified assistants; to provide for pharmacy technicians; and to provide for related matters.

Motion

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

Senator Hines objected.

ROLL CALL

The roll was called with the following result:

YEAS

Barham	Ellington	Romero
Boissiere	Greene	Tarver
Branch	Hainkel	Ullo
Casanova	Jordan	
Dardenne	Lambert	
Total—13		

NAYS

Bajoie	Fields C	Landry
Bean	Fields W	Lentini
Cain	Heitmeier	Malone
Campbell	Hines	Schedler
Cox	Hollis	Smith
Cravins	Irons	Theunissen
Dean	Johnson	Thomas
Dyess	Jones	
Total—23		

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ABSENT

Mr. President Robichaux Siracusa
Total—3

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

Mr. President in the Chair

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

Bajoie	Fields W	Lentini
Bean	Heitmeier	Robichaux
Boissiere	Hines	Romero
Cain	Hollis	Schedler
Campbell	Irons	Smith
Cravins	Johnson	Tarver
Dean	Jones	Theunissen
Dyess	Lambert	Thomas
Fields C	Landry	
Total—26		

NAYS

Mr. President	Cox	Hainkel
Barham	Dardenne	Jordan
Branch	Ellington	Malone
Casanova	Greene	Ullo
Total—12		

ABSENT

Siracusa
Total—1

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. 2135—

BY REPRESENTATIVES FARVE, WILLARD, BAUDOIN, CRANE, CURTIS, DOERGE, KENNEY, LONG, MCDONALD, SALTER, AND WRIGHT
AN ACT

Proposing to enact R.S. 17:2118, relative to school prayer; to provide for an opportunity for students and teachers to observe time each school day in prayer or meditation; to provide certain limitations; to provide that the electorate may adopt or reject such school prayer law by referendum; to provide for effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 2137—

BY REPRESENTATIVE LEBLANC
AN ACT

To amend and reenact R.S. 39:31(F), R.S. 51:2380(D), 2381(A), and 2382(B)(6) and to enact R.S. 39:31(A)(3) and R.S. 51:2383(A)(12), relative to executive branch strategic and operational plans; to provide for information used by departments to develop strategic and operational plans for budget development purposes; to provide for reporting requirements and submission deadlines of certain master plans; 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	Fields C	Landry
Barham	Fields W	Lentini
Bean	Greene	Malone
Boissiere	Hainkel	Robichaux
Branch	Heitmeier	Romero
Cain	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

Bajoie	Dean
Campbell	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. 2149—

BY REPRESENTATIVE TRICHE
AN ACT

To amend and reenact R.S. 28:757 and R.S. 36:259(L), to provide with respect to personnel matters of the Louisiana State Planning Council on Developmental Disabilities; to provide for the appointing authority of the council; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Siracusa
Total—1

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. 2161—
BY REPRESENTATIVE JOHN SMITH
AN ACT

To amend and reenact R.S. 56:797(C) and 798(B), relative to investment of certain special funds; to authorize investment of the Rockefeller Foundation Wildlife Refuge and Game Preserve Fund and the Russell Sage or Marsh Island Refuge Fund in stocks, bonds, and certain government securities; 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	Lambert
Bajoie	Ellington	Landry
Barham	Fields C	Lentini
Bean	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—38		

NAYS

Total—0

ABSENT

Siracusa
Total—1

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. 2166—
BY REPRESENTATIVE WELCH
AN ACT

To amend and reenact R.S. 14:313, relative to offenses affecting the public generally; to provide an exception to wearing masks or hoods in public; and to provide for related matters.

The bill was read by title. Senator C. Fields 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
Bean	Fields W	Malone

Boissiere
Branch
Cain
Campbell
Casanova
Cox
Cravins
Dardenne
Dean
Dyess
Total—37

Greene
Hainkel
Heitmeier
Hines
Hollis
Irons
Johnson
Jones
Jordan
Lambert

Robichaux
Romero
Schedler
Smith
Tarver
Theunissen
Thomas
Ullo

NAYS

Total—0

ABSENT

Mr. President
Total—2

Siracusa

The Chair declared the 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.

HOUSE BILL NO. 2167—
BY REPRESENTATIVE WELCH
AN ACT

To enact R.S. 14:93.4(C), relative to the crime of exploitation of the infirmed; to provide that a person convicted of the offense or who enters a plea agreement for the offense shall be prohibited from having access to any aged or disabled persons power of attorney, guardianship, assets, or property; 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

Bajoie	Ellington	Landry
Barham	Fields C	Lentini
Bean	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

Mr. President
Total—2

Siracusa

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.

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HOUSE BILL NO. 2205—

BY REPRESENTATIVE LANCASTER
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 Ferran Place-Courtland Heights area 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 or parcel fee; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Lambert
Bajoie	Ellington	Landry
Barham	Fields C	Lentini
Bean	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—38		

NAYS

Total—0

ABSENT

Siracusa
Total—1

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. 2206—

BY REPRESENTATIVES LANCASTER, MONTGOMERY, AND
WALSWORTH
AN ACT

To amend and reenact R.S. 49:964(A) and 992(B)(3), relative to administrative procedure; to provide that certain governmental agencies and other related persons shall not be entitled to judicial review of certain adjudications; to provide for the effectiveness of the provisions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Lambert
Bajoie	Ellington	Landry
Barham	Fields C	Lentini
Bean	Fields W	Malone
Boissiere	Greene	Robichaux

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

Total—38

NAYS

Total—0

ABSENT

Siracusa
Total—1

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. 2208—

BY REPRESENTATIVES COPELIN, CHAISSON, DANIEL, DURAND,
FAUCHEUX, GLOVER, HEATON, HILL, LANDRIEU, MCCAIN,
MONTGOMERY, ODINET, PIERRE, WARNER, AND WILLARD
AN ACT

To amend and reenact Section 4.A. of Act No. 541 of the 1976 Regular Session of the Louisiana Legislature, as amended by Act No. 499 of the 1978 Regular Session of the Louisiana Legislature, Act No. 449 of the 1980 Regular Session of the Louisiana Legislature, Act No. 927 of the 1981 Regular Session of the Louisiana Legislature, Act No. 476 of the 1984 Regular Session of the Louisiana Legislature, Act No. 259 of the 1989 Regular Session of the Louisiana Legislature, and Act No. 640 of the 1993 Regular Session of the Louisiana Legislature, relative to the Louisiana Stadium and Exposition District; to require legislative approval of any amendment to the contract or lease with the New Orleans franchise of the National Football League and of any contract or lease of the multi-purpose facility with a professional sports franchise; and to provide for related matters.

Floor Amendments Sent Up

Senator Ewing sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ewing and Ellington to Reengrossed House Bill No. 2208 by Representative Copelin

AMENDMENT NO. 1

On page 1, line 9, between "Legislature" and before the comma "," insert "and R.S. 51:291 and 293"

AMENDMENT NO. 2

On page 1, line 10, between "District;" and "to" insert "to name and designate the Louisiana Superdome as the John J. McKeithen Superdome; to provide relative to trade names, trademarks and service marks reserved to the district;"

AMENDMENT NO. 3

On page 3, between lines 21 and 22 insert the following:

"Section 2. R.S. 51:291 and 293 are hereby amended and reenacted to read as follows:

§291. Purpose

A. This Subpart is enacted pursuant to the provisions of Paragraph (T) of Section 47 of Article XIV of the Louisiana Constitution

authorizing the Legislature to more fully define the rights and obligations of the Louisiana Stadium and Exposition District.

B. The legislature hereby finds and declares that the terms "Superdome", "Louisiana Superdome", "John J. McKeithen Superdome", "Dome (d) Stadium", "Louisiana Dome (d) Stadium", and "Louisiana Dome", and the general design, appearance and configuration of the stadium being constructed by the Louisiana Stadium and Exposition District, and the following logo -- "L'S" -- which comprises three elements (a) a curved line which follows the general configuration of the Mississippi River in downtown New Orleans, Louisiana, (b) a straight vertical line across the curved line which generally represents the Greater Mississippi River Bridge, and (c) a circular dot which generally represents the approximate geographical location of the stadium facility, are particularly, exclusively and uniquely descriptive in the State of Louisiana of the stadium being constructed by the Louisiana Stadium and Exposition District in New Orleans, Louisiana. It is therefore within the public interest that these terms and said general design, appearance and configuration of the stadium and the special "L'S" logo be reserved to the Louisiana Stadium and Exposition District in order to prevent unauthorized commercial exploitation thereof, it being the intent hereof that said terms and said general design, appearance and configuration and said special "L'S" logo be used commercially in the state of Louisiana only when authorized by the Louisiana Stadium and Exposition District.

* * *

§293. Certain trademarks, service marks and trade names reserved to Louisiana Stadium and Exposition District

The terms "Superdome", "Louisiana Superdome", "John J. McKeithen Superdome", "Dome (d) Stadium", "Louisiana Dome (d) Stadium" and "Louisiana Dome" and marks including the symbol or image of the general design, appearance and/or configuration of the stadium facility being constructed by the Louisiana Stadium and Exposition District in New Orleans, Louisiana, and the following logo -- "L'S", and terms and marks which include any of the foregoing are hereby reserved to the Louisiana Stadium and Exposition District as trade names, trademarks and service marks in all fields of commerce in the state of Louisiana; and firms, partnerships, corporations, associations or other organizations to utilize the foregoing trade names, trademarks or service marks in connection with the manufacture, sale and/or distribution of goods or with the providing of services.

Section 3. Notwithstanding any law to the contrary the Louisiana Superdome is hereby named and designated as the "John J. McKeithen Superdome".

AMENDMENT NO. 4

On page 3, line 22, change "Section 2." to "Section 4."

On motion of Senator Ewing, 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. 2208 by Representative Copelin

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 1 proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on June 9, 1999.

AMENDMENT NO. 2

On page 3, line 7, after "legislature." delete the remainder of the line and delete lines 8 through 11 and on line 12, delete "of both houses of the legislature."

On motion of Senator Hainkel, the amendments were adopted.

Floor Amendments Sent Up

Senator Boissiere sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senators Boissiere, Dardenne, and Heitmeier to Reengrossed House Bill No. 2208 by Representative Copelin

AMENDMENT NO. 1

On page 3, line 7, after "legislature" insert the following:

"or the Joint Legislative Committee on the Budget"

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

NAYS

Dean
Total—1

ABSENT

Schedler
Total—2
Siracusa

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.

HOUSE BILL NO. 2213—
BY REPRESENTATIVE MCDONALD
AN ACT

To amend and reenact R.S. 15:587.1(B) and (D) and R.S. 17:15, relative to the provision of information to protect children; to authorize the State Board of Elementary and Secondary Education to establish certain requirements and procedures for the state Department of Education to request and obtain specified criminal history background information on applicants for or recipients of any certificate or license issued by the department or by the board in accordance with state law or board policy; to provide for the duties and responsibilities of the Louisiana Bureau of Criminal Identification and Information relative to requests required by law from educational entities for individual criminal history

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information; to provide for the payment of processing fees; to provide for the submission of certain records by school principals to the state superintendent of education regarding the placement of certain persons in any position of supervisory or disciplinary authority over school children; to provide for the submission of certain records by public school superintendents to the state superintendent of education regarding the dismissal of teachers and other school employees as required by law for specified reasons and any reemployment of such persons; 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 Landry
Bajoie Fields C Lentini
Barham Fields W Malone
Bean 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
Dean Lambert
Total—37

NAYS

Total—0

ABSENT

Dyess Siracusa
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. 2235— BY REPRESENTATIVE HOLDEN AN ACT

To enact R.S. 33:4574(G), relative to tourist commissions; to authorize tourist commissions to enter into contracts for the employment of an executive director; to provide the terms of the contract; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dyess Landry
Bajoie Fields C Lentini
Barham Fields W Malone
Bean 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
Dean Lambert
Total—37

NAYS

Ellington
Total—1
ABSENT

Siracusa
Total—1

The Chair declared the 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.

HOUSE BILL NO. 2256— BY REPRESENTATIVE WINSTON AN ACT

To enact Part L-IV of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.151, relative to child advocacy centers; to establish the Child Advocacy Center Support Fund; to provide for the deposit of monies into the fund; to provide for uses of monies in the fund; 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
Bean Greene Robichaux
Boissiere Hainkel Romero
Branch Heitmeier Schedler
Cain Hines Smith
Campbell Hollis Tarver
Casanova Irons Theunissen
Cox Johnson Thomas
Dardenne Jones Ullo
Dean Jordan
Dyess Lambert
Total—37

NAYS

Total—0
ABSENT

Cravins 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. 2270— (Substitute for House Bill No. 2114 by Representative Montgomery) BY REPRESENTATIVE MONTGOMERY AN ACT

To amend and reenact R.S. 44:3(A)(4)(b)(i), relative to public records; to provide with respect to the contents of initial reports of investigations of complaints; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Lambert
Bajoie	Ellington	Landry
Barham	Fields C	Lentini
Bean	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—38		

NAYS

Total—0

ABSENT

Siracusa
Total—1

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

HOUSE BILL NO. 2274— (Substitute for House Bill No. 1082 by Representative Glover)

BY REPRESENTATIVE GLOVER
AN ACT

To enact R.S. 33:2476.1, relative to the municipal fire and police civil service board in Shreveport; to provide relative to the composition of such board; to provide relative to the terms of members and vacancies on such board; to provide relative to a quorum; and to provide for related matters.

Floor Amendments Sent Up

Senator Bean sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Bean to Reengrossed House Bill No. 2274 by Representative Glover

AMENDMENT NO. 1

On page 2, lines 15 and 16, change "Subparagraphs (a) and (b) of this Paragraph" to "Paragraphs (1) and (2) of this Subsection"

On motion of Senator Bean, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Lambert
Bajoie	Fields C	Landry

Barham	Fields W	Lentini
Bean	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

Boissiere	Ellington	Siracusa
Total—3		

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

HOUSE BILL NO. 2275— (Substitute for House Bill No. 1086 by Representatives Martiny, Ansardi, Bowler, Green, and Lancaster and Senator Hollis)

BY REPRESENTATIVES MARTINY, ANSARDI, BOWLER, GREEN, LANCASTER, AND DURAND AND SENATOR HOLLIS
AN ACT

To amend and reenact R.S. 15:571.11(A)(1)(c), R.S. 40:1742, and R.S. 46:2583(A) and to enact R.S. 40:1742.1 relative to parking for disabled persons; to provide relative to fines for violations of disabled person parking regulations and to the distribution of monies collected from such fines; and to provide for related matters.

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

HOUSE BILL NO. 2276— (Substitute for House Bill No. 1966 by Representative Wiggins)

BY REPRESENTATIVE WIGGINS AND SENATOR ELLINGTON
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

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Cravins	Johnson	Thomas
Dardenne	Jones	Ullo
Dean	Jordan	
Total—38		

NAYS

Total—0

ABSENT

Siracusa
Total—1

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

HOUSE BILL NO. 64—
BY REPRESENTATIVES THOMPSON AND JENKINS
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Landry
Bajoie	Fields C	Lentini
Barham	Fields W	Malone
Bean	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	
Dyess	Lambert	
Total—37		

NAYS

Dean
Total—1

ABSENT

Siracusa
Total—1

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. 315—
BY REPRESENTATIVES DUPRE, CRANE, DOWNER, GAUTREAU, HEBERT, LONG, MCCALLUM, JACK SMITH, STELLY, THORNHILL, TRICHE, AND WELCH
AN ACT

To amend and reenact R.S. 11:701(5)(c), relative to the Teachers' Retirement System; to provide with respect to the inclusion of certain salary increases in calculating "average compensation"; to

provide regarding recomputation of benefits; to provide for retroactive application; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Malone	Romero	Siracusa
Total—3		

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

HOUSE BILL NO. 324— (Duplicate of Senate Bill No. 934)
BY REPRESENTATIVES WALSWORTH AND SENATOR EWING AND COAUTHORED BY REPRESENTATIVES FAUCHEUX, JENKINS, KENNEY, AND THOMPSON
AN ACT

To amend and reenact R.S. 36:802(introductory paragraph) and to enact Chapter 27 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1231 through 1237, and R.S. 36:209(Q), to create the Louisiana Purchase Bicentennial Commission; to provide for membership on the commission and its operation; to provide relative to powers, duties, and activities of the commission; to provide relative to funds and property of the commission; to provide for termination of the commission; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Cravins	Johnson	Thomas
Dardenne	Jones	Ullo
Dean	Jordan	
Total—38		

NAYS

Total—0

ABSENT

Siracusa
Total—1

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

HOUSE BILL NO. 477—

BY REPRESENTATIVES TRICHE, HOPKINS, LEBLANC, MCCALLUM, SALTER, JACK SMITH, THOMPSON, AND KENNEY

A JOINT RESOLUTION

Proposing to amend Article VIII, Section 7.1(D) of the Constitution of Louisiana, to provide relative to state general fund appropriations for certain higher education institutions; to prohibit the reduction of such appropriations below certain amounts under certain circumstances; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Schedler
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. 718—

BY REPRESENTATIVES DANIEL, BARTON, DOERGE, KENNEY, LONG, MCDONALD, POWELL, PRATT, WINSTON, WRIGHT, THOMPSON, AND WADDELL

AN ACT

To enact R.S. 17:421.6, relative to teacher salaries; to provide a salary adjustment for certain public school teachers having certificates issued by the National Board for Professional Teaching Standards; to provide conditions and guidelines for receiving the adjustment; to provide the minimum amount of the salary adjustment; to

provide definitions; to provide for payment; to provide for the reimbursement to school boards of certain costs; to provide limitations; to provide for effectiveness; 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
Bean	Greene	Malone
Boissiere	Hainkel	Robichaux
Branch	Heitmeier	Romero
Cain	Hines	Schedler
Campbell	Hollis	Smith
Casanova	Irons	Tarver
Cox	Johnson	Theunissen
Cravins	Jones	Thomas
Dardenne	Jordan	Ullo
Total—36		

NAYS

Dean
Total—1

ABSENT

Dyess
Total—2

Siracusa

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. 728—

BY REPRESENTATIVE SALTER

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the final judgment in the suit entitled "Tom Paul Southerland, et al v. The Board of Trustees for State Colleges and Universities"; to provide for interest; to provide for costs; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Bajoie	Fields W	Lambert
Boissiere	Heitmeier	Landry
Casanova	Hines	Robichaux
Cox	Johnson	Tarver
Dyess	Jones	
Fields C	Jordan	
Total—16		

ABSENT

Mr. President	Campbell	Siracusa
Total—3		

The Chair declared the previous question was called on the entire subject matter.

Senator Hainkel moved adoption of the amendments.

Senator C. Fields objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dardenne	Lentini
Bajoie	Dean	Malone
Barham	Ellington	Robichaux
Bean	Greene	Romero
Boissiere	Hainkel	Smith
Branch	Hollis	Theunissen
Campbell	Irons	Thomas
Casanova	Johnson	Ullo
Total—24		

NAYS

Cain	Fields W	Lambert
Cox	Heitmeier	Landry
Cravins	Hines	Schedler
Dyess	Jones	Tarver
Fields C	Jordan	
Total—14		

ABSENT

Siracusa
Total—1

The Chair declared the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Robichaux
Bajoie	Greene	Romero
Barham	Heitmeier	Schedler
Bean	Hines	Smith
Branch	Hollis	Theunissen
Casanova	Irons	Thomas
Dardenne	Lambert	Ullo
Dean	Lentini	
Dyess	Malone	
Total—25		

NAYS

Boissiere	Fields C	Jordan
Cain	Fields W	Landry
Campbell	Hainkel	Tarver
Cox	Johnson	
Cravins	Jones	
Total—13		

ABSENT

Siracusa
Total—1

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

Personal Privilege

Senator Hainkel 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. 858. He voted nay on the bill and had intended to vote yea. He asked that the Official Journal so state.

Personal Privilege

Senator Johnson asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on House Bill No. 858. He voted nay on the bill and had intended to vote yea. He asked that the Official Journal so state.

Rules Suspended

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

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

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

Called from the Calendar

Senator Bean asked that Senate Bill No. 9 be called from the Calendar at this time.

SENATE BILL NO. 9—
BY SENATOR CAMPBELL

A JOINT RESOLUTION

Proposing to amend Article III, Section 2(A)(1) of the Constitution of Louisiana, relative to the legislative branch; to limit the number of bills a legislator may introduce for a regular session of the legislature to fifteen; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

Called from the Calendar

Senator Bean asked that Senate Bill No. 32 be called from the Calendar at this time.

SENATE BILL NO. 32—
BY SENATOR HAINKEL

AN ACT

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

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

Called from the Calendar

Senator Bean asked that Senate Bill No. 68 be called from the Calendar at this time.

SENATE BILL NO. 68—
BY SENATOR COX

AN ACT

To amend and reenact R.S. 40:1299.47(I)(1)(b), relative to medical malpractice; to provide for an increase in the per diem payable to the attorney chairman of a medical malpractice review panel; and to provide for related matters.

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

Called from the Calendar

Senator Bean asked that Senate Bill No. 172 be called from the Calendar at this time.

SENATE BILL NO. 172—
BY SENATOR HAINKEL

AN ACT

To amend and reenact Code of Civil Procedure Art. 1732(A)(1), relative to limitations on jury trials; to reduce the monetary amount required to have a jury trial; and to provide for related matters.

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

Called from the Calendar

Senator Bean asked that Senate Bill No. 189 be called from the Calendar at this time.

SENATE BILL NO. 189—
BY SENATOR W. FIELDS

AN ACT

To enact Chapter 4 of Title 21 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 21:81 and 82, relative to the rental of rooms to persons under the age of eighteen; to provide penalties; and to provide for related matters.

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

Called from the Calendar

Senator Bean asked that Senate Bill No. 197 be called from the Calendar at this time.

SENATE BILL NO. 197—
BY SENATOR W. FIELDS

AN ACT

To enact R.S. 32:393.2, relative to traffic; to provide relative to administrative violation checkpoints established by law enforcement; to provide relative to traffic infraction detection checkpoints; to require publication of certain information in local journals at the completion of such checkpoints; to require certain time limits for such publication; and to provide for related matters.

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

Called from the Calendar

Senator Bean asked that Senate Bill No. 202 be called from the Calendar at this time.

SENATE BILL NO. 202—
BY SENATOR COX

AN ACT

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

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

Called from the Calendar

Senator Bean asked that Senate Bill No. 295 be called from the Calendar at this time.

SENATE BILL NO. 295—
BY SENATOR HAINKEL

A JOINT RESOLUTION

Proposing to amend Article V, Sections 4, 9, 21, 22(A),(B) and (C), and 24, and to add Article V, Section 22 (D) and (E) of the Constitution of Louisiana, relative to judges; to provide for the selection of judges; to provide for filling of a newly created judgeship or vacancy in the office of judge; to provide for retention elections; to provide for a term of office for judges; to provide for qualifications; to provide for submission of the proposed amendment to the electors; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

Called from the Calendar

Senator Bean asked that Senate Bill No. 471 be called from the Calendar at this time.

SENATE BILL NO. 471—
BY SENATORS HAINKEL AND SMITH

AN ACT

To amend and reenact R.S. 15:574.2(A)(3), relative to the Board of Parole; to provide for salaries and expenses of board members; and to provide for related matters.

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

Called from the Calendar

Senator Bean asked that Senate Bill No. 517 be called from the Calendar at this time.

SENATE BILL NO. 517—
BY SENATOR BAJOE

AN ACT

To amend and reenact Paragraph (P)(1) of Article 14, Section 47 of the 1921 Constitution of Louisiana, as amended, continued as a statute pursuant to Article XIV, Section 16 of the 1974 Constitution of Louisiana, relative to the Louisiana Stadium and Exposition District; to provide for the allocation and distribution of certain revenues of the district; and to provide for related matters.

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

Called from the Calendar

Senator Bean asked that Senate Bill No. 637 be called from the Calendar at this time.

SENATE BILL NO. 637—
BY SENATOR HAINKEL

AN ACT

To enact Chapter 1-C of Title 13 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 13:51 through 54, and to repeal Subpart D of Part VII of Chapter 5 of Title 18 of the Louisiana Revised Statutes of 1950, comprised of R.S. 18:621, relative to judges; to create judicial nominating commissions to make nominations for the selection of judges; to provide for the membership, terms, duties, and functions of such commissions; to provide for appointments from such nominations; to provide for retention elections for judges; to provide for implementation; to provide for an effective date; and to provide for related matters.

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

Called from the Calendar

Senator Bean asked that Senate Bill No. 676 be called from the Calendar at this time.

SENATE BILL NO. 676— (Duplicate of House Bill No. 732)
BY SENATOR HEITMEIER AND REPRESENTATIVE TOOMY AND COAUTHORED BY SENATORS DEAN, HAINKEL, LENTINI, ROMERO AND REPRESENTATIVES BARTON, BRUNEAU, CRANE, DONELON, FAUCHEUX, FRUGE, HEATON, JENKINS, KENNARD, LANCASTER, MARTINY, MICHOT, SCALISE, SHAW, WIGGINS, WINDHORST AND WINSTON

AN ACT

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

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

Called from the Calendar

Senator Bean asked that Senate Bill No. 760 be called from the Calendar at this time.

SENATE BILL NO. 760—
BY SENATOR IRONS

AN ACT

To amend and reenact R.S. 13:3881(A)(1)(a) and R.S. 20:1(A), and to enact R.S. 13:3881(A)(1)(c), relative to seizures; to increase the amount of disposable income exempt from seizures; to increase the amount of the homestead exemption and to extend the homestead exemption to mobile homes; and to provide for related matters.

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

Called from the Calendar

Senator Bean asked that Senate Bill No. 785 be called from the Calendar at this time.

SENATE BILL NO. 785—
BY SENATORS COX AND C. FIELDS
AN ACT

To enact R.S. 33:228, 228.1, and 228.2, relative to planning and zoning of municipalities and parishes; to authorize the governing authorities of municipalities and parishes to adopt minimum buffer zones around industrial areas; to provide for a comprehensive plan for the establishment of the buffer zones; to provide for notice to affected parties; and to provide for related matters.

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

Called from the Calendar

Senator Bean asked that Senate Bill No. 830 be called from the Calendar at this time.

SENATE BILL NO. 830—
BY SENATOR BAJOE

AN ACT

To enact R.S. 40:1793, relative to weapons; to require firearm dealers, manufacturers or importers to provide, when available, safety locking devices for firearms sold or transferred; to provide for penalties; to provide for the promulgation of rules and regulations; and to provide for related matters.

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

Called from the Calendar

Senator Bean asked that Senate Bill No. 867 be called from the Calendar at this time.

SENATE BILL NO. 867—
BY SENATOR HAINKEL

AN ACT

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

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

Called from the Calendar

Senator Bean asked that Senate Bill No. 903 be called from the Calendar at this time.

SENATE BILL NO. 903— (Duplicate of House Bill No. 1848)
BY SENATOR DARDENNE AND REPRESENTATIVE WESTON AND COAUTHORED BY REPRESENTATIVES CARTER, CURTIS, DANIEL, DURAND, GLOVER, GUILLORY, HOLDEN, HUDSON, MITCHELL, PIERRE, QUEZAIRE, RIDDLE, THORNHILL AND FRITH
AN ACT

To amend and reenact R.S. 13:3734(A)(1), R.S. 14:81.2(D)(1), R.S. 15:440.4(A)(5), R.S. 22:669(A)(4) and (B), R.S. 23:1021(7)(d) and (11), R.S. 24:932(4), Chapter 35 of Title 37, to be comprised of R.S. 37:2701 through 2723, R.S. 37:3372(9)(b), R.S. 40:1098.2(5)(b), the introductory paragraph of R.S. 40:1299.39(A)(1)(a)(ii), and R.S. 40:1299.41(A)(1), Children's Code Arts. 326(A)(7), 1172, 1173(A)(2), and 1272(D), Code of Criminal Procedure Art. 644(D)(1), Code of Evidence Art. 510(A)(4)(c), relative to the profession of social worker; to provide for licensure, certification, and registration of the various classifications of social workers; to provide for the scope of practice for each of the various classifications of social workers; to change the name of the board charged with the regulation of the profession and to provide relative to the powers, duties, and responsibilities of the board; to provide relative to the composition

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of the board; to provide relative to the qualifications required for the various classifications of social workers; to provide for fees to be charged by the board; to provide for the disciplinary powers of the board; to provide for privileged communication between social workers and clients; to provide for penalties for certain violations; and to provide for related matters.

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

Called from the Calendar

Senator Bean asked that Senate Bill No. 1002 be called from the Calendar at this time.

SENATE BILL NO. 1002— (Duplicate of House Bill No. 1474)

BY SENATOR BRANCH AND REPRESENTATIVE FONTENOT AN ACT

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

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

Called from the Calendar

Senator Bean asked that Senate Bill No. 1018 be called from the Calendar at this time.

SENATE BILL NO. 1018—

BY SENATOR JONES AN ACT

To enact Part X of Chapter 7 of Title 13 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 13:2488.91 through R.S. 13:2488.99, relative to city courts; to create a city court of Tallulah; to provide for the jurisdiction of said court, its personnel, and the collection and disbursement of funds; and to provide for related matters.

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

Recess

On motion of Senator Bean, the Senate took a recess until 1:00 o'clock P.M.

After Recess

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

ROLL CALL

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

PRESENT

Mr. President Dyess Lambert
Bajoie Ellington Landry
Barham Fields C Lentini
Bean Fields W Malone
Boissiere Greene Robichaux
Branch Hainkel Romero
Cain Heitmeier Schedler

Campbell
Casanova
Cox
Cravins
Dardenne
Dean
Total—38

Hines
Hollis
Irons
Johnson
Jones
Jordan
ABSENT

Smith
Tarver
Theunissen
Thomas
Ullo

Siracusa
Total—1

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

Senate Business Resumed

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. 862—

BY REPRESENTATIVE LANDRIEU AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay certain judgments of the Board of Tax Appeals; 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 Fields C Landry
Barham Fields W Lentini
Bean Greene Malone
Branch Hainkel Robichaux
Cain Heitmeier Romero
Campbell Hines Schedler
Casanova Hollis Smith
Cox Irons Tarver
Dardenne Johnson Theunissen
Dean Jones Thomas
Dyess Jordan Ullo
Ellington Lambert

Total—35

NAYS

Total—0

ABSENT

Bajoie Cravins
Boissiere 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. 899—
BY REPRESENTATIVES HUDSON AND KENNARD
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for the Fiscal Year 1998-1999 to the Department of Public Safety and Corrections-Public Safety Services, office of state police for payment of legal fees incurred by Colonel Kenneth D. Norris and Major R. L. Montgomery in their successful defense of criminal evidence presented against them before the Grand Jury for the Fourteenth Judicial District for the parish of Calcasieu.

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

Table with 3 columns of names: Mr. President, Barham, Bean, Branch, Cain, Campbell, Cox, Dardenne, Dean, Dyess, Ellington, Total—33; Fields C, Fields W, Hainkel, 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 of names: Bajoie, Boissiere, Total—6; Casanova, Cravins; Greene, 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. 925—
BY REPRESENTATIVES HAMMETT AND CARTER
AN ACT

To amend and reenact R.S. 40:1300.144(A)(3)(b) and to enact R.S. 40:1300.144(A)(3)(c), relative to Medicaid reimbursement to out-of-state providers; to provide for a lower possible reimbursement rate for services rendered; to authorize the secretary of the Department of Health and Hospitals to negotiate higher reimbursement rates to out-of-state providers in certain circumstances; and to provide for related matters.

Floor Amendments Sent Up

Senator Smith sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Smith to Engrossed House Bill No. 925 by Representative Hammett

AMENDMENT NO. 1

On page 1, line 2, after "R.S." delete "40:1300.144(A)(3)(b)" and insert "40:1300.143(3) and 40:1300.144(A)(3)(b)"

AMENDMENT NO. 2

On page 1, line 3, after "relative to" insert "the Rural Hospital Preservation Act; to provide for the definition of rural hospitals; to provide for"

AMENDMENT NO. 3

On page 1, line 10, after "R.S." delete "40:1300.144(A)(3)(b) is" and insert "40:1300.143(3) and 40:1300(A)(3)(b) are"

AMENDMENT NO. 4

On page 1, between line 11 and 12, insert the following:

"§1300.143. Definitions
As used in this Part:

* * *

(3)(a) "Rural hospital" means a hospital licensed by the department which meets one of the following criteria:

(i) Has no more than sixty hospital beds as of July 1, 1994, and:

(aa) Is located in a parish with a population of less than fifty thousand; or

(bb) Is located in a municipality with a population of less than twenty thousand.

(ii) Meets the qualifications of a sole community hospital under 42 CFR 412.92(a).

(iii) Has no more than sixty hospital beds as of July 1, 1999 and is located in a parish with a population, as measured by the 1990 census, of less than 17,000.

* * *

On motion of Senator Smith, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Barham, Bean, Boissiere, Branch, Cain, Campbell, Casanova, Cox, Dardenne, Dean, Dyess, Total—35; Ellington, Fields C, Fields W, Hainkel, 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 2 columns of names: Bajoie, Cravins, Total—4; Greene, Siracusa.

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

HOUSE BILL NO. 1187—

BY REPRESENTATIVES WINSTON, THOMPSON, AND WILKERSON
AN ACT

To enact R.S. 25:900.1, to establish and provide for the Percent for Art program; to require that one percent of the expenditure for construction or renovation of a state building shall be for works of

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art by Louisiana artists and craftsmen for the building or its grounds; to provide exceptions; to provide for rules; 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
Barham Fields C Landry
Bean 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

Bajoie 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. 1211—
BY REPRESENTATIVE ALARIO
AN ACT

To amend and reenact R.S. 48:461.4(introductory paragraph) and (a)(1), relative to the Department of Transportation and Development; to provide relative to outdoor advertising; to include certain land, buildings, and structures as areas where outdoor advertising shall be permitted; to include illuminated signs, marquees, and electronic readerboard systems as permitted signs; to delete certain provisions relating to illuminated signs which indicate customary public service information; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Dean Jones Thomas
Dyess Jordan Ullo
Total—36

NAYS

Total—0

ABSENT

Bajoie Cravins 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. 1227—
BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact R.S. 32:407(A)(2), relative to drivers' licenses; to provide relative to the Class "E" learner's license; to authorize the holder of a Class "E" learner's license to drive while being accompanied by a licensed parent, guardian, or adult at least age twenty-one or older, or a sibling at least eighteen or older; 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 Jordan
Barham Ellington Lambert
Bean Fields C Landry
Boissiere Fields W Lentini
Branch Greene Malone
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

Bajoie Robichaux Siracusa
Total—3

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

HOUSE BILL NO. 1272—
BY REPRESENTATIVE ALARIO
AN ACT

To amend and reenact R.S. 49:327(B)(1)(b) and (e), relative to investments of monies on deposit in the state treasury by the state treasurer; to provide for restrictions on certain investments; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—36

NAYS

Total—0

ABSENT

Bajoie	Malone	Siracusa
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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. 1368—

BY REPRESENTATIVES ANSARDI, CHAISSON, MARTINY, COPELIN, FONTENOT, MONTGOMERY, WELCH, AND WILLARD

AN ACT

To amend and reenact R.S. 18:424(E) and 425(E), to provide relative to the compensation of commissioners and commissioners-in-charge who serve at the polls on election day; 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. 1500—

BY REPRESENTATIVE JETSON

AN ACT

To amend and reenact R.S. 17:14(C) and (D), relative to adult and community education; to permit eligible community-based organizations to operate certain state-funded adult and community education programs; to provide for establishing eligibility criteria; to provide for overall supervision of such programs by the state Department of Education; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senators W. Fields and Hines to Engrossed House Bill No. 1500 by Representative Jetson

AMENDMENT NO. 1

On page 2, between lines 12 and 13, insert the following:

"(3) Any eligible community based organization shall meet existing certification standards, test security requirements, and accountability requirements, as provided by law or rule adopted pursuant to law."

Senator W. Fields moved adoption of the amendments.

Senator Dean objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Ellington	Lambert
Barham	Fields C	Landry
Bean	Fields W	Lentini
Boissiere	Greene	Malone
Branch	Hainkel	Robichaux
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

Mr. President
Total—2

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

Bajoie	Fields C	Robichaux
Bean	Fields W	Romero
Boissiere	Greene	Schedler
Cain	Hines	Smith
Cox	Irons	Tarver
Cravins	Johnson	Thomas
Dyess	Jones	Ullo
Ellington	Lentini	

Total—23

NAYS

Barham	Dardenne	Landry
Branch	Dean	Malone
Campbell	Hainkel	Theunissen
Casanova	Hollis	

Total—11

ABSENT

Mr. President
Total—5

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.

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HOUSE BILL NO. 1512—
BY REPRESENTATIVE BARTON

AN ACT

To amend and reenact R.S. 32:218, relative to soliciting on a roadway; to provide relative to professional firefighters soliciting for charitable purposes; 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 Reengrossed House Bill No. 1512 by Representative Barton

AMENDMENT NO. 1

On page 1, line 3, after "firefighters" add " or other nonprofit organizations"

AMENDMENT NO. 2

On page 1, line 4, after the semicolon ";" add "to provide for the promulgation of rules and regulations;"

AMENDMENT NO. 3

On page 1, at the beginning of line 9, add "A."

AMENDMENT NO. 4

On page 1, line 11, after "association" add "or other nonprofit organization"

AMENDMENT NO. 5

On page 1, between lines 15 and 16 add the following:

"B. The secretary of the Department of Transportation and Development shall promulgate rules and regulations for the implementation of the provisions of this Section as they relate to solicitation of contributions on state roadways. The provisions shall include, but not be limited to, the areas of the roadway on which solicitation may take place; the requirement for reflective, brightly colored, or otherwise easily seen clothing to be worn during such solicitation; and a minimum age requirement of not less than eighteen years for those persons doing solicitation.

C. Any local governing authority which authorizes the solicitation of contributions on any roadway under its jurisdiction shall promulgate rules and regulations for the implementation of the provisions of this Section as they relate to solicitation on roadways. The provisions shall include, but not be limited to, the areas of the roadway on which solicitation may take place; the requirement for reflective, brightly colored, or otherwise easily seen clothing to be worn during such solicitation; and a minimum age requirement of not less than eighteen years for those persons doing solicitation."

On motion of Senator Landry, the amendments were adopted.

Floor Amendments Sent Up

Senator Greene sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Greene to Reengrossed House Bill No. 1512 by Representative Barton

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 2 proposed by the Senate Committee on Transportation, Highways and Public Works and adopted by the Senate on June 10, 1999.

Senator Greene moved adoption of the amendments.

Senator Landry objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bean	Hainkel	Romero
Boissiere	Heitmeier	Smith
Cain	Hollis	Tarver
Casanova	Johnson	Theunissen
Dardenne	Lambert	Thomas
Dyess	Lentini	Ullo
Greene	Robichaux	
Total—20		

NAYS

Mr. President	Cravins	Fields W
Barham	Dean	Hines
Branch	Ellington	Landry
Campbell	Fields C	Malone
Total—12		

ABSENT

Bajoie	Jones	Siracusa
Cox	Jordan	
Irons	Schedler	
Total—7		

The Chair declared the amendments were adopted.

Motion

Senator Dean moved to table the bill.

Senator Landry objected.

ROLL CALL

The roll was called with the following result:

YEAS

Barham	Ellington	Malone
Cain	Greene	Schedler
Casanova	Hainkel	
Dean	Lentini	
Total—10		

NAYS

Bajoie	Fields C	Landry
Bean	Fields W	Robichaux
Boissiere	Heitmeier	Romero
Branch	Hines	Smith
Campbell	Hollis	Tarver
Cox	Irons	Theunissen
Cravins	Johnson	Thomas
Dyess	Lambert	Ullo
Total—24		

ABSENT

Mr. President	Jones	Siracusa
Dardenne	Jordan	
Total—5		

The Chair declared the Senate refused to table the bill.

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. 1512 by Representative Barton

AMENDMENT NO. 1

Delete Senate Floor Amendment No. 5 proposed by Senator Landry and adopted by the Senate on June 16, 1999.

AMENDMENT NO. 2

On page 1, line 11, delete "However" and insert the following: "Subject to the permission of the municipality or parish governing authority in which the roadway is located"

Senator Ellington moved adoption of the amendments.

Senator Landry objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Jordan
Bajoie	Fields C	Lambert
Barham	Fields W	Lentini
Bean	Greene	Malone
Boissiere	Hainkel	Romero
Branch	Heitmeier	Schedler
Cain	Hines	Smith
Casanova	Hollis	Tarver
Cravins	Irons	Thomas
Dardenne	Johnson	Ullo
Dyess	Jones	
Total—32		

NAYS

Dean	Landry	Theunissen
Total—3		

ABSENT

Campbell	Robichaux
Cox	Siracusa
Total—4	

The Chair declared the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Dyess	Jones
Bean	Ellington	Lambert
Boissiere	Fields C	Landry
Branch	Fields W	Malone
Campbell	Heitmeier	Romero
Casanova	Hines	Smith
Cox	Hollis	Tarver
Cravins	Irons	Thomas
Dardenne	Johnson	Ullo

Total—27

NAYS

Mr. President	Greene	Schedler
Barham	Hainkel	Theunissen
Cain	Jordan	
Dean	Lentini	
Total—10		

ABSENT

Robichaux	Siracusa
Total—2	

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

HOUSE BILL NO. 1614—

BY REPRESENTATIVE PRATT

AN ACT

To amend and reenact R.S. 17:434(A), relative to planning time for certain teachers; to require planning time and lunch periods for all public school teachers; to provide for effectiveness and funding; 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
Bean	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	
Dyess	Lambert	
Total—37		

NAYS

Dean
Total—1

ABSENT

Siracusa
Total—1

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. 1696—

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

AN ACT

To amend and reenact R.S. 39:1484(16) and (18), relative to professional, personal, consulting, and social services procurement; to expand the definition of personal services and professional services; and to provide for related matters.

June 16, 1999

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Johnson 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. 1782—
BY REPRESENTATIVE WINSTON AND SENATOR SCHEDLER
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for the Fiscal Year 1998-1999 to the Department of Social Services to pay legal expenses incurred by Susan Allen, relative to required Grand Jury testimony arising from events which occurred during the course and scope of her employment; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dyess Jordan
Bajoie Ellington Lambert
Barham Fields C Landry
Bean 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
Total—36

NAYS

Dean
Total—1

ABSENT

Siracusa Tarver
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. 1791—
BY REPRESENTATIVE DAMICO
AN ACT

To amend and reenact R.S. 30:2027(B)(2)(b), relative to environmental violations reported by employees; to provide relative to recovery of certain damages by employees for retaliation; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Siracusa Tarver
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. 2037—
BY REPRESENTATIVES FONTENOT, DEWITT, DOWNER, MCMAINS, DIEZ,
AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM,
AND SCHEDLER
AN ACT

To amend and reenact R.S. 38:2316, relative to the selection of professional services related to public contracts; to increase the project budget cost threshold for applicability of certain provisions of Public Bid Law for procurement of professional services; 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
Bean	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	
Dyess	Lambert	
Total—37		

NAYS

Dean
Total—1

ABSENT

Siracusa
Total—1

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. 2052— (Substitute for House Bill No. 1185 by Rep. Thornhill) (Duplicate of Senate Bill No. 655)

BY REPRESENTATIVE THORNHILL AND SENATOR MALONE AND COAUTHORED BY REPRESENTATIVES BRUCE, ANSARDI, MARTINY, MURRAY, AND PINAC

AN ACT

To amend and reenact R.S. 22:2027(F), to enact Part VI-D of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:250.31 through 250.37, and to repeal R.S. 22:657(G), relative to health insurance; to establish claim submission standards for health insurance coverage; to provide for late payment adjustments for claimants; to establish requirements for the payment of medical care under health insurance coverage; to provide relative to timely payment of health insurance claims and enrollee claims; to provide relative to coordination of benefits; to provide for enforcement, including cease and desist orders, penalties, and suspension or revocation of a certificate of authority; 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	Dyess	Lambert
Bajoie	Ellington	Landry
Barham	Fields C	Lentini
Bean	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—38		

NAYS

Total—0

ABSENT

Siracusa
Total—1

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. 2061—
BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact R.S. 33:2002, relative to extra compensation for firemen; to provide eligibility for supplemental pay for ten Chitimacha tribe of Louisiana firemen; 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

Bajoie	Fields W	Robichaux
Bean	Hines	Romero
Cain	Jones	
Fields C	Landry	
Total—10		

NAYS

Mr. President	Dyess	Lentini
Barham	Ellington	Malone
Boissiere	Greene	Schedler
Branch	Hainkel	Smith
Campbell	Heitmeier	Tarver
Casanova	Hollis	Theunissen
Cox	Irons	Thomas
Dardenne	Johnson	Ullo
Dean	Jordan	
Total—26		

ABSENT

Cravins	Lambert	Siracusa
Total—3		

The Chair declared the bill failed to pass.

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

HOUSE BILL NO. 2079—
BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 38:2311(A)(1)(a) and (2) and 2316, relative to the selection of architects for professional services contracts; to provide for the Architects Selection Board; to provide for the selection of architects; to provide for professional services contracts; and to provide for related matters.

Floor Amendments Sent Up

Senator Landry sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

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Amendments proposed by Senator Landry to Engrossed House Bill No. 2079 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 5, after "architects;" and before "to provide for" insert: "to provide relative to the election and term of members of the board;"

AMENDMENT NO. 2

On page 3, after line 18, insert the following:

"Section 2. The current Louisiana State Board of Architectural Examiners is hereby authorized and directed to conduct an election for membership on the board under the provisions of this Act and the term of office of each member shall begin September 15, 1999.

Section 3. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

On motion of Senator Landry, the amendments were adopted.

Floor Amendments Sent Up

Senator Lambert sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lambert to Engrossed House Bill No. 2079 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 14, change "seven" to "nine"

AMENDMENT NO. 2

On page 2, line 13, after the period "." and before "The" insert: "In addition to the elected members and user agency representatives, the association director and one project member of facility planning and control shall participate as the seventh and eighth members."

AMENDMENT NO. 3

On page 3, line 7, change "seventh" to "ninth"

Senator Lambert moved adoption of the amendments.

Senator Landry objected.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Barham, Bean, Boissiere, Branch, Casanova, Dardenne, Dean, Ellington, Total—22; Greene, Hainkel, Heitmeier, Hollis, Johnson, Jones, Jordan, Lambert; Malone, Robichaux, Romero, Tarver, Thomas, Ullo

NAYS

Table with 3 columns of names: Bajoie, Cox, Cravins, Fields C, Total—12; Fields W, Hines, Irons, Landry; Lentini, Schedler, Smith, Theunissen

ABSENT

Table with 3 columns: Mr. President, Cain, Total—5; Campbell, Dyess; Siracusa

The Chair declared the amendments were adopted.

Motion

Senator Landry moved to return the amended bill to the Calendar.

Senator Lambert objected.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Bajoie, Boissiere, Branch, Cain, Campbell, Cox, Cravins, Total—20; Dyess, Fields C, Fields W, Heitmeier, Hines, Irons, Landry; Lentini, Robichaux, Schedler, Smith, Theunissen, Ullo

NAYS

Table with 3 columns of names: Barham, Bean, Casanova, Dardenne, Dean, Total—15; Ellington, Greene, Hainkel, Hollis, Johnson; Jordan, Lambert, Malone, Romero, Tarver

ABSENT

Table with 3 columns: Mr. President, Jones, Total—4; Siracusa, Thomas

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

HOUSE BILL NO. 2099— BY REPRESENTATIVE GAUTREAU AN ACT

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

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

Senator Casanova in the Chair

HOUSE BILL NO. 2101— BY REPRESENTATIVE JACK SMITH AN ACT

To enact R.S. 56:1684.1, relative to Cypremort Point State Park; to provide that no rule or regulation of the office of state parks regulating design and aesthetic quality standards, construction, or usage of facilities at state parks shall be applicable to the development, planning, and construction of facilities in Cypremort Point State Park; and to provide for related matters.

Floor Amendments Sent Up

Senator Hines sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hines to Reengrossed House Bill No. 2101 by Representative Jack Smith

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 4 proposed by the Senate Committee on Natural Resources and adopted by the Senate on June 11, 1999.

AMENDMENT NO. 2

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

"B. An oversight committee comprised of the state representatives and state senators representing the parishes of St. Mary and Iberia, or their designees, and the parish presidents of the parishes of St. Mary and Iberia, or their designees, shall review the proposed plans before any construction begins as provided in Subsection A of this Section."

On motion of Senator Hines, 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	Dyess	Jordan
Bajoie	Ellington	Lambert
Barham	Fields C	Lentini
Bean	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
Total—36		

NAYS

Dean
Total—1

ABSENT

Landry
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. 2116—

BY REPRESENTATIVE DONELON
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Lentini
Bajoie	Ellington	Malone
Barham	Greene	Robichaux
Bean	Hainkel	Romero
Boissiere	Heitmeier	Schedler
Branch	Hines	Smith
Cain	Hollis	Tarver
Casanova	Johnson	Theunissen
Cox	Jones	Thomas
Dardenne	Jordan	Ullo
Dean	Lambert	
Total—32		

NAYS

Total—0

ABSENT

Campbell	Fields W	Siracusa
Cravins	Irons	
Fields C	Landry	
Total—7		

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

HOUSE BILL NO. 2195—

BY REPRESENTATIVE GUILLORY
AN ACT

To enact R.S. 30:2418(L), relative to the Department of Environmental Quality; to provide relative to waste tires; to authorize certain incentives, including financial rewards, for the reporting of unauthorized disposal of waste tires; to provide for rules and regulations; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Lambert
Bajoie	Ellington	Landry
Barham	Fields C	Lentini
Bean	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—38		

NAYS

Total—0

ABSENT

Siracusa
Total—1

June 16, 1999

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. 2197— BY REPRESENTATIVE FLAVIN AN ACT

To enact R.S. 38:2220.1 through 2220.4, relative to public contracts; to authorize and provide for certain causes of action; to authorize a cause of action against violators of the Public Bid Law; to provide relative to the persons eligible to institute such an action; to provide certain procedures, requirements, terms and conditions; to provide relative to the office of the attorney general; to provide for orders, recovery, and certain awards by the court; to provide for protection from disciplinary proceedings; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—38

NAYS

Total—0

ABSENT

Siracusa
Total—1

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. 2198— BY REPRESENTATIVE FRITH AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for the Fiscal Year 1999-2000 to the Department of Wildlife and Fisheries to pay the judgment in the class action suit entitled "Odilon Marceaux, et al v. State of Louisiana, Virginia Van Sickle, Department of Wildlife and Fisheries, Louisiana Wildlife and Fisheries Commission, and Herbert L. Sumrall"; to provide for interest, court costs, and certain retirement obligations; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dyess Lambert
Bajoie Ellington Landry
Barham Fields C Lentini
Bean 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 Ulló
Dean Jordan

Total—38

NAYS

Total—0

ABSENT

Siracusa
Total—1

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. 2230— BY REPRESENTATIVES DAMICO, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER AN ACT

To enact R.S. 30:2012.1, relative to the Department of Environmental Quality; to provide for monitoring equipment and resulting liability; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dyess Lambert
Bajoie Ellington Landry
Barham Fields C Lentini
Bean 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 Ulló
Dean Jordan

Total—38

NAYS

Total—0

ABSENT

Siracusa
Total—1

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

HOUSE BILL NO. 2281— (Substitute for House Bill 1825 by Representative Johns)
 BY REPRESENTATIVES DURAND, JOHNS, AND ILES
 AN ACT

To amend and reenact R.S. 46:2625(C)(2) and to enact R.S. 46:2625(E), relative to pharmacy reports and fees; to provide for suspension by the Louisiana Board of Pharmacy of a pharmacy's registration and permit for failure to timely submit reports and fees; 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	Landry
Bajoie	Fields C	Lentini
Barham	Fields W	Malone
Bean	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	
Dyess	Lambert	
Total—37		

NAYS

Dean
 Total—1

ABSENT

Siracusa
 Total—1

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. 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.

Floor Amendments Sent Up

Senator Dardenne sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Re-reengrossed House Bill No. 176 by Representative Kennard

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 1 proposed by the Senate Committee on Judiciary C and adopted by the Senate on June 9, 1999.

Senator Dardenne moved adoption of the amendments.

Senator Landry objected.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Bajoie	Fields W	Landry
Boissiere	Irons	
Fields C	Johnson	
Total—7		

ABSENT

Jones	Jordan	Siracusa
Total—3		

The Chair declared 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	Dyess	Lentini
Barham	Ellington	Malone
Bean	Greene	Robichaux
Boissiere	Hainkel	Romero
Branch	Hines	Schedler
Cain	Hollis	Smith
Campbell	Irons	Theunissen
Casanova	Johnson	Thomas
Cravins	Lambert	Ullo
Dardenne	Landry	
Total—29		

NAYS

Bajoie	Fields W	Jordan
Fields C	Jones	Tarver
Total—6		

ABSENT

Cox	Heitmeier
Dean	Siracusa
Total—4	

June 16, 1999

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. 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.

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 of names: Mr. President, Barham, Bean, Boissiere, Branch, Cain, Campbell, Casanova, Cox, Cravins, Dardenne, Dyess, 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.

NAYS

Total—0

ABSENT

Table with 3 columns: Bajoie, Total—3; Dean; Siracusa

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. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Table with 3 columns of names: Branch, Cain, Campbell, Casanova, Cox, Cravins, Dardenne, Dyess, Total—36; Hainkel, Heitmeier, Hines, Hollis, Irons, Johnson, Jones, Jordan; Robichaux, Romero, Schedler, Smith, Tarver, Theunissen, Thomas, Ullo

NAYS

Total—0

ABSENT

Table with 3 columns: Bajoie, Total—3; Dean; Siracusa

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

HOUSE BILL NO. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Bajoie, Bean, Boissiere, Branch, Cain, Campbell, Casanova, Cox, Cravins, Dardenne, Dyess, 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

NAYS

Total—0

ABSENT

Table with 3 columns: Barham, Total—3; Dean; Siracusa

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

HOUSE BILL NO. 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.

Floor Amendments Sent Up

Senator Jones sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jones to Reengrossed House Bill No. 434 by Representative Green

AMENDMENT NO. 1

On page 2, line 1, after "wager is" insert "more than" and after "dollars" delete "or more"

On motion of Senator Jones, the amendments were adopted.

Floor Amendments Sent Up

Senator Jones sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jones to Reengrossed House Bill No. 434 by Representative Green

AMENDMENT NO. 1

On page 1, line 5, after "swindling;" insert "to provide for dissemination of public information;"

AMENDMENT NO. 2

On page 2, between lines 22 and 23, insert the following:

"D. Notwithstanding any provision of law to the contrary, any information obtained by the division or board regarding the personal or financial information of any individual shall be public information if and only if such information was determinative of the decision to grant, deny, or revoke a gaming license, however, any other information shall be deemed public."

Senator Jones moved adoption of the amendments.

Senator Landry objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Cravins	Robichaux
Bajoie	Dean	Romero
Bean	Johnson	Schedler
Boissiere	Jones	Tarver
Cain	Jordan	Theunissen
Cox	Lentini	Ullo
Total—18		

NAYS

Barham	Ellington	Lambert
Branch	Fields C	Landry
Campbell	Hainkel	Malone
Casanova	Hines	Smith
Dardenne	Hollis	Thomas
Dyess	Irons	
Total—17		

ABSENT

Fields W	Heitmeier
Greene	Siracusa
Total—4	

The Chair declared the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Hines	Romero
Bajoie	Johnson	Tarver
Bean	Jones	Theunissen
Heitmeier	Lentini	Ullo
Total—12		

NAYS

Barham	Dyess	Lambert
Boissiere	Ellington	Landry
Branch	Fields C	Malone
Cain	Greene	Robichaux
Campbell	Hainkel	Smith
Casanova	Hollis	Thomas
Dardenne	Irons	
Dean	Jordan	
Total—22		

ABSENT

Cox	Fields W	Siracusa
Cravins	Schedler	
Total—5		

The Chair declared the amended bill failed to pass.

Notice of Reconsideration

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

HOUSE BILL NO. 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.

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	Fields C	Malone
Bean	Fields W	Robichaux
Boissiere	Greene	Romero
Branch	Hainkel	Schedler
Cain	Heitmeier	Smith
Campbell	Hines	Tarver
Casanova	Hollis	Theunissen
Cox	Irons	Thomas
Cravins	Johnson	Ullo

June 16, 1999

Dardenne Jones
Dean Lambert
Total—37
NAYS

Total—0
ABSENT

Jordan 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.

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.

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. 854 by Representative Hebert

AMENDMENT NO. 1

On page 1, line 6, after "operated by" delete "the health care services division of"

AMENDMENT NO. 2

On page 2, line 9, after "operated" delete "the health care" and on line 10, delete "services division of"

On motion of Senator Ellington, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Cravins Siracusa
Total—2

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

Mr. President in the Chair

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dyess Landry
Bajoie Fields C Lentini
Barham Fields W Malone
Bean 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
Dean Lambert

Total—37

NAYS

Total—0

ABSENT

Ellington 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. 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.

Floor Amendments Sent Up

Senator Hines sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hines to Reengrossed House Bill No. 1036 by Representative Jack Smith

AMENDMENT NO. 1

Delete Senate Committee Amendment Nos. 1 through 6 proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 14, 1999.

AMENDMENT NO. 2

On page 1, at the end of line 8, delete "to provide for" and at the beginning of line 9, delete "requirements;"

AMENDMENT NO. 3

On page 2, line 19, delete "of" and insert "up to" and after "years" insert a period "." and delete the remainder of the line and delete lines 20 through 26

AMENDMENT NO. 4

On page 3, delete lines 1 through 11 and on line 12, after "F." delete the remainder of the line and at the beginning of line 13, delete "such" and insert "The" and on line 13, delete "of" and insert "up to"

Senator Hines moved adoption of the amendments.

Senator Dean objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Landry
Bajoie	Fields C	Lentini
Barham	Heitmeier	Robichaux
Bean	Hines	Romero
Boissiere	Hollis	Tarver
Campbell	Irons	Theunissen
Cox	Johnson	Thomas
Cravins	Jordan	Ullo
Total—24		

NAYS

Branch	Dean	Lambert
Cain	Dyess	Malone
Casanova	Greene	Smith
Dardenne	Hainkel	
Total—11		

ABSENT

Fields W	Schedler
Jones	Siracusa
Total—4	

The Chair declared the amendments were adopted.

Floor Amendments Sent Up

Senator Jordan sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jordan to Reengrossed House Bill No. 1036 by Representative Jack Smith

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 7 proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 14, 1999.

On motion of Senator Jordan, the amendments were adopted.

Senator Barham in the Chair

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	Heitmeier	Romero
Bajoie	Hines	Tarver
Barham	Hollis	Theunissen
Bean	Johnson	Thomas
Boissiere	Jones	Ullo
Dardenne	Lambert	
Ellington	Robichaux	
Total—19		

NAYS

Branch	Fields C	Lentini
Cain	Fields W	Malone
Campbell	Greene	Schedler
Casanova	Hainkel	Smith
Dean	Irons	
Dyess	Jordan	
Total—16		

ABSENT

Cox	Landry
Cravins	Siracusa
Total—4	

The Chair declared the bill failed to pass.

Notice of Reconsideration

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

Rules Suspended

Senator Dardenne 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, Ordered Subject to Call

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

June 16, 1999

Called from the Involuntary Calendar

Senator Dardenne moved to call House Bill No. 1378 from the Involuntary Calendar at this time for which a record vote is required.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Table with 3 columns: Cravins, Total—3, Romero, Siracusa

The Chair declared the bill was called from the Involuntary Calendar.

Personal Privilege

Senator Romero asked for and obtained the floor of the Senate on a point of personal privilege, and stated he appeared as absent on the motion by Senator Dardenne. He had intended to vote yea on the motion. He asked that the Official Journal so state.

HOUSE BILL NO. 1398— BY REPRESENTATIVES ALEXANDER, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

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

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. 1378 by Representative Kennard

AMENDMENT NO. 1

Delete Senate Floor Amendment Nos. 1 through 4 proposed by Senator Dardenne and adopted by the Senate on June 15, 1999.

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: Mr. President, Bajoie, Barham, Bean, Boissiere, Branch, Cain, Campbell, Casanova, Cox, Cravins, Dardenne, Dean, Total—38, Dyess, 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.

NAYS

Total—0

ABSENT

Siracusa Total—1

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

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

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

Called from the Calendar

Senator Jones asked that House Bill No. 1251 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1251— BY REPRESENTATIVE GLOVER

AN ACT

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

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

Table with 3 columns: Mr. President, Ellington, Jordan

Bajoie	Fields C	Lambert
Barham	Fields W	Lentini
Bean	Greene	Robichaux
Branch	Hainkel	Romero
Cain	Heitmeier	Schedler
Campbell	Hines	Smith
Casanova	Hollis	Tarver
Dardenne	Irons	Theunissen
Dean	Johnson	Thomas
Dyess	Jones	Ullo

NAYS

Malone
Total—1

ABSENT

Boissiere	Cravins	Siracusa
Cox	Landry	

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.

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. 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.

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	Dardenne	Lambert
Bajoie	Dean	Landry
Barham	Ellington	Robichaux
Bean	Hainkel	Romero
Boissiere	Heitmeier	Schedler
Branch	Hines	Tarver
Cain	Hollis	Theunissen
Campbell	Irons	Thomas
Casanova	Johnson	Ullo
Cox	Jones	
Cravins	Jordan	

Total—31

NAYS

Dyess	Lentini	Smith
Greene	Malone	

Total—5

ABSENT

Fields C	Fields W	Siracusa
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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. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—37

NAYS

Malone
Total—1

ABSENT

Siracusa
Total—1

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

HOUSE BILL NO. 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.

Motion

Senator W. Fields moved to table the bill.

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Senator Malone objected.

ROLL CALL

The roll was called with the following result:

YEAS		
Bajoie	Fields W	Jones
Cravins	Hines	Robichaux
Fields C	Irons	Thomas
Total—9		
NAYS		
Barham	Dardenne	Landry
Bean	Dean	Lentini
Boissiere	Dyess	Malone
Branch	Ellington	Romero
Cain	Greene	Schedler
Campbell	Hainkel	Smith
Casanova	Hollis	Theunissen
Cox	Lambert	Ullo
Total—24		
ABSENT		
Mr. President	Johnson	Siracusa
Heitmeier	Jordan	Tarver
Total—6		

The Chair declared the Senate refused to table the bill.

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

ROLL CALL

The roll was called with the following result:

YEAS		
Bean	Ellington	Lentini
Branch	Greene	Malone
Cain	Hainkel	Romero
Casanova	Hines	Schedler
Cox	Hollis	Smith
Dardenne	Johnson	Theunissen
Dyess	Lambert	Ullo
Total—21		
NAYS		
Mr. President	Cravins	Landry
Bajoie	Fields C	Robichaux
Barham	Fields W	Tarver
Boissiere	Irons	Thomas
Campbell	Jones	
Total—14		
ABSENT		
Dean	Jordan	
Heitmeier	Siracusa	
Total—4		

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

Personal Privilege

Senator Cox 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. 1473. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

Personal Privilege

Senator Thomas 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. 1473. He voted nay on the bill and had intended to vote yea. He asked that the Official Journal so state.

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.

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

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.

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

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

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.

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	Heitmeier	Robichaux
Bajoie	Hines	Romero
Bean	Hollis	Schedler
Boissiere	Irons	Tarver
Campbell	Johnson	Theunissen
Cox	Jones	Thomas
Cravins	Landry	Ullo
Ellington	Lentini	
Hainkel	Malone	
Total—25		

NAYS

Barham	Dean	Jordan
Branch	Dyess	Lambert
Cain	Fields C	Smith
Casanova	Fields W	
Dardenne	Greene	
Total—13		

ABSENT

Siracusa
Total—1

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. 1674—

BY REPRESENTATIVE DONELO
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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dean	Lambert
Bajoie	Dyess	Landry
Barham	Ellington	Lentini
Bean	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
Total—36		

NAYS

Jordan	
Total—1	

ABSENT

Fields C	Siracusa
Total—2	

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. 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.

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
Bean	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	Ullo
Total—36		

NAYS

Total—0	
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ABSENT

Branch	Siracusa	Thomas
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. 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.

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

June 16, 1999

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.

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

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.

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
Bean	Greene	Malone
Boissiere	Hainkel	Robichaux
Branch	Heitmeier	Romero
Cain	Hines	Schedler
Campbell	Hollis	Tarver
Casanova	Irons	Theunissen
Cox	Johnson	Ullo
Cravins	Jones	
Dardenne	Jordan	
Total—34		

NAYS

Dean	Dyess	Smith
Total—3		

ABSENT

Siracusa	Thomas
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. 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.

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. 2018 by Representative Walsworth

AMENDMENT NO. 1

On page 3, line 4, after "(ii)" delete "A" and insert "The original or a"

AMENDMENT NO. 2

On page 3, at the end of line 7, between "institution" and the period "." insert "and shall be considered sufficient evidence in any future litigation"

On motion of Senator Cravins, the amendments were adopted.

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. 2018 by Representative Walsworth

AMENDMENT NO. 1

On page 3, line 1, between "currents" and the period "." insert "unless the agent or premium finance company and the insurer have agreed to other methods for handling these funds"

On motion of Senator Cravins, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Siracusa
Total—1

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

HOUSE BILL NO. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Heitmeier 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. 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.

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

NAYS

Total—0

ABSENT

Siracusa Tarver
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.

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Branch Siracusa Tarver
Total—3

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

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.

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 Cravins Landry
Bajoie Dyess Lentini
Barham Fields C Malone
Bean Fields W Robichaux

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Boissiere	Greene	Romero
Branch	Heitmeier	Schedler
Cain	Hines	Smith
Campbell	Irons	Theunissen
Casanova	Johnson	Thomas
Cox	Jordan	Ullo
Total—30		

NAYS

Dean
Total—1

ABSENT

Dardenne	Hollis	Siracusa
Ellington	Jones	Tarver
Hainkel	Lambert	
Total—8		

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. 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.

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

NAYS

Total—0

ABSENT

Jones	Siracusa	Tarver
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. 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.

Floor Amendments Sent Up

Senator Cravins sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cravins to Reengrossed House Bill No. 2226 by Representative Marionneaux

AMENDMENT NO. 1

On page 1, line 4, change "one hundred" to "two hundred fifty"

AMENDMENT NO. 2

On page 1, line 11, change "one hundred" to "two hundred fifty"

AMENDMENT NO. 3

On page 1, line 15, change "one hundred" to "two hundred fifty"

On motion of Senator Cravins, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dardenne	Jones
Bajoie	Dean	Lentini
Bean	Ellington	Robichaux
Boissiere	Hainkel	Romero
Branch	Heitmeier	Tarver
Cain	Hines	Theunissen
Cox	Irons	Thomas
Cravins	Johnson	Ullo
Total—24		

NAYS

Barham	Fields C	Landry
Campbell	Fields W	Malone
Casanova	Greene	Smith
Dyess	Jordan	
Total—11		

ABSENT

Hollis	Schedler
Lambert	Siracusa
Total—4	

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

HOUSE BILL NO. 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.

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

NAYS

Total—0

ABSENT

Hollis	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.

Rules Suspended

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

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

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

Motion

On motion of Senator Landry House Bill No. 2079 was taken up at this time for its final passage.

HOUSE BILL NO. 2079—
BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 38:2311(A)(1)(a) and (2) and 2316, relative to the selection of architects for professional services contracts; to provide for the Architects Selection Board; to provide for the selection of architects; to provide for professional services contracts; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Landry
---------------	-------	--------

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

NAYS

Total—0

ABSENT

Lambert	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.

Rules Suspended

Senator Bean 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. 206—
BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 14:34.3(B), relative to the crime of battery of a school teacher; to provide with regard to penalties; and to provide for related matters.

Floor Amendments Sent Up

Senator Hainkel sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hainkel to Engrossed House Bill No. 206 by Representative Thompson

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 2 proposed by the Senate on Judiciary C and adopted by the Senate on June 15, 1999.

AMENDMENT NO. 2

On page 1, line 12, after "At least" delete "fifteen days" and insert "seventy-two hours"

On motion of Senator Hainkel, the amendments were adopted.

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

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ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Siracusa
Total—1

The Chair declared the amended 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. 818—
BY REPRESENTATIVE MCCAIN
AN ACT

To amend and reenact Code of Criminal Procedure Article 345(D)(3), relative to judgments of bond forfeiture in criminal proceedings; to provide for the time period for payment by sureties; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President
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. 1263—
BY REPRESENTATIVES JOHN SMITH, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 30:86(C) and to enact R.S. 30:86(E)(5), relative to the Oilfield Site Restoration Fund; to provide for the determination of the fund balance; to provide for an additional purpose for which monies in the fund may be disbursed and expended; 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 Reengrossed House Bill No. 1263 by Representative John Smith, et al

AMENDMENT NO. 1

On page 2, line 1, after "with" change "law" to "this Part"

On motion of Senator Romero, the amendments were adopted.

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. 1263 by Representative John R. Smith

AMENDMENT NO. 1

On page 1, line 2, after "To" delete "amend and reenact R.S. 30:86(C) and to"

AMENDMENT NO. 2

On page 1, line 3 after "Fund;" delete the remainder of the line

AMENDMENT NO. 3

On page 1, at the beginning of line 4, delete "the fund balance;"

AMENDMENT NO. 4

On page 1, line 8 after "Section 1." delete the remainder of the line and insert in lieu thereof "R.S."

AMENDMENT NO. 5

On page 1, delete lines 11 through 16 in their entirety

AMENDMENT NO. 6

On page 2, delete lines 1 through 12 in their entirety

AMENDMENT NO. 7

On page 2, delete lines 18 through 23 in their entirety, and insert in lieu thereof the following:

"(5) Upon approval of the commission, up to five hundred thousand dollars per fiscal year for the office of conservation to act alone, or in conjunction with the voluntarily participating parties, for the assessment and restoration of commercial oilfield waste disposal facilities used for the storage, treatment, or disposal of non-hazardous oilfield waste for a fee or other consideration, which were abandoned, leaving no financially responsible owner, operator, or bonding company, in accordance with the plan of

closure as required in the permit, or if the permit did not provide a plan of closure, a plan approved by the commission; provided that a responsible person shall not be released from his duty or liability, if any, imposed by this Section."

On motion of Senator Malone, 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: Bajoi, Barham, Bean, Boissiere, Branch, Cain, Campbell, Casanova, Cox, Cravins, Dardenne, Dean, Dyess, Total—37; 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.

NAYS

Total—0

ABSENT

Mr. President 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. 1279— BY REPRESENTATIVES DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To enact R.S. 14:100(B)(4) and (C)(3), relative to hit-and-run driving; to define accident; to provide for greater penalties if the driver was previously convicted of certain other crimes involving operation of a vehicle; and to provide for related matters.

Floor Amendments Sent Up

Senator Jordan sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jordan to Engrossed House Bill No. 1279 by Representative DeWitt

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "enact" insert "amend and reenact R.S. 14:32.1(B) and to" and after "relative to" change "hit-and-run driving" to "driving offenses"

AMENDMENT NO. 2

On page 1, line 5, after "vehicle;" and before "and" insert "to increase maximum penalties for the crime of vehicular homicide;"

AMENDMENT NO. 3

On page 1, line 7, after "Section 1." and before "R.S. 14:100(B)(4)" insert "R.S. 14:32.1(B) is hereby amended and reenacted and"

AMENDMENT NO. 4

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

"§32.1. Vehicular homicide

* * *

B. Whoever commits the crime of vehicular homicide shall be fined not less than two thousand dollars nor more than fifteen thousand dollars and shall be imprisoned with or without hard labor for not less than two years nor more than fifteen twenty years. At least one year of the sentence of imprisonment shall be imposed without benefit of probation, parole, or suspension of sentence. The court shall require the offender to participate in a court-approved substance abuse program or a court-approved driver improvement program, or both. All driver improvement courses required under this Section shall include instruction on railroad grade crossing safety.

* * *

On motion of Senator Jordan, 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

Table with 3 columns of names: Bajoi, Barham, Bean, Branch, Cain, Campbell, Casanova, Cox, Cravins, Dardenne, Dean, Dyess, 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.

NAYS

Boissiere
Total—1

ABSENT

Mr. President Siracusa
Total—2

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. 1320— BY REPRESENTATIVE FONTENOT

AN ACT

To amend and reenact R.S. 33:381(D) and 461(C) and to enact R.S. 47:2051.2, relative to the collection of municipal ad valorem taxes in Livingston Parish; to authorize an agreement between the sheriff, the parish assessor, and the governing authority of the city of Denham Springs which agreement would provide for the collection by the sheriff of taxes and other amounts on the municipal tax rolls; to provide relative to the contents of such an agreement; to provide for a public hearing; to provide relative to the Lawrason Act requirements for municipal tax assessment and

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collection as they relate to such agreements; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Ellington	Landry
Barham	Fields C	Lentini
Bean	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

Mr. President Siracusa
Total—2

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

HOUSE BILL NO. 1497—

BY REPRESENTATIVE TOOMY

AN ACT

To enact R.S. 14:2(13)(ff) and (gg), relative to crimes of violence; to add second degree domestic battery and aggravated domestic battery to the definition of crime of violence; and to provide for related matters.

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

HOUSE BILL NO. 1625—

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

AN ACT

To amend and reenact R.S. 32:666(B) and 668(A)(introductory paragraph), relative to chemical tests to determine blood alcohol content of certain persons; to require law enforcement officers to execute a sworn report when the person submits to such testing; to require that the officer provide certain information about the test; to provide relative to hearings; to provide that such report is competent evidence; 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
Bean	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

Mr. President Siracusa
Total—2

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. 1669—

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

AN ACT

To amend and reenact R.S. 15:536, 537, 542(E), 574.4(C)(2)(a)(introductory paragraph), (H)(2)(introductory paragraph), and (O)(1), 828(A)(2)(a), and 893.1(A)(1) and Code of Criminal Procedure Articles 894.3(A) and 895(H)(introductory paragraph) and to enact R.S. 15:574.4(H)(2)(d), relative to sex offenders; to provide with regard to the definition of sexual offenders and sex offenses; to provide with regard to requirements for sentencing, registration, probation, parole, classification and treatment programs, and assignment to work training facilities for such offenders; and to provide for related matters.

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

HOUSE BILL NO. 1670—

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

AN ACT

To amend and reenact R.S. 15:542(B)(introductory paragraph) and (2)(a) and 574.4(H)(2)(b) and Code of Criminal Procedure Article 895(H)(2)(a), relative to registration and notification requirements for persons convicted of sex offenses; to provide for the period of time by which registration or notification must be completed; to provide for registration upon the establishment of residency; to provide for the time period by which required notices must be mailed or published; 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

Bajoie	Ellington	Landry
Barham	Fields C	Lentini
Bean	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

Mr. President	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.

Rules Suspended

Senator Romero asked for and obtained a suspension of the rules for the purpose of hearing House Bill No. 1360 on reconsideration on the same legislative day.

Reconsideration

On motion of Senator Romero, pursuant to the previous notice given, the vote by which the following bill failed to pass on Wednesday, June 16, 1999 was reconsidered.

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.

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	Cox	Landry
Bajoie	Cravins	Robichaux
Barham	Hines	Romero
Bean	Hollis	Theunissen
Boissiere	Irons	Thomas
Cain	Johnson	
Campbell	Jones	
Total—19		

NAYS

Branch	Fields C	Lentini
Casanova	Fields W	Malone
Dardenne	Greene	Schedler
Dean	Hainkel	Smith

Dyess	Jordan	Tarver
Ellington	Lambert	Ullo
Total—18		

ABSENT

Heitmeier	Siracusa
Total—2	

The Chair declared the bill failed to pass.

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

Recess

On motion of Senator Ellington, the Senate took a recess until 7:15 o'clock P.M.

After Recess

The Senate was called to order at 7:15 o'clock P.M. by the President of the Senate.

ROLL CALL

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

PRESENT

Mr. President	Dyess	Lambert
Bajoie	Ellington	Landry
Barham	Fields C	Lentini
Bean	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—38		

ABSENT

Siracusa
Total—1

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

Senate Business Resumed

Rules Suspended

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

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

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

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Called from the Calendar

Senator Cain asked that House Bill No. 428 be called from the Calendar at this time for its final passage.

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

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

Floor Amendments Sent Up

Senator Cain sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cain to Engrossed House Bill No. 428 by Representative John Smith

AMENDMENT NO. 1 On page 1, line 2, change "authorize" to "require"

AMENDMENT NO. 2 On page 1, line 11, change "is hereby" to "shall"

AMENDMENT NO. 3 On page 1, line 12, delete "authorized,"

AMENDMENT NO. 4 On page 2, between lines 3 and 4, insert the following:

"One (1) certain tract or parcel of land, and all the improvements situated wholly or partially thereon, and all the rights, ways, servitudes, privileges, and advantages thereunto belonging or in anywise appertaining, situated in Section 23, Township 1 South, Range 10 West, parish of Vernon, state of Louisiana.

One (1) certain tract or parcel of land, and all the improvements situated wholly or partially thereon, and all the rights, ways, servitudes, privileges, and advantages thereunto belonging or anywise appertaining, situated in Section 13, Township 2 North, Range 12 West, parish of Vernon, state of Louisiana."

AMENDMENT NO. 5 On page 2, line 5, change "is hereby authorized" to "shall"

On motion of Senator Cain, 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, Cravins, Johnson, Bajoie, Dardenne, Jones, Barham, Dean, Landry, Bean, Fields C, Robichaux, Branch, Fields W, Romero, Cain, Greene, Schedler, Campbell, Hines, Smith, Casanova, Hollis, Tarver, Cox, Irons, Theunissen, Total—27

NAYS

Malone Total—1

ABSENT

- Boissiere, Dyess, Ellington, Hainkel, Heitmeier, Jordan, Lambert, Lentini, Siracusa, Thomas, Ullo, Total—11

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.

Called from the Calendar

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

HOUSE BILL NO. 1087— BY REPRESENTATIVES MARTINY, ANSARDI, BOWLER, DAMICO, DONELON, LANCASTER, TOOMY, AND VITTER AND SENATORS HAINKEL AND ULLO

AN ACT

To enact R.S. 39:471.1, relative to certain parishes operating under home rule charters; to provide relative to the governance of special districts within such parishes; to provide for the precedence of charter provisions; and to provide for related matters.

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, Dardenne, Landry, Bajoie, Dean, Lentini, Barham, Fields C, Malone, Bean, Fields W, Robichaux, Boissiere, Greene, Romero, Branch, Hainkel, Schedler, Cain, Hines, Smith, Campbell, Irons, Tarver, Casanova, Johnson, Theunissen, Cox, Jones, Cravins, Jordan, Total—31

NAYS

Total—0

ABSENT

- Dyess, Ellington, Heitmeier, Hollis, Lambert, Siracusa, Thomas, Ullo, Total—8

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.

Called from the Calendar

Senator Schedler asked that House Bill No. 157 be called from the Calendar at this time for its final passage.

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

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

Floor Amendments Sent Up

Senator Schedler sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Schedler to Engrossed House Bill No. 157 by Representative Flavin

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 1 proposed by the Senate Committee on Local and Municipal Affairs and adopted by the Senate on May 17, 1999.

AMENDMENT NO. 2

On page 1, line 11, after "annexation" delete the remainder of the line and delete lines 12 through 16 and insert the following:

"and the annexation causes a change in the zoning classification, the parish zoning classification shall remain in effect until the owner of the property has applied for rezoning with the appropriate municipal governing authority, board or commission or for a period of six months, whichever occurs first. The municipality shall notify, by certified mail, the owner of the property of the change in zoning classification within thirty days of the date of the annexation."

On motion of Senator Schedler, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Cox	Irons
Bajoie	Dardenne	Johnson
Barham	Dean	Jones
Bean	Fields C	Jordan
Boissiere	Fields W	Lambert
Branch	Hainkel	Robichaux
Cain	Heitmeier	Tarver
Campbell	Hines	Theunissen
Casanova	Hollis	
Total—26		

NAYS

Greene	Lentini	Romero
Landry	Malone	Smith
Total—6		

ABSENT

Cravins	Schedler	Ullo
Dyess	Siracusa	
Ellington	Thomas	
Total—7		

The Chair declared the amended 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.

Called from the Calendar

Senator Branch asked that House Bill No. 677 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 677—
 BY REPRESENTATIVE FONTENOT
 AN ACT

To amend and reenact R.S. 49:170.5, relative to state symbols; to delete the prohibition on payment of royalties and the commercial usage of the state painting; and to provide for related matters.

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	Dean	Lambert
Bajoie	Fields C	Landry
Barham	Fields W	Lentini
Bean	Greene	Malone
Boissiere	Heitmeier	Robichaux
Branch	Hines	Romero
Cain	Hollis	Smith
Campbell	Irons	Tarver
Casanova	Johnson	Theunissen
Cox	Jones	
Dardenne	Jordan	
Total—31		

NAYS

Total—0

ABSENT

Cravins	Hainkel	Thomas
Dyess	Schedler	Ullo
Ellington	Siracusa	
Total—8		

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

Senator Heitmeier in the Chair

Called from the Calendar

Senator Lentini asked that House Bill No. 732 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 732 (Duplicate of Senate Bill No. 676)—
 BY REPRESENTATIVE TOOMY AND SENATOR HEITMEIER AND
 COAUTHORED BY REPRESENTATIVES BARTON, BRUNEAU, CRANE,
 DONELON, FAUCHEUX, FRUGE, HEATON, JENKINS, KENNARD,
 LANCASTER, MARTINY, MICHOT, SCALISE, SHAW, WIGGINS,
 WINDHORST, WINSTON, AND FRITH AND SENATORS DEAN, HAINKEL,
 LENTINI, AND ROMERO

AN ACT

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

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provide for limitation of liability; to provide for contingency depending upon receipt of adequate funding; 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 Heitmeier to Reengrossed House Bill No. 732 by Representative Toomy.

AMENDMENT NO. 1

On page 1, line 2, delete "R.S. 15:1228 and 1229" and insert "R.S. 15:1229 and 15:1229.1"

AMENDMENT NO. 2

On page 1, line 11, delete "R.S. 15:1228 and 1229" and insert "R.S. 15:1229 and 15:1229.1"

AMENDMENT NO. 3

On page 1, line 13, delete "§1228." and insert "§1229."

AMENDMENT NO. 4

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

"with notice pursuant to R.S. 46:1841 et. seq."

AMENDMENT NO. 5

On page 2, delete lines 11 and 12, and insert the following:

"(2) To develop and implement a system whereby families may initiate inquiries to receive the latest status"

AMENDMENT NO. 6

On page 2, delete line 15, and insert the following:

"(3) To provide the information accessible to victims and"

AMENDMENT NO. 7

On page 2, delete lines 21 through 24, and insert the following:

"(5) To develop and implement a notification form for victims and their families to utilize the system."

AMENDMENT NO. 8

On page 3, delete lines 11 through 16, and insert the following:

"D. The effect of this act shall be contingent upon receipt of adequate funding specifically covering the costs of the system and subject to the approval of the Joint Legislative Committee on the Budget."

AMENDMENT NO. 9

On page 3, line 17, delete "§1229." and insert "§1229.1."

On motion of Senator Lentini, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dyess Jones

Bajoie Ellington Jordan
Barham Fields C Lambert
Bean Fields W Landry
Boissiere Greene Lentini
Branch Hainkel Malone
Cain Heitmeier Robichaux
Campbell Hines Romero
Cox Hollis Smith
Dardenne Irons Tarver
Dean Johnson Theunissen
Total—33

NAYS

Total—0

ABSENT

Casanova Schedler Thomas
Cravins Siracusa Ullo
Total—6

The Chair declared the amended 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.

Called from the Calendar

Senator Jordan asked that House Bill No. 1460 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1460—
BY REPRESENTATIVE PERKINS
AN ACT

To amend and reenact Children's Code Article 613(B) and to enact Children's Code Article 613(C), relative to children; to provide relative to investigations of child abuse or neglect; to provide for the execution of entry orders; and to provide for related matters.

Motion

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

Senator Jordan objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie Dean Lambert
Barham Ellington Landry
Bean Fields C Lentini
Boissiere Fields W Malone
Branch Heitmeier Robichaux
Campbell Hines Romero
Casanova Hollis Smith
Cox Irons Tarver
Cravins Johnson Thomas
Dardenne Jones
Total—29

NAYS

Cain Hainkel Theunissen
Greene Jordan
Total—5

ABSENT

Mr. President Schedler Ullo
Dyess Siracusa
Total—5

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

Called from the Calendar

Senator Jordan asked that House Bill No. 1020 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1020— BY REPRESENTATIVE MCCAIN AN ACT

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

Floor Amendments Sent Up

Senator Jordan sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jordan to Engrossed House Bill No. 1020 by Representative McCain

AMENDMENT NO. 1 Delete Senate Floor Amendments proposed by Senator Jordan and adopted by the Senate on June 3, 1999.

On motion of Senator Jordan, 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

Table with 3 columns of names: Bajoje, Barham, Bean, Boissiere, Branch, Cain, Campbell, Cox, Cravins, Dardenne, Dean, 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, Thomas

NAYS

Total—0

ABSENT

Table with 3 columns of names: Mr. President, Casanova, Total—5; Dyess, Siracusa; Ullo

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.

Called from the Calendar

Senator C. Fields asked that House Bill No. 1720 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1720— BY REPRESENTATIVE WESTON AN ACT

To amend and reenact R.S. 40:1502.1(A)(1) and (2) and (C)(2)(a), relative to service charges assessed by certain fire protection districts; to provide relative to the assessment of such charge against grounds on which structures are situated; to provide relative to structures subject to such assessment; and to provide for related matters.

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. 1720 by Representative Weston

AMENDMENT NO. 1 On page 1, line 11, between "(1)" and "The" insert "(a)"

AMENDMENT NO. 2 On page 1, delete lines 13 through 18

AMENDMENT NO. 3 On page 2, delete line 1 and on line 2, change "boundaries of" to a comma ","

AMENDMENT NO. 4 On page 2, line 3, delete "the", delete lines 4 through 8, and on line 9, delete "No. 1 of Tangipahoa Parish" and change "are" to "is"

AMENDMENT NO. 5 On page 2, lines 14 and 15, delete "and the persons owning the ground upon which each structure is situated"

AMENDMENT NO. 6 On page 2, between lines 16 and 17, insert the following:

"(b) The governing authority of any fire protection district situated wholly within the geographical boundaries of St. Mary Parish, the governing authority of any fire protection district situated wholly within the geographical boundaries of East Baton Rouge Parish, the governing authority of any fire protection district situated wholly within the geographical boundaries of Livingston Parish, the governing authority of Fire Protection District No. 2 of St. Helena Parish, the governing authority of any fire protection district situated wholly within the geographical boundaries of Caddo Parish, the governing authority of Ward One Fire Protection District No. 1 of Calcasieu Parish, and the governing authority of Fire Protection District No. 1 of Tangipahoa Parish are hereby authorized to establish, by majority vote of the members of the authority, a service charge or rates of service charges for each residential or commercial structure for a term not to exceed ten years to be assessed persons owning each such structure, whether occupied or unoccupied, located wholly or partly within the boundaries of the fire protection district, and the persons owning the ground upon which each such structure is situated subject to the provisions of Subsection B of this Section.

AMENDMENT NO. 7 On page 2, delete line 17, and insert the following:

"(2)(a) For purposes of this Section as it relates to any fire protection district situated wholly within the geographical boundaries of either Rapides, Lincoln, Claiborne, Union,

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Morehouse, East Carroll, or West Carroll Parish, each residential or"

AMENDMENT NO. 8

On page 2, line 18, delete ", occupancy, or tenant"

AMENDMENT NO. 9

On page 2, line 24, delete "in Ward One Fire", delete line 25, and on line 26, delete "District No. 1 of Tangipahoa Parish,"

AMENDMENT NO. 10

On page 3, between lines 3 and 4, insert the following:

"(b) For purposes of this Section as it relates to any fire protection district situated wholly within the geographical boundaries of either St. Mary, East Baton Rouge, Livingston, or Caddo Parish, Fire Protection District No. 2 of St. Helena Parish, Ward One Fire Protection District No. 1 of Calcasieu Parish, and Fire Protection District No. 1 of Tangipahoa Parish, each residential, ~~or commercial, occupancy, or tenant~~ unit in a structure shall be considered a separate structure, and a mobile home, as defined in R.S. 9:1149.2(3), shall be considered a structure. Such service charges or rates of service charges shall be equal for all structures of a given class and shall be framed so as to cover and shall be used for the costs of any or all fire protection services; however, in Ward One Fire Protection District No. 1 of Calcasieu Parish, and in Fire Protection District No. 1 of Tangipahoa Parish, such service charges or rates of service charges for each class of structure shall be framed so as to cover and shall be used for the costs of any or all fire protection and emergency services."

AMENDMENT NO. 11

On page 3, line 7, between "(a)" and "The" insert "(i)", delete "such", and between "district" and "shall" insert "referred to in R.S. 40:1502.1(A)(1)(a)"

AMENDMENT NO. 12

On page 3, line 11, between "ground" and "on" insert "not exceeding one acre"

AMENDMENT NO. 13

On page 3, line 12, after "situated" insert "if such lot of ground belongs to the person who owns such structure. However, if such structure or building is owned by a lessee of the lot of ground, the lien shall exist only against the lease and shall not affect the owner of the lot"

AMENDMENT NO. 14

On page 3, line 16, delete "failure or"

AMENDMENT NO. 15

On page 3, line 19, after "letter." delete the remainder of the line and delete lines 20 through 24.

AMENDMENT NO. 16

On page 3, between lines 24 and 25, insert the following:

"(ii) The governing authority of any district referred to in R.S. 40:1502.1(A)(1)(b) shall also have the authority to place liens for fire protection service charges upon the structure subject to the charge, upon the building, if any, in which the structure is located if it is owned by the owner of the structure, and upon the lot of ground ~~not exceeding one acre~~ on which the structure is situated ~~if such lot of ground belongs to the person who owns such structure; however, if such structure or building is owned by a lessee of the lot of ground, the lien shall exist only against the lease and shall not affect the owner of the lot.~~ Such lien shall be placed upon property only in the event of the failure or refusal of the owner of a structure to pay said service charges when requested to do so by said governing authority within thirty days of receipt by the owner of such a request by registered or certified letter. When the owner of the structure is not the owner of the ground upon

which the structure is situated, the lien shall not affect the ground unless the owner of the ground fails or refuses to pay said service charges within thirty days after receipt of request, made by registered or certified letter, from the governing authority for such payment."

On motion of Senator Ellington, the amendments were adopted.

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. 1720 by Representative Weston

AMENDMENT NO. 1

On page 2, line 18, delete "occupancy,"

AMENDMENT NO. 2

On page 3, line 11, after "ground" insert "not exceeding one acre"

On motion of Senator Landry, the amendments were adopted.

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. 1720 by Representative Weston

AMENDMENT NO. 1

On page 3, on lines 19 and 20, change "structure" to "mobile home"

On motion of Senator Landry, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Ellington	Lambert
Barham	Fields C	Landry
Bean	Fields W	Lentini
Boissiere	Greene	Malone
Branch	Heitmeier	Robichaux
Cain	Hines	Romero
Campbell	Hollis	Schedler
Casanova	Irons	Smith
Cox	Johnson	Tarver
Cravins	Jones	Theunissen
Dardenne	Jordan	Thomas
Total—33		

NAYS

Dean	Hainkel
Total—2	

ABSENT

Mr. President	Siracusa
Dyess	Uilo
Total—4	

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

Personal Privilege

Senator 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. 1720 because his machine was locked. He had intended to vote yea on the bill. He asked that the Official Journal so state.

Called from the Calendar

Senator Greene asked that House Bill No. 1631 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1631—
BY REPRESENTATIVES PERKINS AND JENKINS
AN ACT

To amend and reenact R.S. 9:224(C)(introductory paragraph), 273(A)(1) and (2), and 275(B)(1) and (C)(1)(a) and (b)(i) and (ii) and to enact R.S. 9:273.1 and 275.1, relative to covenant marriages; to provide relative to information requirements; to provide relative to contents of declarations of intent; to provide for the recitation and affidavit of the parties and the attestation of the counselor; 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

Bajoie	Ellington	Lentini
Barham	Fields C	Malone
Bean	Greene	Robichaux
Boissiere	Hainkel	Romero
Branch	Heitmeier	Schedler
Cain	Hines	Smith
Campbell	Hollis	Tarver
Casanova	Johnson	Theunissen
Cox	Jones	Thomas
Dardenne	Jordan	Ullo
Dean	Lambert	
Total—32		

NAYS

Landry
Total—1

ABSENT

Mr. President	Dyess	Irons
Cravins	Fields W	Siracusa
Total—6		

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.

Called from the Calendar

Senator Hollis asked that House Bill No. 1371 be called from the Calendar at this time for its final passage.

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

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

Floor Amendments Sent Up

Senator Hollis sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hollis to Engrossed House Bill No. 1371 by Representative Travis

AMENDMENT NO. 1

On page 1, line 2, after "9:3514," delete "3516(22),"

AMENDMENT NO. 2

On page 1, at the beginning of line 4, delete "(J),"

AMENDMENT NO. 3

On page 2, line 1, after "9:3514," delete "3516(22),"

AMENDMENT NO. 4

On page 2, at the end of line 2, delete "(J),"

AMENDMENT NO. 5

On page 3, delete lines 10 through 17

AMENDMENT NO. 6

On page 9, delete lines 3 through 20

On motion of Senator Hollis, the amendments were adopted.

Floor Amendments Sent Up

Senator Heitmeier sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Engrossed House Bill No. 1371 by Representative Travis

AMENDMENT NO. 1

On page 1, line 5, after "9:3511(E)" change "and 3544(E)(3)(c)," to ", 3554(E)(3)(c) and 3576.23,"

AMENDMENT NO. 2

On page 1, line 15, after "fees;" insert "to provide for certain services of collection agencies;"

AMENDMENT NO. 3

On page 2, line 4, after "9:3511(E)" change "and 3554(E)(3)(c)" to ", 3554(E)(3)(c) and 3576.23"

AMENDMENT NO. 4

On page 11, between lines 23 and 24, insert the following:

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"§3576.23. Services of collection agencies

Notwithstanding any other law to the contrary, any licensed collection agency may furnish a list of or recommend an attorney to a client or customer in order to file suit or further the collection of a claim of such client or customer."

Senator Heitmeier moved adoption of the amendments.

Senator Landry objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Heitmeier	Lentini
Bean	Hines	Romero
Boissiere	Hollis	Schedler
Branch	Johnson	Tarver
Ellington	Jones	
Total—14		

NAYS

Mr. President	Dean	Malone
Barham	Fields C	Robichaux
Cain	Fields W	Smith
Campbell	Greene	Theunissen
Casanova	Hainkel	Thomas
Cox	Irons	Ullo
Cravins	Jordan	
Dardenne	Landry	
Total—22		

ABSENT

Dyess	Lambert	Siracusa
Total—3		

The Chair declared the amendments were rejected.

Mr. President in the Chair

Floor Amendments Sent Up

Senator Campbell sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Campbell to Engrossed House Bill No. 1371 by Representative Travis

AMENDMENT NO. 1

On page 1, line 4, after "3556.1(A)," delete the remainder of the line, and insert "3561.1(A), and 3577.4, and to enact R.S."

AMENDMENT NO. 2

On page 1, line 15, after "fees" insert "to provide for the amount which may be collected by a lender on small loans;"

AMENDMENT NO. 3

On page 2, line 3, after "3561.1(A)" insert "and 3577.4"

AMENDMENT NO. 4

On page 11, between lines 23 and 24 insert the following:

"§3577.4. Fees and other amounts

A. A lender shall charge, collect, or receive, directly or indirectly, no more than the following origination as fees, interest, or any other charge for a small loan: except as specifically

authorized by this Section. It is the intention of this Section that the lender be strictly limited to receiving from small loan transactions only the amounts provided for in Subsections (B) and (C) of this Section, and no other, including, but not limited to, receiving any amounts as insurance in any way related to small loan transactions.

(1) On loans from \$0 to \$99.00 ————— \$ 5.00

(2) On loans from \$100.00 to \$200.00 ————— \$10.00

(3) On loans from \$201.00 to \$500.00 ————— \$15.00:

B.(1) The lender may charge interest on the amount of cash or check delivered to the consumer in a small loan at a rate no greater than seventy-two percent per annum (defined as a three hundred sixty-five day year).

(2) The rate of interest charged on the outstanding balance after maturity shall not be greater than the rate charged during the loan term.

* * *

Senator Campbell moved adoption of the amendments.

Senator Hollis objected.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Boissiere	Theunissen
Hollis	Thomas
Total—4	

ABSENT

Dyess	Lambert	Siracusa
Total—3		

The Chair declared the amendments were adopted.

Personal Privilege

Senator Boissiere asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on the amendment by Senator Campbell to House Bill No. 1371. He voted nay on the amendment and had intended to vote yea. He asked that the Official Journal so state.

Floor Amendments Sent Up

Senator Cox sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cox to Engrossed House Bill No. 1371 by Representative Travis

AMENDMENT NO. 1

On page 1, line 4, after "3561.1(A)" insert ", and R.S. 13:3881(A)(1)(a),"

AMENDMENT NO. 2

On page 1, line 15, after "fees;" insert "to exempt from seizure certain child support or Earned Income Tax Credit benefits received by an obligee;"

AMENDMENT NO. 3

On page 11, between lines 23 and 24, insert the following:

"Section 2. R.S. 13:3881(A)(1)(a) is hereby amended and reenacted to read as follows:

§3881. General exemptions from seizure

A. The following income or property of a debtor is exempt from seizure under any writ, mandate, or process whatsoever:

(1)(a) Seventy-five percent of his disposable earnings for any week, but in no case shall this exemption be less than an amount in disposable earnings which is equal to thirty times the federal minimum hourly wage in effect at the time the earnings are payable or a multiple or fraction thereof, according to whether the employee's pay period is greater or less than one week. However, the exemption from disposable earnings for the payment of a current or past due support obligation, or both, for a child or children is fifty percent of disposable earnings, and the exemption from seizure of the disposable earnings for the payment of a current or past due support obligation, or both, for a spouse or former spouse is sixty percent of the disposable earnings. For purposes of this Subsection, if the Department of Social Services is providing support enforcement services to the spouse and a judgment or order for support includes an obligation for both a child or children and a spouse or former spouse, or in any case wherein the judgment or order does not clearly indicate which amount is attributable to support of the child or children and which amount is attributable to support of the spouse or former spouse, the support obligation shall be treated as if it is exclusively for the support of a child or children. In no event shall child support or federal Earned Income Tax Credit benefits received by an obligee be subject to any seizure whatsoever.

AMENDMENT NO. 4

On page 11, line 24, change "Section 2" to "Section 3"

Ruling from the Chair

Senator Landry asked for a ruling from the Chair as to whether the amendment was germane to the bill.

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

On motion of Senator Cox, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dean Jordan
Bajoie Ellington Landry
Barham Fields C Lentini

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

Total—35

NAYS

Total—0

ABSENT

Dyess
Lambert
Total—4

Siracusa
Thomas

The Chair declared the amended 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.

Called from the Calendar

Senator Greene asked that House Bill No. 2048 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 2048—

BY REPRESENTATIVES PERKINS AND CLARKSON

AN ACT

To enact R.S. 17:100.6, relative to certain policies of governing authorities of public elementary and secondary schools; to require such governing authorities to adopt certain policies regarding access by students and school employees to certain Internet and online sites; to provide certain exceptions; 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 Dean Jordan
Bajoie Ellington Landry
Barham Fields C Lentini
Bean 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

Total—36

NAYS

Total—0

ABSENT

Dyess
Total—3

Lambert

Siracusa

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.

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Called from the Calendar

Senator Lentini asked that House Bill No. 992 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 992— BY REPRESENTATIVE MICHOT AN ACT

To enact R.S. 14:133.4, relative to crimes; to create the crime of misrepresentation during issuance of a misdemeanor summons or preparation of a juvenile custodial agreement; to provide for penalties; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Bajoe, Barham, Bean, 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, Ullo

NAYS

Total—0

ABSENT

Dyess, Lambert, Siracusa

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

Called from the Calendar

Senator Cravins asked that House Bill No. 1410 be called from the Calendar at this time for its final passage.

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.

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, Bajoe, Barham, Bean, 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, Ullo

Total—36 NAYS

Total—0 ABSENT

Dyess, Lambert, 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.

Called from the Calendar

Senator Romero asked that House Bill No. 1483 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1483— BY REPRESENTATIVE DURAND AN ACT

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

Floor Amendments Sent Up

Senator Jordan sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jordan to Reengrossed House Bill No. 1483 by Representative Durand

AMENDMENT NO. 1 Delete Amendment Nos. 1 through 3 proposed by the Senate Local and Municipal Affairs Committee and adopted by the Senate on May 27, 1999

Senator Jordan moved adoption of the amendments.

Senator Cravins objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bean, Cain, Casanova, Dardenne, Dean, Ellington, Greene, Heitmeier, Jordan, Landry, Malone, Schedler, Thomas

Total—13 NAYS

Mr. President, Hines, Romero

Bajoie	Hollis	Smith
Barham	Irons	Tarver
Boissiere	Johnson	Theunissen
Branch	Jones	Ullo
Hainkel	Lentini	
Total—17		

ABSENT

Campbell	Dyess	Lambert
Cox	Fields C	Robichaux
Cravins	Fields W	Siracusa
Total—9		

The Chair declared the amendments were rejected.

Floor Amendments Sent Up

Senator Cravins sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cravins to Reengrossed House Bill No. 1483 by Representative Durand

AMENDMENT NO. 1

On page 2, between lines 3 and 4, insert the following:

"Section 2. The provisions of this Act shall apply only to the city of Broussard."

AMENDMENT NO. 2

On page 2, line 4, change "Section 2." to "Section 3."

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

Mr. President	Ellington	Johnson
Bajoie	Fields C	Jones
Barham	Fields W	Romero
Boissiere	Hainkel	Schedler
Cain	Heitmeier	Smith
Cox	Hines	Tarver
Dean	Hollis	Theunissen
Total—21		

NAYS

Bean	Greene	Lentini
Branch	Irons	Malone
Casanova	Jordan	Thomas
Dardenne	Landry	Ullo
Total—12		

ABSENT

Campbell	Dyess	Robichaux
Cravins	Lambert	Siracusa
Total—6		

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.

Called from the Calendar

Senator Romero asked that House Bill No. 403 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 403—

BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact R.S. 56:8(25), 303(A), and 303.4(A) and to enact R.S. 56:303.1.1, relative to commercial fishing; to provide with respect to a fresh products license; 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. 403 by Representative Jack D. Smith

AMENDMENT NO. 1

On page 1, line 4, between "license;" and "and" insert "to authorize the Louisiana Wildlife and Fisheries Commission to assess certain fees;"

AMENDMENT NO. 2

On page 3, after line 20 insert the following:

"Section 2. The Louisiana Wildlife and Fisheries Commission, after consulting with the Spanish Lake State Game and Fish Commission, is hereby authorized to assess an entrance fee for persons or vehicles entering any and all areas of the Spanish Lake game and fish preserve."

On motion of Senator Romero, 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	Dean	Jordan
Bajoie	Ellington	Landry
Barham	Fields C	Lentini
Bean	Fields W	Malone
Boissiere	Greene	Romero
Branch	Hainkel	Schedler
Cain	Heitmeier	Smith
Campbell	Hines	Tarver
Casanova	Hollis	Theunissen
Cox	Irons	Thomas
Cravins	Johnson	Ullo
Dardenne	Jones	
Total—35		

NAYS

Total—0

ABSENT

Dyess	Robichaux
Lambert	Siracusa
Total—4	

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

Called from the Calendar

Senator Hollis asked that House Bill No. 292 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 292—

BY REPRESENTATIVE TRAVIS

AN ACT

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

Floor Amendments Sent Up

Senator Hollis sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hollis to Reengrossed House Bill No. 292 by Representative Travis

AMENDMENT NO. 1

On page 1, line 7, after "R.S. 32:760(A)(7)(c)," insert "771(1)(b)," and after "772(F)(9)," insert "773(C)."

AMENDMENT NO. 2

On page 1, line 8, after "(g)," delete "and", and after "(h)," insert "and (i)."

AMENDMENT NO. 3

On page 2, between lines 24 and 25, insert the following:

"1(b) "Broker" means any used motor vehicle dealer who, for a fee or commission, arranges or offers to arrange a transaction involving the sale, for purposes other than resale, of a used motor vehicle."

AMENDMENT NO. 4

On page 7, between lines 9 and 10, insert the following:

"C. No person, partnership, corporation, limited liability company, or other entity, unless licensed by the commission as a used car dealer, shall engage in the business as a "broker", "purchasing company", "sales agent", or similar title procurement of prospective purchasers for used motor vehicles."

AMENDMENT NO. 5

On page 20, line 20, after "within" delete the remainder of the line and insert "the time limitations proscribed by law."

AMENDMENT NO. 6

On page 20, delete lines 23 and 24 and insert the following:

"(h) Habitually issues temporary license plates in violation of law."

AMENDMENT NO. 7

On page 20, between lines 24 and 25, insert the following:

"(i) For a broker to do any of the following:

1. To hold himself out to any person as a "broker", "purchasing company", "sales agent", or similar title, engaged in the business of a broker, or otherwise engage in the solicitation or procurement of prospective purchasers for motor vehicles not titled in the name of and registered to the broker, unless the broker holds a valid used car dealer license and is in compliance with the terms of this Chapter.

2. To act in the capacity of or engage in the business of broker without a valid used car dealer license issued as provided by this Chapter.

3. To fail to execute a written brokering agreement and provide a completed copy to both:

(a) Any consumer entering into the brokering agreement. The completed copy shall be provided prior to the consumer's signing of an agreement for the purchase of the vehicle described in the brokering agreement, or prior to accepting one hundred dollars or more from that consumer, whichever comes first.

(b) The selling dealer. The completed copy shall be provided to the selling dealer entering into a purchase agreement with the consumer at the time of delivery.

4. To accept a purchase deposit from any consumer that exceeds five percent of the selling price of the vehicle described in the brokering agreement.

5. To fail to refund any purchase money, including purchase deposits, upon demand by a consumer at any time prior to the consumer's signing of a vehicle purchase agreement with a selling dealer of the vehicle described in the brokering agreement.

6. To fail to cancel a brokering agreement and refund, upon demand, any money paid by a consumer, including any brokerage fee, under any of the following circumstances:

(a) When the final price of the brokered vehicle exceeds the purchase price listed in the brokering agreement.

(b) When the vehicle delivered is not as described in the brokering agreement.

(c) When the brokering agreement expires prior to the customer being presented with a purchase agreement from a selling dealer arranged through the brokering dealer that contains a purchase price at or below the price listed in the brokering agreement.

7. To fail to disclose to the consumer the dollar amount of any fee that the consumer is obligated to pay to the broker. This arrangement shall be confirmed in a brokering agreement.

8. To fail to maintain, for a minimum of three years, a copy of the executed brokering agreement and other notices and documents related to each brokered transaction.

9. To fail to advise the consumer, prior to accepting any money, that a full refund will be given if the motor vehicle ordered through the broker is not obtained for the consumer."

On motion of Senator Hollis, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dean	Lambert
Bajoie	Ellington	Landry
Bean	Fields C	Robichaux
Boissiere	Fields W	Romero
Branch	Heitmeier	Smith
Cain	Hines	Tarver
Campbell	Hollis	Theunissen
Casanova	Irons	Thomas
Cox	Johnson	
Dardenne	Jones	
Total—28		

NAYS

Barham	Jordan	Schedler
Greene	Lentini	Ullo
Hainkel	Malone	
Total—8		

ABSENT

Cravins	Dyess	Siracusa
Total—3		

The Chair declared the amended 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.

Called from the Calendar

Senator Hollis asked that House Bill No. 349 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 349—
BY REPRESENTATIVE TRAVIS

AN ACT

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

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
Bean	Greene	Malone
Boissiere	Heitmeier	Robichaux
Branch	Hines	Romero
Cain	Hollis	Schedler
Campbell	Irons	Smith
Casanova	Johnson	Tarver
Cox	Jones	Theunissen
Dardenne	Jordan	Thomas
Total—33		

NAYS

Dean	Hainkel	Ullo
------	---------	------

Total—3

ABSENT

Cravins	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.

Called from the Calendar

Senator Hollis asked that House Bill No. 350 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 350—
BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 9:2721(B) and to enact R.S. 9:2721(C), relative to the recordation of transfers of immovable property; to require that certain taxpayer information be included with the act of sale; to provide that certain taxpayer information be supplied to the tax assessor; 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. 350 by Representative Travis

AMENDMENT NO. 1

On page 1, line 2, after "9:2721(B)" insert "and R.S. 35:1.1"

AMENDMENT NO. 2

On page 1, line 5, after "assessor" insert the following:

"provide for the validity of certain acts, documents, or other instruments executed or passed before certain notary publics;"

AMENDMENT NO. 3

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

"Section 2. R.S. 35:1.1 is hereby amended and reenacted to read as follows:

§1.1 Commissions previously issued

A. Notarial commissions issued prior to September 9, 1977, for any parish in this state shall remain in effect, provided that, at the expiration of the bonds given therewith, the bonds are renewed in the amount of five thousand dollars and in the manner provided in this Title.

B.(1). Notwithstanding any other provision of law to the contrary, this Section shall apply to all acts, documents or other instruments which were executed by or passed before a notary public who was duly appointed, and to each notarial commission which was issued, on or before January 1, 1999, without the applicant first obtaining a commission in the parish of residence of the applicant, and whose commission was based on the location of the office maintained by the applicant.

(2) All acts, documents, or other instruments which were executed by or passed before any notary public commissioned as set forth in Subsection 1 of this Section shall not be invalid based on the appointment of the notary public or the issuance of the notarial commission.

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On motion of Senator Lentini, the amendments were adopted.

The bill was read by title. Senator Hollis 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
Bean Greene Malone
Boissiere Hainkel Robichaux
Branch Heitmeier Romero
Cain Hines Schedler
Campbell Hollis Smith
Casanova Irons Tarver
Cox Johnson Theunissen
Dardenne Jones Ullo
Dean Jordan
Total—35

NAYS

Total—0

ABSENT

Cravins Siracusa
Dyess Thomas
Total—4

The Chair declared the amended 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.

Called from the Calendar

Senator Dardenne asked that House Bill No. 788 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 788—
BY REPRESENTATIVE LANCASTER
AN ACT

To enact R.S. 18:1461(C), relative to election offenses; to provide that any candidate who is elected to public office and is finally convicted of an election offense related to his campaign for such public office shall forfeit such office; to provide for the time and manner in which such public office is declared vacant; to provide for the filling of vacancies due to the forfeiture of the public office; 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. 788 by Representative Lancaster

AMENDMENT NO. 1
On page 1, line 16, delete "this Section" and insert "R.S. 18:1461(A)(4), (6), (10), (14), and (17)"

On motion of Senator Dardenne, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Hainkel Romero
Barham Heitmeier Schedler
Bean Hollis Smith
Cain Johnson Tarver
Casanova Jordan Theunissen
Dardenne Lambert Thomas
Dean Landry Ullo
Ellington Lentini
Greene Robichaux
Total—25

NAYS

Bajoie Cravins Hines
Boissiere Fields C Jones
Cox Fields W
Total—8

ABSENT

Branch Dyess Malone
Campbell Irons Siracusa
Total—6

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

Called from the Calendar

Senator Dardenne asked that House Bill No. 1669 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1669—
BY REPRESENTATIVES DEWITT, DOWNER, MCMAINS, DIEZ, AND
CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND
SCHEDLER

AN ACT

To amend and reenact R.S. 15:536, 537, 542(E), 574.4(C)(2)(a)(introductory paragraph), (H)(2)(introductory paragraph), and (O)(1), 828(A)(2)(a), and 893.1(A)(1) and Code of Criminal Procedure Articles 894.3(A) and 895(H)(introductory paragraph) and to enact R.S. 15:574.4(H)(2)(d), relative to sex offenders; to provide with regard to the definition of sexual offenders and sex offenses; to provide with regard to requirements for sentencing, registration, probation, parole, classification and treatment programs, and assignment to work training facilities for such offenders; and to provide for related matters.

Floor Amendments Sent Up

Senator Cox sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cox to Reengrossed House Bill No. 1669 by Representative Dewitt

AMENDMENT NO. 1
On page 2, line 1, after "Part IV," delete the remainder of the line, and on line 2, delete "bigamy (R.S. 14:77),"

AMENDMENT NO. 2
On page 2, delete line 8 and insert "or"

AMENDMENT NO. 3

On page 2, delete 22 and insert "or"

AMENDMENT NO. 4

On page 3, line 18, after "Part IV," delete the remainder of the line, and on line 19, delete "abetting in bigamy (R.S. 14:77)."

AMENDMENT NO. 5

On page 4, line 6, after "Part IV," delete the remainder of the line, and on line 7, delete "abetting in bigamy (R.S. 14:77)."

AMENDMENT NO. 6

On page 4, delete line 26, and insert "or"

AMENDMENT NO. 7

On page 5, delete line 19, and insert "or"

AMENDMENT NO. 8

On page 6, line 16, after "Part IV," delete the remainder of the line, and on line 17, delete "bigamy (R.S. 14:77)."

AMENDMENT NO. 9

On page 7, line 1, after "Part IV," delete the remainder of the line and on line 2, delete "abetting in bigamy (R.S. 14:77)."

AMENDMENT NO. 10

On page 7, delete line 19, and insert "or"

On motion of Senator Cox, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

	YEAS	
Mr. President	Ellington	Lambert
Bajoie	Fields C	Landry
Barham	Fields W	Lentini
Bean	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
Total—36		
	NAYS	
Total—0		
	ABSENT	
Campbell	Dyess	Siracusa
Total—3		

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 Romero asked for and obtained a suspension of the rules for the purpose of taking up House Bill No. 434 on reconsideration on the same legislative day.

Reconsideration

On motion of Senator Romero, pursuant to the previous notice given, the vote by which the following bill failed to pass on Wednesday, June 16, 1999 was reconsidered.

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.

Floor Amendments Sent Up

Senator Romero sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Romero to Reengrossed House Bill No. 434 by Representative Green

AMENDMENT NO. 1

Delete Senate Floor Amendment No. 1, referenced as set no. 1086, proposed by Senator Jones and adopted by the Senate on June 16, 1999.

AMENDMENT NO. 2

Delete Senate Floor Amendment Nos. 1 and 2, referenced as set no. 1090, proposed by Senator Jones and adopted by the Senate on June 16, 1999.

AMENDMENT NO. 3

On page 1, line 2, after "To" delete the remainder of the line and delete lines 3, 4, and 5 and insert the following:

"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 gaming; to provide 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."

AMENDMENT NO. 4

On page 1, line 7, after "Section 1." delete the remainder of the line and delete lines 8 through 17 and on page 2, delete lines 1 through 23 and insert the following:

"Section 1(C) of Act No. 888 of the 1990 Regular Session, as amended by Act No. 817 of the 1993 Regular Session is hereby amended and reenacted and Section 1(E), (F), (G), and (H) of Act No. 888 of the 1990 Regular Session, as amended by Act No. 817 of the 1993 Regular Session, is hereby enacted to read as follows:
Section 1.

* * *

C. ~~The Subject to the provisions of Subsection E of this Section, the governor~~ shall have authority, on behalf of the state, to enter into and sign Indian gaming compacts which authorize federally recognized Indian tribes to conduct the specific gaming activities authorized in the compact within and upon their Indian reservation lands as it exists on July 25, 1990, and as permitted under the Indian Gaming Regulatory Act, Title 25, Section 2701 et seq. of the U.S. Code. No compact approved and signed by the governor shall be binding upon the state for a period of more than seven years.

* * *

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E. Notwithstanding any provision of law to the contrary, the governor shall have authority, on behalf of the state, to enter into and sign Indian gaming compacts which authorize federally recognized Indian tribes to conduct the specific gaming activities authorized in the compact within and upon their Indian lands as permitted under the Indian Gaming Regulatory Act, Title 25, Section 2701 et seq. of the U.S. Code. A compact between the state of Louisiana and a federally recognized Indian tribe as authorized by this Subsection may be binding upon the state for a period up to fifteen years provided that the Indian lands are located within a parish.

F. If the conditions of Subsection E of this Section are met, such gaming compact may be for a term up to fifteen years, provided that such compact shall expire two years after the effective date of legislation as may be enacted which repeals authorization to conduct all legislatively authorized forms of Class III gaming, as presently defined by the Indian Gaming Regulatory Act, or, from the date on which the legislation provides that all such gaming shall actually cease, whichever is later.

G. No gaming compact shall be entered into, extended, renegotiated, or approved by the governor unless a contribution compact is entered into or has been entered into between the state and the tribe.

H. No Indian gaming compact shall be effective until approved by majority vote of each house of the legislature."

Motion

Senator Jones moved the previous question on the amendment.

Senator Jordan objected.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members voting YEAS: Bajoié, Bean, Boissiere, Cain, Casanova, Cox, Cravins, Dardenne, Ellington, Fields C, Fields W, Heitmeier, Hollis, Irons, Johnson, Jones, Lambert, Lentini, Malone, Robichaux, Romero, Schedler, Tarver, Theunissen, Thomas.

NAYS

Table listing names of members voting NAYS: Barham, Dean, Greene, Hainkel, Jordan, Landry, Smith.

ABSENT

Table listing names of members who were ABSENT: Mr. President, Branch, Campbell, Dyess, Siracusa, Ullo.

The Chair declared the previous question was called on the amendment.

Senator Romero moved adoption of the amendments.

Senator Casanova objected.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members voting YEAS: Mr. President, Bajoie, Barham, Bean, Boissiere, Cain, Cox, Cravins, Dardenne, Ellington, Heitmeier, Hines, Hollis, Irons, Johnson, Jones, Lambert, Landry, Robichaux, Romero, Tarver, Theunissen, Thomas, Ullo.

NAYS

Table listing names of members voting NAYS: Branch, Casanova, Dean, Fields C, Fields W, Greene, Hainkel, Jordan, Lentini, Malone, Smith.

ABSENT

Table listing names of members who were ABSENT: Campbell, Dyess, Schedler, Siracusa.

The Chair declared the amendments were adopted.

Floor Amendments Sent Up

Senator Jordan sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jordan to Reengrossed House Bill No. 434 by Representative Green

AMENDMENT NO. 1

In Senate Floor Amendment No. 4, referenced as set no. 1119, proposed by Senator Romero and adopted by the Senate on June 16, 1999, on page 2, line 24, after "legislature" insert ", by act or resolution"

On motion of Senator Jordan, 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 listing names of members voting YEAS: Mr. President, Bajoie, Barham, Bean, Boissiere, Cain, Campbell, Cox, Cravins, Dardenne, Ellington, Heitmeier, Hines, Hollis, Irons, Johnson, Jones, Lambert, Landry, Robichaux, Romero, Tarver, Theunissen, Thomas, Ullo.

NAYS

Table listing names of members voting NAYS: Branch, Casanova, Dean, Fields W, Greene, Hainkel, Lentini, Malone, Smith.

Fields C Jordan
 Total—11 ABSENT

Dyess Schedler Siracusa
 Total—3

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.

Called from the Calendar

Senator Theunissen asked that House Bill No. 55 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 55—

BY REPRESENTATIVE FRUGE

AN ACT

To enact Code of Civil Procedure Art. 76.2, relative to venue; to provide for venue in suits on open accounts; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Casanova	Hines	Smith
Ellington	Jordan	Theunissen
Greene	Malone	Thomas
Hainkel	Romero	
Total—11		

NAYS

Mr. President	Cravins	Jones
Bajoie	Dardenne	Landry
Barham	Dean	Lentini
Bean	Fields C	Robichaux
Boissiere	Fields W	Schedler
Branch	Heitmeier	Tarver
Cain	Hollis	Ullo
Campbell	Irons	
Cox	Johnson	
Total—25		

ABSENT

Dyess Lambert Siracusa
 Total—3

The Chair declared the bill failed to pass.

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

Called from the Calendar

Senator Ewing asked that Houe Bill No. 9 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 9—

BY REPRESENTATIVES DOWNER, HUNTER, LANCASTER, MONTGOMERY, VITTER, WALSWORTH, FONTENOT, SCALISE, WADDELL, WILLARD, ALARIO, ALEXANDER, ANSARDI, BAUDOIN, BOWLER, BRUCE, BRUNEAU, CHAISSON, CLARKSON, CRANE, DAMICO, DANIEL, DEVILLE, DEWITT, DOERGE, DUPRE, DURAND, FARVE, FAUCHEUX, FLAVIN, FRITH, GAUTREAUX, GLOVER, GUILLARY,

HAMMETT, HEATON, HILL, HUDSON, ILES, JENKINS, JOHNS, KENNARD, KENNEY, LANDRIEU, LEBLANC, LONG, MARIONNEAUX, MARTINY, MCCAIN, MCCALLUM, MCDONALD, MORRISH, PERKINS, PIERRE, PINAC, POWELL, PRATT, QUEZAIRE, ROMERO, SALTER, SCHNEIDER, SCHWEGMANN, SHAW, JACK SMITH, JOHN SMITH, STELLY, THERIOT, THOMPSON, THORNHILL, TOOMY, TRAVIS, WELCH, WESTON, WIGGINS, WILKERSON, WINDHORST, WINSTON, WOOTON, AND WRIGHT AND SENATOR EWING

AN ACT

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

Floor Amendments Sent Up

Senator Ewing sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ewing to Reengrossed House Bill No. 9 by Representatives Downer et al

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:6011(A)(2)" delete the remainder of the line and insert "and R.S. 49:131 and 132, the introductory paragraph of R.S. 49:133, and R.S. 49:134, 135, 149, and 150.1"

AMENDMENT NO. 2

On page 1, delete lines 3 and 4

AMENDMENT NO. 3

On page 1, line 5, delete "and Subparts A, C, D, and E" of Part VII" and delete lines 6, 7 and 8

AMENDMENT NO. 4

On page 1, line 9, change "R.S. 49:149.22, 149.23, and 150.1." to "and R.S. 49:149.1 through 149.5"

AMENDMENT NO. 5

On page 2, line 1, between "Arsenal" and "Museum" insert "Magazine"

AMENDMENT NO. 6

On page 2, line 5, delete "State Capitol Preservation"

AMENDMENT NO. 7

On page 2, line 6, change "Board" to "Capitol Complex Coordinating Council" and delete "State Capitol"

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AMENDMENT NO. 8

On page 2, delete line 7, and on line 8, change "Capitol Preservation Board" to "council"

AMENDMENT NO. 9

On page 2, at the end of line 9, delete "to", delete lines 10 through 14 and on line 15, delete "plaques and memorials;"

AMENDMENT NO. 10

On page 2, delete lines 17 through 26, and delete pages 3 through 17 in their entirety and on page 18, delete lines 1 through 20, and insert the following:

Section 1. R.S. 49:49:131 and 132, the introductory paragraph of R.S. 49:133, and R.S. 49:134, and 135, 149, and 150.1 are hereby amended and reenacted to read as follows:

§131. ~~Board~~ Capitol Complex Coordinating Council created; members; powers and duties; exceptions

A. ~~There is created the Public Buildings Board, to consist of the Governor as chairman, and the Director of Public Works, the Commissioner of Administration, the Director of Highways and the Superintendent of State Buildings as members. The Capitol Complex Coordinating Council, hereinafter referred in this Part as the "council", is hereby established as an agency of the state, consisting of the governor, or his designee, the president of the Senate, or his designee, and the speaker of the House of Representative, or his designee.~~

B. The governor, or his designee, shall be the chairman of the council.

C. The council shall meet at least once a year and at other times at the call of the chairman or any two members of the council.

D. The council may utilize staff of the legislature, or of either house thereof, the division of administration, or any department within the executive branch of state government to administer the functions of the council.

E. The council may appoint advisory committees to aid in carrying out its duties.

F. The council may:

(1) Contract for professional services of qualified consultants, or call upon the staff of the facility planning and control section of the division of administration to contract for these services.

(2) Coordinate the activities of staff assisting the council.

(3) Provide for the preparation of an annual budget and work plan consistent with the master plan and the furnishings plan of the State Capitol for all applicable work under this Part.

(4) Expend funds as appropriated or otherwise made available to the council.

(5) Prepare annually a complete and detailed written report accounting for all funds received and disbursed by the council during the preceding fiscal year.

(6) Direct that, to the extent possible, plants and trees indigenous to this state and those historical plants used when the capitol was built will be used in landscaping work on the grounds and gardens of the State Capitol, the Capitol Annex, the Pentagon Barracks, and the Old Arsenal Magazine Museum.

(7) Adopt rules relative to the discharge of its responsibilities provided for in this Part concerning the buildings in the State Capitol Complex, their contents, and their grounds.

(8) Allocate specific duties and responsibilities to any other state agency, if the other agency agrees to perform the duty or accept the responsibility.

G. The council shall:

(1) Preserve, maintain, and restore the State Capitol, the Capitol Annex, the Pentagon Barracks buildings, and the Old Arsenal Magazine Museum, their contents, and their grounds.

(2) Review and approve an annual budget and work plan, a long-range master plan, and a furnishings plan for placement and care of objects under its care.

(3) Approve all changes to the historically significant features, areas, or aspects of the buildings listed in Paragraph (1) of this Subsection and their grounds.

(4) Define and identify all significant aspects of the buildings listed in Paragraph (1) of this Subsection and their grounds.

(5) Define and identify all significant contents of the buildings listed in Paragraph (1) of this Subsection and all state-owned items of historical significance that were at one time in such buildings.

(6) Maintain archives relating to the construction and development of the buildings in the state capitol complex, their contents, and their grounds, including documents such as plans, specifications, photographs, purchase orders, and other related documents, the original copies of which may be maintained by the secretary of state in the archives of the state.

H. The council shall have no control over:

(1) The furniture, furnishings, and decorative objects in the offices of the governor or the members of the legislature except as necessary to inventory or conserve items of historical significance owned by the state.

(2) Records and documents produced by or in the custody of a state agency, official, or employee having an office in the State Capitol Complex.

§132. Meetings; quorum Vote required for council action

~~The board shall meet on the call of the governor and a quorum shall consist of the chairman and board members~~ Action of the Capitol Complex Coordinating Council shall be by unanimous vote of its members.

§133. Duties of board governor

The duties of the ~~board~~ governor shall be to examine, and approve or disapprove, plans for public buildings to be erected by and for the use of the state in the city of Baton Rouge, except for buildings within the State Capitol Complex, and more particularly:

* * *

§134. City of Baton Rouge, approval of board necessary for erection of state buildings Buildings within the State Capitol Complex

No state public buildings may be erected in the city of Baton Rouge unless and until approved by the board and the approval certified to and promulgated by the Secretary of State. Within the State Capitol Complex, the Capitol Complex Coordinating Council shall examine, and approve or disapprove, plans for public buildings to be erected by and for the use of the state, and more particularly:

(1) Select locations for public buildings to be erected and used by the state on the basis of the function to be performed by the building.

(2) Direct the spacing and arrangement of buildings that is best suited to the purpose to be served by the buildings and that will present the most pleasing appearance in relation to existing and future buildings.

(3) Select a type of architecture for buildings so that a pleasing external appearance in relation to other buildings will result.

(4) Insure adequate clearance with relation to existing streets or streets yet to be improved.

(5) Insure adequate and appropriately arranged parking areas so that streets in and around public buildings will not be unnecessarily congested.

§135. State Capitol Complex; approval of construction, renovation, or remodeling

A. No state building shall be erected in the ~~area hereinafter defined as the State Capitol Complex~~ and no bid for the construction thereof shall be accepted unless and until such construction has been approved by a majority of the elected members of both houses of the legislature and such approval has been certified to the division of administration by the president of the Senate and the speaker of the House of Representatives.

B. For the purposes of this section, the term "state building" shall be deemed to include any structure except levees which is financed by funds appropriated, dedicated or otherwise

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allocated from sources of revenues, fees, charges, assessments or other funds of the state.

C. For the purposes of this section, the term "State Capitol Complex" shall be deemed to apply to that be the State Capitol and all other state property in the area in the city of Baton Rouge; containing the State Capitol building and bounded on the south by North Main Street, on the west by the Mississippi River, on the north by Choctaw Drive, and on the east by the Kansas City Southern Railway tracks.

D.(1) No change or alteration shall be made to the capitol complex master plan developed by the division of administration unless and until such change or alteration has been approved by the Capitol Complex Coordinating Council, and such approval has been certified to the division of administration.

(2) A proposal to construct a building, monument, or other improvement within the State Capitol Complex must be submitted to the council for its review and comment before a contract for the construction is executed. Such comment shall be submitted to the agency proposing the construction within thirty days after the proposal is submitted to the council; otherwise the agency may proceed with the execution of the contract.

(3) A proposal for a renovation or remodeling project in the State Capitol, the Capitol Annex, the Pentagon Barracks buildings, and the Old Arsenal Magazine Museum and their grounds must be submitted to the council for its review and comment before a contract for the construction is executed. Such comment shall be submitted to the agency proposing the renovation or remodeling within thirty days after the proposal is submitted to the council; otherwise the agency may proceed with execution of the contract.

§149. Capitol police; creation Security for State Capitol Complex; Department of Public Safety and Corrections; duties; powers; authority; enforcement; assessments for security services; rules on parking and traffic; violations

There is hereby created the capitol police, the members of which shall be appointed by the superintendent of state buildings.

A.(1) Public safety services within the Department of Public Safety and Corrections shall be responsible for the provision of security and the maintenance of general order on state property within the State Capitol Complex as defined in R.S. 49:135. In providing for the protection of persons and property located on state property within the State Capitol Complex, the deputy secretary for public safety services, with the approval of the Capitol Complex Coordinating Council, may contract for security services or enter into mutual aid agreements or, with the approval of the Capitol Complex Coordinating Council, may execute memoranda of understanding with the Baton Rouge City Police Department and the East Baton Rouge Parish Sheriff's Office as may be necessary to provide for the reasonable exercise of police power on state property within the State Capitol Complex.

(2) The deputy secretary for public safety services shall coordinate the provision of law enforcement services within the State Capitol Complex under the direction of the commissioner of administration, as authorized by the Capitol Complex Coordinating Council.

B.(1) Public safety services within the Department of Public Safety and Corrections shall have authority to enforce all laws and regulations, make arrests, transfer arrested persons to the sheriff of the parish, and carry weapons at such times.

(2) To the extent authorized by rule adopted by the Capitol Complex Coordinating Council, public safety services within the Department of Public Safety and Corrections may:

(a) Issue citations for parking and traffic violations occurring on state property within the State Capitol Complex.

(b) Move a motor vehicle or have a motor vehicle moved for a parking violation occurring on state property within the State Capitol Complex.

(3) The Capitol Complex Coordinating Council may, by rule:

(a) Establish limited, reserved, and no parking areas on state property within the State Capitol Complex.

(b) Establish a schedule of fines and penalties for violation of council rules regarding parking on state property within the State Capitol Complex and traffic within the complex.

(c) Establish the manner and procedure by which citations for such parking and traffic violations issued by public safety services shall be prosecuted.

C. The division of administration, with the approval of the Capitol Complex Coordinating Council, may impose and collect an assessment on all tenants in all state buildings in the State Capitol Complex as defined in R.S. 49:135 on a uniform basis for security services provided for the buildings in the State Capitol Complex.

§150.1. State eCapitol complex; allocation of space; maintenance; law enforcement officer and firefighter memorial

A. Notwithstanding any other provision of law to the contrary, and particularly any contrary provision of R.S. 49:146, the allocation and use of space within the sState eCapitol, pPentagon courts Barracks buildings, and the Old Arsenal Magazine Museum shall be as provided in this Subpart Section. The provisions of this Subpart shall apply to the subbasement, basement, and all floors of the state capitol, all buildings in the pentagon courts, and the Old Arsenal Museum.

B. The fourth floor and three floors of the sState eCapitol building shall be allocated to and be used by the governor for his office, the offices of the members of his personal staff, and the offices of such other personnel of agencies within the office of the governor as the governor shall determine.

C. In addition to the provisions of Subsection B herein, four floors of the state capitol building shall be designated for use by the attorney general and one floor of the state capitol building shall be designated for use by the treasurer and the secretary of state. (1) Any statewide elected official who has been allocated and is occupying a floor or floors of the State Capitol for his office and the offices of the members of his personal staff and employees on July 1, 1999, shall continue to have the use of such floor or floors of the State Capitol.

(2) That space leased to members of the press on July 1, 1979 by the Ddivision of Aadministration shall constitute the press area of the State eCapitol and shall be under the control of the governor; provided however, if renovations require temporary or permanent reassignment of the press to another area of the capitol such reassignment shall be determined and made jointly by the governor, the speaker of the house of representatives, and the president of the senate Capitol Complex Coordinating Council.

D. The designation of the eight three floors as set forth in Subsection B and C herein, not including excluding the fourth floor, shall be jointly determined by the governor, the speaker of the house of representatives, and the president of the senate Capitol Complex Coordinating Council.

E.(1) All areas of the sState eCapitol, pPentagon courts Barracks buildings, and Old Arsenal Magazine Museum not allocated under the provisions of Subsections B and C herein shall be for the sole use of the legislature, its agencies and officers, and the employees of the legislature and its agencies. In addition, the former nurses' dormitory at the Our Lady of the Lake Hospital, located on Capitol Lake, shall be for the sole use of the legislature, its agencies and officers, and the employees of the legislature and its agencies until such time as it shall be renovated in accordance with the Capitol Complex Master Plan and it shall then revert to the control of the division of administration.

(2) The time at which such renovation shall begin shall be determined jointly by the President of the Senate, the Speaker of the House of Representatives, and the commissioner of administration. The allocation of these areas shall be made by the legislature by joint rule or through by a majority vote of the members of each house of the Legislative Budgetary Control Council.

F. Except as otherwise provided in this Section, the superintendent of state buildings shall have charge of the management, operation, and maintenance of the sState eCapitol building, pPentagon courts Barracks buildings, the Old Arsenal

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Magazine Museum, and the State Capitol complex grounds. In the performance of the duties specified in this Subsection, the superintendent shall be under the authority and direction of the governor, the speaker of the house of representatives, and the president of the senate Capitol Complex Coordinating Council.

G. In accordance with R.S. 25:781 through 785 and subject to the joint approval and oversight of the governor, the president of the Senate, and the speaker of the House of Representatives Capitol Complex Coordinating Council, the superintendent of state buildings shall:

(1) Set aside and maintain an area on the grounds of the state capitol east of the Old Arsenal Magazine Museum for a memorial honoring law enforcement officers and firefighters who are killed in the line of duty;

(2) Plan, implement, and maintain the memorial itself; and

(3) Establish and maintain a fund to consist of private donations, grants, and other similar, but non-state, monies which he shall use with respect to the establishment, and maintenance of the memorial."

AMENDMENT NO. 11

On page 19, delete lines 8 through 13, and insert the following:

"(2) The superintendent of state buildings under the authority and pursuant to the consent of the governor, the speaker of the House of Representatives, and the president of the Senate Capitol Complex Coordinating Council, as provided in R.S. 49:150.1(F), for the State Capitol Complex."

AMENDMENT NO. 12

On page 19, delete lines 15 through 18, and on line 19, change "150.1" to "Section 3. R.S. 36:4(B)(2) and R.S. 49:149.1 through 149.5"

AMENDMENT NO. 13

On page 19, delete lines 20 and 21

AMENDMENT NO. 14

On page 19, line 22, change "Section 5." to "Section 4."

On motion of Senator Ewing amendments were adopted.

Motion

Senator Cain moved to return the amended bill to the Calendar.

Senator Ewing objected.

ROLL CALL

The roll was called with the following result:

YEAS

Boissiere Cravins Jordan
Branch Fields W Landry
Cain Greene Malone
Campbell Heitmeier Robichaux
Cox Hines Romero
Total—15

NAYS

Mr. President Dean Jones
Bajoie Ellington Lentini
Barham Hainkel Schedler
Bean Hollis Smith
Casanova Irons Theunissen
Dardenne Johnson Thomas
Total—18

ABSENT

Dyess
Fields C
Total—6

Lambert
Siracusa

Tarver
Ullo

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

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

Called from the Calendar

Senator Heitmeier asked that House Bill No. 2059 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 2059—

BY REPRESENTATIVES HEATON AND TRAVIS
AN ACT

To amend and reenact R.S. 37:1361(A), 1371, 1373(A), 1378(A)(introductory paragraph), (2), (3), and (8), and (B) and to enact R.S. 37:1367(H), 1368(I), and 1377(H), relative to plumbers; to provide for the purposes of and regulation by the State Plumbing Board; to require and provide for licensure of medical gas and vacuum systems verifiers; to provide for fees; to provide relative to injunctions; to define medical gas and vacuum systems verifier; to provide for disciplinary action; and to provide for related matters.

Floor Amendments Sent Up

Senator Hollis sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hollis to Engrossed House Bill No. 2059 by Representatives Heaton and Travis

AMENDMENT NO. 1

On page 4, line 26, immediately after "March" insert "31"

On motion of Senator Hollis, 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 Ellington Landry
Barham Fields C Lentini
Bean Fields W Malone
Boissiere Greene Robichaux
Branch Hainkel Romero
Cain Heitmeier Schedler
Campbell Hollis Smith
Casanova Irons Tarver
Cox Johnson Theunissen
Cravins Jones Thomas
Dardenne Jordan Ullo
Total—33

NAYS

Dean
Total—1

ABSENT

Bajoie Hines Siracusa

Dyess 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.

Called from the Calendar

Senator Heitmeier asked that House Bill No. 829 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 829—
BY REPRESENTATIVE DANIEL
AN ACT

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

Motion

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

Senator Landry objected.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Branch	Landry	
Total—2		
ABSENT		
Mr. President	Lambert	Tarver
Dyess	Siracusa	
Total—5		

The Chair declared the previous question was called on the entire subject matter.

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

Heitmeier	Landry
Total—2	

NAYS

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

ABSENT

Dyess	Lambert	Tarver
Jordan	Siracusa	
Total—5		

The Chair declared the bill failed to pass.

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

Mr. President in the Chair

Called from the Calendar

Senator Landry asked that House Bill No. 860 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 860—
BY REPRESENTATIVES KENNEY AND WRIGHT
AN ACT

To enact R.S. 48:491(D), relative to public roads; to provide that any road or street used by the public is a public road or street; to provide the local governing authority shall have the discretion to maintain the road or street; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Cravins	Fields C	Landry
Dyess	Lambert	Siracusa
Total—6		

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

Personal Privilege

Senator Landry 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. 860. He had intended to vote yea on the bill. He asked that the Official Journal so state.

Called from the Calendar

Senator Landry asked that House Bill No. 1428 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1428—

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

AN ACT

To amend and reenact R.S. 32:364, relative to equipment on motor vehicles; to provide for the use of devices to minimize the spray or splash of materials; and to provide for related matters.

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. 1428 by Representative Diez

AMENDMENT NO. 1

Delete Senate Floor Amendments No 1 through 4 proposed by Senator Barham and adopted by the Senate on June 8, 1999.

On motion of Senator Landry, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Cravins, Irons, Robichaux, Dyess, Lambert, Siracusa, Total—6

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

Called from the Calendar

Senator Landry asked that House Bill No. 1511 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1511—

BY REPRESENTATIVE BARTON AN ACT

To amend and reenact R.S. 14:326(C), relative to parades, marches, or demonstrations; to exempt professional firefighter and police associations from permit requirements; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Dean, Jordan, Bajoie, Ellington, Landry, Barham, Fields C, Lentini, Bean, 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, Total—36

NAYS

Total—0

ABSENT

Dyess, Lambert, 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.

Called from the Calendar

Senator C. Fields asked that House Bill No. 49 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 49—

BY REPRESENTATIVE HOLDEN AN ACT

To enact R.S. 9:3571.2, relative to credit reporting agency information and reports; to limit the circumstances for use of a consumer's credit report; 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 Engrossed House Bill No. 49 by Representative Holden

AMENDMENT NO. 1

Delete Senate Floor Amendment No. 1 proposed by Senator Smith and adopted by the Senate on June 9, 1999.

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

Floor Amendments Sent Up

Senator Campbell sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Campbell to Engrossed House Bill No. 49 by Representative Holden

AMENDMENT NO. 1

On page 1, line 2, after "To" insert "amend and reenact R.S. 9:3577.4 and to" and delete "information and reports"

AMENDMENT NO. 2

On page 1, at the beginning of line 3, insert "amounts which may be collected by a lender on small loans; to limit the"

AMENDMENT NO. 3

On page 1, line 6, after "R.S." insert "9:3577.4 is hereby amended and reenacted and R.S."

AMENDMENT NO. 4

On page 1, at the bottom of the page, insert:

"§3577.4. Fees and other amounts

A. A lender shall charge, collect, or receive, directly or indirectly, no more than the following origination as fees, interest, or any other charge for a small loan; except as specifically authorized by this Section. It is the intention of this Section that the lender be strictly limited to receiving from small loan transactions only the amounts provided for in Subsections (B) and (C) of this Section, and no other, including, but not limited to, receiving any amounts as insurance in any way related to small loan transactions.

(1) On loans from \$0 to \$99.00 ----- \$ 5.00

(2) On loans from \$100.00 to \$200.00 ----- \$10.00

(3) On loans from \$201.00 to \$500.00 ----- \$15.00.

B.(1) The lender may charge interest on the amount of cash delivered to the consumer in a small loan at a rate no greater than seventy-two percent per annum (defined as a three hundred sixty-five day year).

(2) The rate of interest charged on the outstanding balance after maturity shall not be greater than the rate charged during the loan term."

On motion of Senator Campbell, 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 Dean Landry
Bajoie Ellington Lentini

Barham Fields C Malone
Bean Fields W Robichaux
Boissiere Greene Romero
Branch Heitmeier Schedler
Cain Hines Smith
Campbell Hollis Tarver
Casanova Irons Theunissen
Cox Johnson Thomas
Cravins Jones Uilo
Dardenne Jordan
Total—35

NAYS

Hainkel
Total—1

ABSENT

Dyess
Total—3

Lambert Siracusa

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.

Called from the Calendar

Senator C. Fields asked that House Bill No. 1242 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1242—
BY REPRESENTATIVE HOLDEN
AN ACT

To enact Part IV of Chapter 11 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:2251 through 2262, relative to the creation of an authority to provide certain financial assistance for public schools; to create the Louisiana Education Facilities Authority as a political subdivision of the state; to provide for the use of monies in the fund; and to provide for related matters.

Floor Amendments Sent Up

Senator Hainkel sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hainkel to Engrossed House Bill No. 1242 by Representative Holden

AMENDMENT NO. 1

On page 6, line 12, delete "three" and insert "twenty"

AMENDMENT NO. 2

On page 12, delete lines 23 through 26 in their entirety.

AMENDMENT NO. 3

On page 13, delete lines 1 through 6 in their entirety.

AMENDMENT NO. 4

On page 13, line 7, delete "K" and insert "J"

AMENDMENT NO. 5

On page 13, line 15, delete "L" and insert "K"

AMENDMENT NO. 6

On page 13, line 24, delete "M" and insert "L"

On motion of Senator Hainkel, the amendments were adopted.

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

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ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields W	Malone
Bajoie	Greene	Robichaux
Barham	Hainkel	Romero
Bean	Heitmeier	Schedler
Branch	Hines	Smith
Cain	Hollis	Tarver
Campbell	Johnson	Theunissen
Cox	Jones	Thomas
Dardenne	Jordan	Ullo
Dean	Landry	
Fields C	Lentini	
Total—31		

NAYS

Boissiere	Ellington	Irons
Total—3		

ABSENT

Casanova	Dyess	Siracusa
Cravins	Lambert	
Total—5		

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

Called from the Calendar

Senator Hines asked that House Bill No. 470 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 470—

BY REPRESENTATIVE COPELIN

AN ACT

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

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

Bajoie	Cox	Johnson
Bean	Fields C	Jones
Boissiere	Fields W	Landry
Cain	Hines	Robichaux
Campbell	Irons	Romero
Total—15		

NAYS

Mr. President	Greene	Schedler
Barham	Hainkel	Smith
Branch	Heitmeier	Theunissen
Casanova	Hollis	Thomas

Dardenne	Jordan	Ullo
Dean	Lentini	
Ellington	Malone	
Total—19		

ABSENT

Cravins	Lambert	Tarver
Dyess	Siracusa	
Total—5		

The Chair declared the bill failed to pass.

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

Called from the Calendar

Senator Boissiere asked that House Bill No. 1959 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1959—

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

AN ACT

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

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

Mr. President	Fields C	Landry
Bajoie	Fields W	Lentini
Barham	Hainkel	Robichaux
Bean	Heitmeier	Romero
Branch	Hines	Smith
Cain	Hollis	Theunissen
Campbell	Irons	Thomas
Cox	Johnson	Ullo
Dardenne	Jones	
Ellington	Jordan	
Total—28		

NAYS

Casanova	Greene
Dean	Malone
Total—4	

ABSENT

Boissiere	Lambert	Tarver
Cravins	Schedler	
Dyess	Siracusa	
Total—7		

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.

Called from the Calendar

Senator Johnson asked that House Bill No. 472 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 472—
BY REPRESENTATIVE COPELIN
AN ACT

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

Floor Amendments Sent Up

Senator Johnson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Johnson to Engrossed House Bill No. 472 by Representative Copelin

AMENDMENT NO. 1
On page 1, delete line 16, and insert "the legal interest rate at the time the loan was made."

On motion of Senator Johnson, the amendments were adopted.

Floor Amendments Sent Up

Senator Johnson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Johnson to Engrossed House Bill No. 472 by Representative Copelin

AMENDMENT NO. 1
Delete Senate Floor Amendment No. 1 proposed by Senator Johnson and adopted by the Senate on June 16, 1999.

AMENDMENT NO. 2
On page 1, delete line 16 and insert the following:

"the judicial interest rate at the time the loan was made."

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	Lentini
Bajoie	Fields W	Robichaux
Barham	Heitmeier	Romero
Bean	Hines	Schedler
Boissiere	Irons	Smith
Cain	Johnson	Tarver
Campbell	Jones	Theunissen
Cox	Jordan	Thomas
Dardenne	Landry	Ullo
Total—27		

NAYS

Branch	Ellington	Hollis
Casanova	Greene	Malone
Dean	Hainkel	
Total—8		

ABSENT

Cravins	Lambert
Dyess	Siracusa
Total—4	

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.

Called from the Calendar

Senator Johnson asked that House Bill No. 2060 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 2060 (Substitute for House Bill No. 1907 by Representative Copelin)—
BY REPRESENTATIVE COPELIN
AN ACT

To temporarily suspend the prescriptive period in which a minor may establish filiation for the sole purpose of receiving survivor benefits; to provide for retrospective application; and to provide for related matters.

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

NAYS

Dean
Total—1

ABSENT

Cravins	Lambert	Tarver
Dyess	Siracusa	
Total—5		

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.

Called from the Calendar

Senator Dardenne asked that House Bill No. 1699 be called from the Calendar at this time for its final passage.

June 16, 1999

HOUSE BILL NO. 1699—
BY REPRESENTATIVE BRUNEAU
AN ACT

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

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. 1699 by Representative Bruneau

AMENDMENT NO. 1

On page 1, lines 3 and 5, change "congress" to "Congress"

AMENDMENT NO. 2

On page 2, lines 6, 12, and 17, change "congress" to "Congress"

AMENDMENT NO. 3

On page 3, lines 3 and 18, change "congress" to "Congress"

On motion of Senator Dardenne, the amendments were adopted.

Motion

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

Senator Dean objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fields C	Jordan
Bean	Fields W	Landry
Branch	Heitmeier	Robichaux
Cain	Hines	Romero
Campbell	Irons	Smith
Cox	Johnson	Theunissen
Ellington	Jones	Ullo
Total—21		

NAYS

Barham	Dean	Schedler
Boissiere	Hainkel	Thomas
Casanova	Hollis	
Dardenne	Lentini	

Total—10

ABSENT

Mr. President	Greene	Siracusa
Cravins	Lambert	Tarver
Dyess	Malone	
Total—8		

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

Called from the Calendar

Senator Ellington asked that House Bill No. 1968 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1968—
BY REPRESENTATIVE KENNEY
AN ACT

To amend and reenact Section 1(D) of Act 435 of the 1997 Regular Session of the Legislature, relative to reservoirs; to provide relative to nonsubmerged lands; to provide relative to the Bayou de Chene Reservoir; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dardenne	Jones
Bajoie	Dean	Lentini
Barham	Ellington	Malone
Bean	Fields C	Romero
Boissiere	Fields W	Schedler
Branch	Hainkel	Smith
Cain	Heitmeier	Theunissen
Campbell	Hines	Thomas
Casanova	Hollis	
Cox	Johnson	
Total—28		

NAYS

Irons	Robichaux
Landry	Ullo
Total—4	

ABSENT

Cravins	Jordan	Tarver
Dyess	Lambert	
Greene	Siracusa	
Total—7		

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

Called from the Calendar

Senator Heitmeier asked that House Bill No. 912 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 912—
BY REPRESENTATIVE TOOMY
AN ACT

To amend and reenact R.S. 3:3004(A) and to repeal R.S. 40:1379.5, relative to the office of state police; to delete the requirement that state police impound livestock found at large upon public

highways; to abolish the violent crimes unit within the office of state police; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dean	Landry
Bajoie	Ellington	Lentini
Barham	Fields C	Robichaux
Bean	Fields W	Romero
Boissiere	Hainkel	Schedler
Branch	Hines	Smith
Cain	Hollis	Theunissen
Campbell	Irons	Thomas
Casanova	Johnson	Ullo
Cox	Jones	
Dardenne	Jordan	
Total—31		

NAYS

Total—0

ABSENT

Cravins	Heitmeier	Siracusa
Dyess	Lambert	Tarver
Greene	Malone	
Total—8		

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

Called from the Calendar

Senator Heitmeier asked that House Bill No. 2032 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 2032 (Substitute for House Bill No. 681 by Representative Toomy)—
BY REPRESENTATIVE TOOMY

AN ACT

To enact R.S. 26:81(F) and 281(J), relative to the Alcoholic Beverage Control Law; to provide relative to the location of licensed premises or businesses; to define "public library"; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dardenne	Lentini
Bajoie	Dean	Malone
Barham	Greene	Robichaux
Bean	Hines	Romero
Boissiere	Hollis	Schedler
Cain	Johnson	Smith
Campbell	Jones	Theunissen
Casanova	Jordan	Thomas
Cox	Landry	Ullo

Total—27

NAYS

Hainkel
Total—1

ABSENT

Branch	Fields C	Lambert
Cravins	Fields W	Siracusa
Dyess	Heitmeier	Tarver
Ellington	Irons	
Total—11		

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

Personal Privilege

Senator Ellington 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. 2032. He had intended to vote nay on the bill. He asked that the Official Journal so state.

Called from the Calendar

Senator Hollis asked that House Bill No. 2221 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 2221—
BY REPRESENTATIVES MORRELL, FRITH, AND MURRAY
AN ACT

To amend and reenact R.S. 4:217(D)(2) and to enact R.S. 4:150(E), relative to racing; to provide relative to minors owning horses; to provide relative to purse supplements; and to provide for related matters.

Floor Amendments Sent Up

Senator Hollis sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hollis to Engrossed House Bill No. 2221 by Representative Morrell

AMENDMENT NO. 1

On page 2, line 8, after "all" insert "sponsor added"

On motion of Senator Hollis, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Greene	Lentini
Bajoie	Hainkel	Malone
Bean	Heitmeier	Robichaux
Boissiere	Hines	Romero
Branch	Hollis	Schedler
Cain	Johnson	Smith
Campbell	Jones	Theunissen
Casanova	Jordan	Thomas
Cox	Landry	Ullo
Total—27		

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NAYS

Barham	Ellington	Irons
Dardenne	Fields C	
Dean	Fields W	
Total—7		

ABSENT

Cravins	Lambert	Tarver
Dyess	Siracusa	
Total—5		

The Chair declared the amended 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.

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. 2221. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

Called from the Calendar

Senator Romero asked that House Bill No. 164 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 164—
BY REPRESENTATIVES JACK SMITH AND GAUTREAUX
AN ACT

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

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

Bajoie	Fields C	Jordan
Barham	Fields W	Landry
Bean	Greene	Lentini
Boissiere	Hainkel	Malone
Branch	Heitmeier	Romero
Campbell	Hines	Schedler
Casanova	Hollis	Smith
Cox	Irons	Theunissen
Dardenne	Johnson	Thomas
Dean	Jones	Ullo
Total—30		

NAYS

Total—0

ABSENT

Mr. President	Dyess	Robichaux
Cain	Ellington	Siracusa
Cravins	Lambert	Tarver
Total—9		

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

Called from the Calendar

Senator Branch asked that House Bill No. 1030 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1030—
BY REPRESENTATIVE PERKINS
AN ACT

To enact R.S. 9:1113, relative to local building codes and inspections of non-inhabited structures on private residential property; to provide property owners an exemption from local building codes and inspections by indemnifying the local government agency or municipality; 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	Dean	Jordan
Bajoie	Ellington	Lentini
Barham	Fields C	Robichaux
Bean	Fields W	Romero
Boissiere	Greene	Schedler
Branch	Hainkel	Smith
Cain	Hines	Theunissen
Campbell	Hollis	Thomas
Casanova	Irons	Ullo
Cox	Johnson	
Dardenne	Jones	
Total—31		

NAYS

Heitmeier	Landry
Total—2	

ABSENT

Cravins	Lambert	Siracusa
Dyess	Malone	Tarver
Total—6		

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.

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 16, 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. 605—
BY SENATOR JORDAN

AN ACT

To amend and reenact R.S. 17:416(C)(1), relative to school discipline; to provide relative to the authority of certain school officials; to provide relative to certain disciplinary actions; to provide relative to the hearing conducted by the local superintendent or his designate in cases recommending expulsion; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 588 (DUPLICATE OF HOUSE BILL NO. 1144)—BY SENATOR SCHEDLER AND REPRESENTATIVE WIGGINS
AN ACT

To amend and reenact R.S. 46:236.2(A)(1), relative to amendments of support orders; to permit non-custodial parents paying support benefits to apply for an order to make support payments to the Department of Social Services rather than the individual or custodial parent; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 36—BY SENATOR HAINKEL AND REPRESENTATIVES CARTER AND TRAVIS
AN ACT

To amend and reenact R.S. 15:832.1(A), relative to the Department of Public Safety and Corrections; to provide with respect to work by inmates; to provide for the calculation of certain costs in connection with certain construction projects involving the work of inmates; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 1101—BY SENATOR BAJOE AND REPRESENTATIVE PRATT
AN ACT

To enact R.S. 33:4094.1, relative to the city of New Orleans; to authorize the local governing body to collect a special ad valorem tax of four mills on the dollar for sewage drainage services; to provide for the collection of such taxes for twenty years to benefit the Sewage and Water Board; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 770—

BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 37:751(B) and (L), 753(J), 759, 760(A)(4), (7), and (10), 761(A)(5), 764(A)(6), 770(A)(1), and (C), 776(A)(9) and (17), 780(A)(1) and (B)(1) and (2), 781(A), (B), and (C), 786(A), the introductory paragraph of 786.1(A), 788(B)(3), 789(A), and 794, to enact R.S. 37:770(E), 776.1, 777(A)(24) and (25), 786(E), and 788(C), and to repeal R.S. 37:751(F) and (G), 761.1, 764.1, and 769, relative to the practice of dentistry; to provide for definitions; to provide for appointments and powers and duties of the Louisiana State Board of Dentistry; to provide for board reports to the governor; to provide for certain requirements for applicants for licensure and license renewals; to provide for refusal to issue, suspension, revocation or restriction of dental or dental hygienists license; to provide for ownership and operation of a dental practice; to provide for a board hearing, notice, and penalty on charges against an unlicensed person; to provide relative to the issuance of subpoenas; to provide for appeal and stay of board decisions; to provide for violations and penalties; to provide for dispensing and administering controlled substances and for records thereof; to repeal provisions relative to retired dentists and retired dental hygienists; to repeal certain provisions relative to fees and costs; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 1000—BY SENATORS HOLLIS AND GREENE
AN ACT

To enact Chapter 37 of Title 17 of the Louisiana Revised Statutes of 1950, composed of R.S. 17:3831 through 3833, relative to certain incentive programs; to authorize city and parish school boards to establish teacher pay incentive programs for unused sick leave; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 796—

BY SENATOR IRONS

AN ACT

To enact R.S. 14:95.8, relative to offenses affecting the public safety; to provide with respect to possession of handguns by juveniles; to provide for the crime of illegal possession of a handgun by a juvenile; to provide for definition; to provide for exceptions; to provide for penalties; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 426—

BY SENATOR MALONE

AN ACT

To amend and reenact R.S. 40:1472.1, 1472.2(1) and (12), 1472.3(A), (B), (D), (E), (G), and (H), 1472.5(C), (E), (F), and (G), 1472.7(A), 1472.8, 1472.9(A) and (D), 1472.10(A)(1), (4), (6), and (B), the introductory paragraph of 1472.11(A), 1472.14, 1472.16(B), and 1472.17, and to enact R.S. 40:1472.2(27) and (28), relative to the regulation of explosives; provides that the deputy secretary of the department of Public Safety and Corrections Division of Safety Services shall exercise the power and authority of the secretary of the department in regulating explosives; to provide for certain exemptions to reporting and licensing requirements; to provide for a fund for the administration of explosives regulation and licensing; to authorize the deputy secretary to grant written approval to licensees for alternative methods of handling, storage, use and sale of explosives; to dedicate monies received from fines and penalties; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 1089—

BY SENATORS HINES AND BAJOE

AN ACT

To amend and reenact R.S. 46:1403(A)(4), (8), and (9) and to enact R.S. 46:1403(A)(10) and 1427, relative to day care facilities; to define "day care center" and "relative"; to provide exceptions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 822—

BY SENATORS EWING, HOLLIS AND JOHNSON

AN ACT

To enact R.S. 27:271, relative to casino gaming operations; to provide relative to the distribution of casino revenue; to provide for credit for certain payments; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 151—

BY SENATOR BEAN

AN ACT

To amend and reenact the introductory paragraph of R.S. 15:41(B)(2), relative to search warrants; to provide for the disposition of property seized in connection with criminal proceedings; to reduce the time a court is required to hold property after seizure; and to provide for related matters.

June 16, 1999

Reported with amendments.

SENATE BILL NO. 294—
BY SENATOR HEITMEIER

A JOINT RESOLUTION

Proposing to amend Article X, Section 10(A)(1) of the Constitution of Louisiana, relative to state and city civil service rules; to authorize supplemental pay to certain police officers from funds available; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported with amendments.

SENATE BILL NO. 328—
BY SENATOR HEITMEIER

AN ACT

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

Reported with amendments.

SENATE BILL NO. 1036 (DUPLICATE OF HOUSE BILL NO. 1316)—

BY SENATOR JOHNSON AND REPRESENTATIVE WILLARD
AN ACT

To enact R.S. 33:2740.46, relative to the creation of Lake Carmel Subdivision Improvement District; to provide for the rights, powers, and management, and for the objects and purposes of such district, including tax authority; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 855—

BY SENATORS DARDENNE, EWING, HAINKEL, BARHAM, SCHEDLER, THOMAS, CAMPBELL, BEAN, DEAN, LENTINI AND ROMERO AND REPRESENTATIVES DEWITT, DOWNER, MCMAINS, DIEZ, CRANE, THORNHILL, BARTON, DONELON, FLAVIN, KENNARD, LANCASTER, PERKINS, SCALISE, SHAW, TOOMY AND WIGGINS
AN ACT

To amend and reenact R.S. 20:1, relative to homesteads; to provide for an increase in the acreage and value of a homestead which shall be exempt from seizure; to provide for exemptions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 559—
BY SENATOR JORDAN

AN ACT

To amend and reenact R.S. 32:663, 664, 667, and 668, relative to motor vehicles; to provide for operation of motor vehicles while intoxicated; to provide for approval of methods used to determine intoxication; to provide for license suspension and revocation procedures for violations; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 1008—

BY SENATORS ULLO, SCHEDLER, HAINKEL, ROMERO, BARHAM, COX, C. FIELDS, W. FIELDS AND SMITH
AN ACT

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

Reported with amendments.

SENATE BILL NO. 1087—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 11:2260(A)(11)(f)(i), relative to the Firefighters' Retirement System; to authorize certain fire protection district employees to become members of the system; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 161—
BY SENATOR BARHAM

AN ACT

To amend and reenact R.S. 14:211(A), (B) and (C), relative to offenses against property; to provide for the purchase of certain forest products; to provide the criteria for such purchase; to provide for the definitions; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 164—

BY SENATOR BARHAM AND REPRESENTATIVE JOHN SMITH
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.

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

**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 16, 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. 278—

BY SENATORS COX AND ROBICHAUX
AN ACT

To enact Code of Civil Procedure Art. 971, relative to written motions; to provide a special motion to strike in certain civil proceedings; to provide for the duties of the Judicial Council relative thereto; and to provide for related matters.

SENATE BILL NO. 689—

BY SENATOR HAINKEL
AN ACT

To enact R.S. 39:1547, relative to the office of risk management; to create a return to work program; to establish as the goal of the program the safe and expedient return of state employees with job related injuries and illnesses to transitional or regular employment; to provide for the design of the program; to provide for periodic reporting; and to provide for related matters.

SENATE BILL NO. 844—
BY SENATOR JOHNSON

AN ACT

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

SENATE BILL NO. 1005—
BY SENATOR DEAN

AN ACT

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

SENATE BILL NO. 1011—

BY SENATORS EWING, BAJOEI, CASANOVA, DYESS, HINES, IRONS, LANDRY AND SCHEDLER AND REPRESENTATIVES DURAND, HUDSON AND WILKERSON

AN ACT

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

SENATE BILL NO. 1065—

BY SENATOR THOMAS AND REPRESENTATIVE NEVERS

AN ACT

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

SENATE BILL NO. 1116 (Substitute for Senate Bill No. 981 by Senator Ellington)—

BY SENATOR ELLINGTON

AN ACT

To enact R.S. 49:330, relative to mineral revenue contracts by the state treasurer; to require that the treasurer enter into various contracts in order to establish a firm price for anticipated mineral production subject to severance tax and royalty contract under certain conditions; to provide requirement, limitations, and procedure regarding such authority; and to provide for related matters.

SENATE BILL NO. 6—

BY SENATOR BEAN AND REPRESENTATIVE PRATT

AN ACT

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

SENATE BILL NO. 156—

BY SENATOR LENTINI

AN ACT

To enact Section 1-A of Chapter 4 of Title XXIV of Book III of the Louisiana Civil Code, to be comprised of Art. 3493.1, relative to prescription; to provide for a two-year prescriptive period for damages which are sustained as a result of certain criminal acts; to provide for the procedure in which prescription begins to run; to specify limits on the applicability; and to provide for related matters.

SENATE BILL NO. 325—

BY SENATOR HEITMEIER

AN ACT

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

years before becoming eligible to run for a trustee position; and to provide for related matters.

SENATE BILL NO. 339—

BY SENATOR LANDRY

AN ACT

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

SENATE BILL NO. 370—

BY SENATOR ROMERO

AN ACT

To amend and reenact R. S. 40:1379.8(B), relative to the Weights and Standards Mobile Police Force; to provide that certain members of the Weights and Standards Mobile Police Force shall be considered peace officers; to provide for the duties and powers of such peace officers; and to provide for related matters.

SENATE BILL NO. 449—

BY SENATOR DARDENNE AND REPRESENTATIVE LANCASTER

AN ACT

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

SENATE BILL NO. 453—

BY SENATOR DARDENNE AND REPRESENTATIVE LANCASTER

AN ACT

To amend and reenact R.S. 42:1102(13) relative to ethics; to provide that the term "immediate family" of a public servant includes certain in-laws; and to provide for related matters.

SENATE BILL NO. 485—

BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 38:2260, relative to public contracts; to provide relative to authorized preferences for certain Louisiana products or businesses; to require penalties for falsification of claims for such preferences; and to provide for related matters.

SENATE BILL NO. 486—

BY SENATOR LANDRY

AN ACT

To enact R.S. 38:2318, relative to public contracts; to provide relative to professional services for such contracts; to establish prescriptive periods related to contracts for professional services; and to provide for related matters.

SENATE BILL NO. 487—

BY SENATOR LANDRY

AN ACT

To enact R.S. 38:2216(M), relative to public contracts; to require any provision of such contracts to comply with Public Bid Law; provides for severability of contract provisions; and to provide for related matters.

SENATE BILL NO. 494—

BY SENATOR THOMAS

AN ACT

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

SENATE BILL NO. 542—

BY SENATOR HINES

AN ACT

To enact R. S. 40:964, Schedule III(A)(5) and (6), and Schedule IV(35), and to repeal R. S. 40:964, Schedule II(A)(1)(g) and (C)(3),(5) and (6), relative to the Uniform Controlled Dangerous Substances

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Law; to remove Apomorphine, Phenmetrazine, Phendimetrazine and Phentermine from Schedule II; to add Phenmetrazine and Phendimetrazine to Schedule III; to add Phentermine to Schedule IV; and to provide for related matters.

SENATE BILL NO. 564 (DUPLICATE OF HOUSE BILL NO. 818)—

BY SENATOR JORDAN AND REPRESENTATIVE MCCAIN
AN ACT

To amend and reenact Code of Criminal Procedure Art. 345(D)(3), relative to surrender of defendants; to require that the defendant's sureties pay the reasonable cost of returning the defendant prior to the defendant's return; and to provide for related matters.

SENATE BILL NO. 574—

BY SENATOR JORDAN
AN ACT

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

SENATE BILL NO. 596 (DUPLICATE OF HOUSE BILL NO. 1148)—

BY SENATOR SCHEDLER AND REPRESENTATIVE WIGGINS AND COAUTHORED BY REPRESENTATIVES JOHNS AND MCMAINS
AN ACT

To amend and reenact R.S. 13:3715.3(A), relative to confidentiality of records of certain healthcare authorities and agencies; to provide that the reports and conclusions of nationally recognized healthcare accreditation authorities and certain licensure agencies of the Department of Health and Hospitals and those committees who make determinations relative to sentinel events are confidential; and to provide for related matters.

SENATE BILL NO. 630—

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

To amend and reenact Children's Code Art. 683(A), relative to children in need of care; to provide relative to disposition hearings; to clarify the meaning of "least restrictive disposition"; and to provide for related matters.

SENATE BILL NO. 771—

BY SENATOR DARDENNE
AN ACT

To amend and reenact R.S. 37:21(B)(2), relative to limitations on disciplinary proceedings by professional or occupational boards and commissions; to exempt certain persons practicing dentistry or dental hygiene; and to provide for related matters.

SENATE BILL NO. 772—

BY SENATOR DARDENNE
AN ACT

To amend and reenact R.S. 37:1745(A)(1) and (2), relative to health care providers; to revise certain definitions; to prohibit dentists and dental hygienists from soliciting, paying, or receiving payment for referring or soliciting patients; to revise certain definitions; and to provide for related matters.

SENATE BILL NO. 831—

BY SENATOR ROMERO AND REPRESENTATIVE FRITH
AN ACT

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

SENATE BILL NO. 940 (DUPLICATE OF HOUSE BILL NO. 1382)—

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

AN ACT

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

SENATE BILL NO. 1038—

BY SENATOR ROBICHAUX
AN ACT

To enact R.S. 56:14, and to repeal R.S. 56:13 and 13.1, relative to saltwater fisheries; to create the Saltwater Fishery Enforcement Fund; to transfer funds from the Commercial Fisherman's Economic Assistance Fund into the Saltwater Fishery Enforcement Fund; to provide for enforcement of fishery rules and regulations in coastal parishes; and to provide for related matters.

SENATE BILL NO. 1049—

BY SENATOR BOISSIERE
AN ACT

To enact R.S. 40:1797, relative to law enforcement agencies; to provide with respect to seized firearms; and to provide for related matters.

SENATE BILL NO. 1079—

BY SENATORS DYESS AND ELLINGTON AND REPRESENTATIVE WIGGINS
AN ACT

To repeal R.S. 17:62 and 73, as enacted by Act No. 973 of the 1995 Regular Session and amended by Act No. 74 of the 1998 First Extraordinary Session, and to repeal R.S. 17:62.1, as enacted by Act No. 74 of the 1998 First Extraordinary Session, relative to the provisions for a school system comprised of portions of Rapides Parish; to repeal such provisions; to provide for effectiveness and for implementation; 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 16, 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. 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.

SENATE BILL NO. 350—

BY SENATOR ULLO AND REPRESENTATIVES DAMICO AND THOMPSON
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.

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.

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, THOMAS AND LANDRY AND REPRESENTATIVES BARTON, CHAISSON, CLARKSON, DIEZ, DIMOS, FLAVIN, FRITH, GAUTREAU, GLOVER, HEATON, HEBERT, HILL, HOPKINS, JOHNS, LANCASTER, LONG, MARTINY, McDONALD, MCMAINS, MICHOT, MONTGOMERY, PERKINS, PIERRE, PINAC, POWELL, SCALISE, SCHNEIDER, SCHWEGMANN, JACK SMITH, STELLY, THOMPSON, TRICHE, WADDELL, WALSWORTH, WIGGINS, BOWLER, CARTER, CRANE, CURTIS, DANIEL, DONELON, DURAND, FAUCHEUX, FONTENOT, MARIONNEAUX, NEVERS, ODINET, PRATT, ROMERO, SNEED, WELCH, WINSTON AND WOOTON

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.

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.

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.

SENATE BILL NO. 436—

BY SENATORS LANDRY AND IRONS AND REPRESENTATIVES DURAND, JETSON, TOOMY AND WILKERSON

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.

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.

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.

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.

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.

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.

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.

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.

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.

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.

SENATE BILL NO. 164—

BY SENATOR BARHAM AND REPRESENTATIVE JOHN SMITH

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

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oversized private vehicles; to provide relative to fees; and to provide for related matters.

SENATE BILL NO. 165—
BY SENATOR DARDENNE AND REPRESENTATIVE DANIEL
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.

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.

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.

SENATE BILL NO. 75—
BY SENATORS DYESS AND DARDENNE AND REPRESENTATIVE WIGGINS
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.

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), 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.

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.

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.

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.

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.

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.

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.

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.

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.

SENATE BILL NO. 458—

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

SENATE BILL NO. 497—

BY SENATORS THOMAS AND SCHEDLER AND REPRESENTATIVE
NEVERS
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.

SENATE BILL NO. 519—

BY SENATORS BAJOEI AND IRONS AND REPRESENTATIVE CLARKSON
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.

SENATE BILL NO. 592—

BY SENATORS SCHEDLER, CASANOVA, HINES AND THOMAS
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.

SENATE BILL NO. 593—

BY SENATORS SCHEDLER, CASANOVA, HINES AND THOMAS
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.

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.

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.

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.

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.

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.

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.

SENATE BILL NO. 1072—

BY SENATOR ELLINGTON AND REPRESENTATIVE HUDSON
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.

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.

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.

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.

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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.

SENATE BILL NO. 790—

BY SENATOR THOMAS (BY REQUEST) AND REPRESENTATIVES NEVERS, PERKINS, AND THOMPSON
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.

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.

SENATE BILL NO. 829—

BY SENATOR BAJOE AND REPRESENTATIVE PRATT
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.

SENATE BILL NO. 851—

BY SENATOR DARDENNE
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.

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.

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.

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.

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.

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:

Siracusa 1 Day

Adjournment

Senator Bean moved that the Senate adjourn until Thursday, June 17, 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 Thursday, June 17, 1999.

MICHAEL S. BAER, III
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk