

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

FIFTY-FIRST DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Monday, June 21, 1999

The Senate was called to order at 8:00 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 Ewing, 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 Lentini, the reading of the Journal was dispensed with and the Journal of yesterday was adopted.

Morning Hour

Rules Suspended

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

Without objection, so ordered.

Bagneris Rule

Senator Bean moved to suspend the rules to pass over controversial Senate and House Conference Committee Reports temporarily with the intention of taking them up later, in their regular order.

Without objection, so ordered.

**Introduction of
Senate Concurrent Resolutions**

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

SENATE CONCURRENT RESOLUTION NO. 171—

BY SENATOR EWING

A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Judiciary C and the House Committee on the Administration of Criminal Justice to function as a joint committee to study the dissemination of materials harmful to minors by electronic mail, Internet, or commercial on-line services.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields W	Robichaux
Barham	Hainkel	Romero
Bean	Heitmeier	Schedler
Cain	Hines	Smith
Casanova	Hollis	Tarver
Cox	Irons	Theunissen
Dardenne	Landry	Thomas
Ellington	Lentini	
Fields C	Malone	
Total—25		

NAYS

Total—0

ABSENT

Bajoie	Dean	Jordan
Boissiere	Dyess	Lambert
Branch	Greene	Siracusa
Campbell	Johnson	Ullo
Cravins	Jones	
Total—14		

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

Messages from the House

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

Message from the House

**ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS**

June 21, 1999

To the Honorable President and Members of the Senate:

June 21, 1999

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. 356—
BY REPRESENTATIVE SCALISE
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to make special provisions in the minimum foundation program formula adopted by the board for the 1999-2000 school year to restore the level of funding through the minimum foundation program formula to at least the 1998-1999 funding level for all "Hold Harmless" school systems.

HOUSE CONCURRENT RESOLUTION NO. 357—
BY REPRESENTATIVES WILKERSON AND ALEXANDER
A CONCURRENT RESOLUTION

To commend and congratulate the Lincoln Parish Branch of the National Association for the Advancement of Colored People for its work in the voter registration movement in Lincoln Parish, Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 358—
BY REPRESENTATIVES PRATT, COPELIN, FARVE, GREEN, MORRELL, MURRAY, AND WILLARD AND SENATORS BOISSIERE, BAJOIE, IRONS, AND JOHNSON
A CONCURRENT RESOLUTION

To commend Mr. Nat LaCour upon the occasion of his retirement as president of United Teachers of New Orleans after twenty-eight years of service with that organization, to congratulate Mr. LaCour upon his election in July of 1998 as executive vice president of the American Federation of Teachers, and to recognize his many accomplishments.

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

House Concurrent Resolutions

Senator Bean asked for and obtained a suspension of the rules to take up at this time the following House Concurrent Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 356—
BY REPRESENTATIVE SCALISE
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to make special provisions in the minimum foundation program formula adopted by the board for the 1999-2000 school year to restore the level of funding through the minimum foundation program formula to at least the 1998-1999 funding level for all "Hold Harmless" school systems.

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

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
Cox	Irons	Tarver
Dardenne	Johnson	Theunissen
Dean	Landry	Thomas

Ellington
Total—26

Lentini
NAYS

Total—0

ABSENT

Bajoie
Branch
Campbell
Casanova
Cravins
Total—13

Dyess
Greene
Hainkel
Jones
Jordan
Lambert
Siracusa
Ullo

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

HOUSE CONCURRENT RESOLUTION NO. 357—
BY REPRESENTATIVES WILKERSON AND ALEXANDER
A CONCURRENT RESOLUTION

To commend and congratulate the Lincoln Parish Branch of the National Association for the Advancement of Colored People for its work in the voter registration movement in Lincoln Parish, Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields C	Lentini
Barham	Fields W	Malone
Bean	Hainkel	Robichaux
Boissiere	Heitmeier	Romero
Cain	Hines	Schedler
Casanova	Hollis	Smith
Cox	Irons	Tarver
Dardenne	Johnson	Theunissen
Ellington	Landry	Thomas
Total—27		

NAYS

Total—0

ABSENT

Bajoie
Branch
Campbell
Cravins
Total—12

Dean
Dyess
Greene
Jones
Jordan
Lambert
Siracusa
Ullo

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

HOUSE CONCURRENT RESOLUTION NO. 358—
BY REPRESENTATIVES PRATT, COPELIN, FARVE, GREEN, MORRELL, MURRAY, AND WILLARD AND SENATORS BOISSIERE, BAJOIE, IRONS, AND JOHNSON
A CONCURRENT RESOLUTION

To commend Mr. Nat LaCour upon the occasion of his retirement as president of United Teachers of New Orleans after twenty-eight years of service with that organization, to congratulate Mr. LaCour upon his election in July of 1998 as executive vice president of the American Federation of Teachers, and to recognize his many accomplishments.

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

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
Casanova	Irons	Tarver
Cox	Johnson	Theunissen
Dardenne	Landry	Thomas
Ellington	Lentini	
Total—26		

NAYS

Total—0

ABSENT

Bajoie	Dyess	Lambert
Branch	Greene	Siracusa
Campbell	Hainkel	Ullo
Cravins	Jones	
Dean	Jordan	
Total—13		

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

Rules Suspended

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

House Concurrent Resolutions to be Adopted, Subject to Call

The following House Concurrent Resolutions subject to call were read and acted upon as follows:

Called from the Calendar

Senator Schedler asked that House Concurrent Resolution No. 190 be called from the Calendar at this time.

HOUSE CONCURRENT RESOLUTION NO. 190—

BY REPRESENTATIVES SHAW AND WIGGINS

A CONCURRENT RESOLUTION

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Malone
Bajoie	Fields C	Robichaux
Barham	Fields W	Romero
Bean	Heitmeier	Schedler
Boissiere	Hines	Smith
Cain	Hollis	Tarver

Casanova	Irons	Theunissen
Cox	Johnson	Thomas
Dardenne	Landry	Ullo
Dean	Lentini	
Total—29		

NAYS

Total—0

ABSENT

Branch	Greene	Lambert
Campbell	Hainkel	Siracusa
Cravins	Jones	
Dyess	Jordan	
Total—10		

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

Rules Suspended

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

Reports of Committees

The following reports of committees were received and read:

SENATE CONFERENCE COMMITTEE REPORT

Senate Bill No. 855 by Dardenne

June 20, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 855 by Dardenne recommend the following concerning the Reengrossed bill:

1. That House Committee Amendments Nos. 1 through 6 proposed by House Committee on Civil Law and Procedure and adopted by the House on May 6, 1999 be adopted.
2. That House Floor Amendments Nos. 1, 2, 4, 5, 6, and 7 proposed by Representative DeWitt and adopted by the House on June 16, 1999 be adopted.
3. That House Floor Amendment No. 3 proposed by Representative DeWitt adopted by the House on June 16, 1999 be rejected.
4. That the following amendment to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 2, delete lines 7 and 8 in their entirety and insert the following: "fifteen twenty-five thousand dollars in value of a the homestead, except in the case of obligations arising directly as a result of a catastrophic or terminal illness or injury, in which case the exemption shall apply to the full value of the homestead based upon its value one year before such seizure. For the purposes of this Section, "catastrophic or terminal illness or injury" shall mean an illness or injury which creates uninsured obligations to health care providers of more than ten thousand dollars and which are greater than fifty percent of the annual adjusted gross income of the debtor, as established by an average of federal income tax returns for the three preceding years."

AMENDMENT NO. 2

On page 3, line 13, delete "(a)" and delete lines 19 through 26 in their entirety

June 21, 1999

Respectfully submitted,

Senators: John L. "Jay" Dardenne, Foster L. Campbell, J. Chris Ullo

Representatives: Charles W. DeWitt, Jr., F. Charles McMains, Jr., Robert J. Carter

Rules Suspended

Senator Dardenne asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Dardenne, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

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

The Chair declared the Conference Committee Report was adopted. Senator Dardenne moved to reconsider the vote by which the report was adopted and laid the motion on the table.

SENATE CONFERENCE COMMITTEE REPORT

Senate Bill No. 889 by Senator Landry

June 20, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 889 by Senator Landry recommend the following concerning the Engrossed bill:

- 1. That House Floor Amendments proposed by Representative Jack Smith and adopted by the House on June 1, 1999 be rejected.
2. That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, after "(C)" add "(2) and" and after "(4)" add "and to enact R.S. 48:381.2(F) and 381.3

AMENDMENT NO. 2

On page 1, line 6, after the semicolon ";" add "to provide relative to wireless telecommunication tower management;"

AMENDMENT NO. 3

On page 1, line 7, after "standards;" add "to provide relative to certain fees;"

AMENDMENT NO. 4

On page 1, line 10, after "(C)" add "(2) and" after "(4)" change "is" to "are" and after "reenacted" add "and R.S. 48:381.2(F) and 381.3 are hereby enacted"

AMENDMENT NO. 5

On page 2, between lines 3 and 4 add the following:

"(2) Requirements for telecommunication resources to be provided to the state in instances where "shared resources" agreements are utilized. As used in this Section, "shared resources" shall include in-kind services.

* * *

AMENDMENT NO. 6

On page 2, after line 6, add the following:

R.S. 381.2(F) is all proposed new law.

"F. The fee for fiber optic telecommunication installations placed within a controlled access highway right-of-way shall not exceed the actual cost of the administration of the program. The department may reduce fees in exchange for shared resources. The department is authorized to reduce fees for its agents, defined for the purposes of this Subsection as those applicants who erect facilities on behalf of the department in order to conduct department work.

§381.3. Rights-of-way; wireless telecommunications tower managers

R.S. 48:381.3 is all proposed new law.

The chief engineer or his duly authorized representative may enter into agreements with a wireless telecommunications tower manager to manage such towers for specified periods as follows:

(1) One or more telecommunications towers owned and operated solely by the department may be managed for a period less than that set forth in Article 3473 of the Civil Code.

(2) Telecommunication towers in either of the following categories may be managed for a period less than that set forth in Article 3486 of the Civil Code:

(a) One or more telecommunication towers owned or operated by the department which have been strengthened by the wireless telecommunications tower manager.

(b) One or more telecommunication towers erected by the wireless telecommunications tower manager on public or highway rights-of-way.

Section 2. 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."

Respectfully submitted,

Senators: Ron Landry, Mike Smith, Paulette Irons

Representatives: Jack D. Smith, John "Juba" Diez, Dirk Deville

Rules Suspended

Senator Landry asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Landry, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Ellington, Lentini. Includes Mr. President, Bajoie, Barham, Bean, Boissiere, Cain, Casanova, Cox, Dardenne, Dean, and Total—30.

NAYS

Total—0

ABSENT

Table with 3 columns: Name, Dyess, Jordan. Includes Branch, Campbell, Cravins, and Total—9.

The Chair declared the Conference Committee Report was adopted. Senator Landry moved to reconsider the vote by which the report was adopted and laid the motion on the table.

SENATE CONFERENCE COMMITTEE REPORT

Senate Bill No. 1008 by Ullo

June 20, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 1008 by Ullo recommend the following concerning the Engrossed bill:

- 1. That House Committee Amendment No. 1 proposed by the House Committee on Appropriations and adopted by the House on June 6, 1999 be adopted.
2. That House Floor Amendment No. 1 proposed by Representative Alario and adopted by the House on June 16, 1999 be rejected.
3. That House Floor Amendment No. 2 proposed by Representative Alario and adopted by the House on June 16, 1999 be adopted.
4. That the following amendments to the Engrossed bill be adopted:

AMENDMENT NO. 1

On page 5, delete lines 25 through 27 and insert the following:

"Section 3. The provisions of this Act shall be implemented to the extent funded in that Act which originated as House Bill No. 1 of the 1999 Regular Session of the Legislature. However, any parish not funded in that Act which originated as House Bill No.1 of the 1999 Regular Session of the Legislature may be funded through interagency transfers between agencies for which appropriations were made if approved by the joint Legislative Committee on the Budget."

Respectfully submitted,

Senators: J. Chris Ullo

Representatives: Charles A. Riddle, III.

Noble E. Ellington
Jon D. Johnson

John Alario, Jr.
Stephen J. Windhorst

Rules Suspended

Senator Ullo asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Ullo, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Ellington, Lentini. Includes Mr. President, Bajoie, Barham, Bean, Boissiere, Cain, Campbell, Casanova, Cox, Dardenne, Dean, and Total—32.

NAYS

Total—0

ABSENT

Table with 3 columns: Name, Jones, Siracusa. Includes Branch, Cravins, Dyess, and Total—7.

The Chair declared the Conference Committee Report was adopted. Senator Ullo moved to reconsider the vote by which the report was adopted and laid the motion on the table.

SENATE CONFERENCE COMMITTEE REPORT

Senate Bill No. 1050 by Heitmeier

June 20, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 1050 by Senator Heitmeier recommend the following concerning the Engrossed bill:

- 1. That House Floor Amendments No. 1 through 5 proposed by Representative LeBlanc and adopted by the House of Representatives on June 14, 1999, be rejected.
2. That the following amendments to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 2, line 9, after "subdivisions" insert the following: ", other than the Department of Public Safety and Corrections and the Department of Wildlife and Fisheries, and headquartered in a municipality with a population in excess of four hundred fifty thousand, and"

AMENDMENT NO. 2

On page 2, line 12, after "areas" delete the remainder of the line and delete line 13 and on line 14 delete "hundred fifty thousand"

June 21, 1999

Respectfully submitted,

Senators: Francis Heitmeier Lambert Boissiere Noble Ellington

Representatives: Steve Windhorst Joe Toomy Jerry LeBlanc

Rules Suspended

Senator Heitmeier asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Heitmeier, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

Table with columns for YEAS and NAYS, listing names of Senators and Representatives and their respective counts.

The Chair declared the Conference Committee Report was adopted. Senator Heitmeier moved to reconsider the vote by which the report was adopted and laid the motion on the table.

SENATE CONFERENCE COMMITTEE REPORT

Senate Bill No. 1067 by Boissiere

June 20, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 1067 by Senator Boissiere recommend the following concerning the Reengrossed bill:

- 1. That House Committee Amendments proposed by the House Committee on Retirement and adopted by the House of Representatives on June 14, 1999, be rejected.
2. That House Floor Amendment No. 1 proposed by Representative Murray and adopted by the House of Representatives on June 14, 1999, be rejected.

Respectfully submitted,

Senators:

Representatives:

Francis C. Heitmeier Lambert Boissiere Don Cravins

Ed Murray Vic Stelly Pinkie Wilkerson

Rules Suspended

Senator Boissiere asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Boissiere, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

Table with columns for YEAS, NAYS, and ABSENT, listing names of Senators and Representatives and their respective counts.

The Chair declared the Conference Committee Report was adopted. Senator Boissiere moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. 49 By Representative Holden

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 49 by Representative Holden, recommend the following concerning the engrossed bill:

- 1. That Senate Floor Amendment No. 1, proposed by Senator Smith and adopted by the Senate on June 9, 1999, be accepted.
2. That Senate Floor Amendment No. 1, proposed by Senator C. Fields and adopted by the Senate on June 16, 1999, be accepted.
3. That Senate Floor Amendments Nos. 1 through 4, proposed by Senator Campbell and adopted by the Senate on June 16, 1999, be rejected.

Respectfully submitted,

Representatives:
Melvin "Kip" Holden
John D. Travis

Senators:
Ken Hollis
Foster L. Campbell
James David Cain

Rules Suspended

Senator Hollis asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Hollis, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Lentini
Bajoie	Ellington	Malone
Barham	Fields C	Robichaux
Bean	Fields W	Romero
Boissiere	Heitmeier	Schedler
Cain	Hines	Smith
Campbell	Hollis	Tarver
Casanova	Irons	Theunissen
Dardenne	Johnson	Thomas
Dean	Jones	Ullo
Total—30		

NAYS

Jordan	Landry
Total—2	

ABSENT

Branch	Greene	Siracusa
Cox	Hainkel	
Cravins	Lambert	
Total—7		

The Chair declared the Conference Committee Report was adopted. Senator Hollis moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. 92 By Representative Schneider et al.

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 92 by Representative Schneider et al., recommend the following concerning the reengrossed bill:

1. That Senate Floor Amendment No. 1 proposed by Senator Dardenne and adopted by the Senate on June 11, 1999, be rejected.
2. That the following amendment to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 4, line 6, after "commission" and before "shall" insert a comma ", " and "as provided for in this Part."

Respectfully submitted,

Representatives:
Matthew P. "Pete" Schneider, III
F. Charles "Chuck" McMains, Jr.
C. Emile "Peppi" Bruneau, Jr.

Senators:
Chris Ullo
Tom Schedler
Arthur J. "Art" Lentini

Rules Suspended

Senator Schedler asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Schedler, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Branch	Greene	Schedler
Cravins	Lambert	Siracusa
Total—6		

The Chair declared the Conference Committee Report was adopted. Senator Schedler moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. 140 By Representative Long

June 18, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 140 by Representative Long, recommend the following concerning the reengrossed bill:

1. That Amendment No. 1 proposed by the Senate Committee on Retirement and adopted by the Senate on June 7, 1999, be rejected.

June 21, 1999

- 2. That Amendment Nos. 2 through 4 proposed by the Senate Committee on Retirement and adopted by the Senate on June 7, 1999, be adopted.
- 3. That the following amendments to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 1, delete lines 6 through 8, and insert the following:

"payment thereof; to provide regarding reporting procedures applicable to the reemployment of retirees and certain assessments relative thereto; and to provide for related matters."

AMENDMENT NO. 2

On page 2, after line 24, add:

"Section 2. A. Notwithstanding the provisions of any other law to the contrary, and specifically including the provisions of R.S. 11:707 and 737, any liability of Northwestern State University of Louisiana arising as a result of audit findings by the Teachers' Retirement System, pertaining in whole or in part to fiscal year 1996-1997, that the university failed to give notice of any retiree's return to active service and an erroneous payment of benefits resulted therefrom, is hereby clearly and unequivocally extinguished by operation of law.

B. The provisions of this Section shall become effective on July 1, 1999.

Respectfully submitted,

Representatives:
Jimmy D. Long, Sr.
Victor T. Stelly
Joe R. Salter

Senators:
Francis C. Heitmeier
Jesse K. Hollis, Jr.
John T. Schedler

Rules Suspended

Senator Heitmeier asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Heitmeier, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Branch	Greene	Siracusa
Cravins	Lambert	
Total—5		

The Chair declared the Conference Committee Report was adopted. Senator Heitmeier moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. 214 By Representative Marionneaux

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 214 by Representative Marionneaux, recommend the following concerning the reengrossed bill:

- 1. That the Legislative Bureau Amendments adopted by the Senate on April 27, 1999, be adopted.
- 2. That the Senate Floor Amendments proposed by Senator Hines and adopted by the Senate on April 26, 1999, be adopted.
- 3. That the Senate Floor Amendments proposed by Senator Hines and adopted by the Senate on May 4, 1999, be adopted.
- 4. That the following amendments to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 2, after line 3, insert the following:

"D. This Section shall not apply to the use by a surviving spouse of the human ova or sperm of the deceased spouse in order to conceive a child, provided that prior to his death the deceased spouse signed a consent form authorizing such a donation."

Respectfully submitted,

Representatives:
Robert M. Marionneaux, Jr.
Stephen J. Windhorst

Senators:
Donald E. Hines
John T. "Tom" Schedler
Jerry A. Thomas

Rules Suspended

Senator Hines asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Hines, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

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

Dyess Total—34	Landry NAYS	
Total—0	ABSENT	
Branch Cravins Total—5	Greene Lambert	Siracusa

The Chair declared the Conference Committee Report was adopted. Senator Hines moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. 233 By Representatives Downer, et al.

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 233 by Representatives Downer, et al., recommend the following concerning the engrossed bill:

1. That Senate Floor Amendments Nos. 1 through 4 proposed by Senator Dardenne and adopted by the Senate on June 14, 1999, be adopted.
2. That the following amendment be adopted:

AMENDMENT NO. 1

In Senate Floor Amendment No. 4 proposed by Senator Dardenne and adopted by the Senate on June 14, 1999, on page 1, delete line 18 in its entirety and insert in lieu thereof the following:

"Intelligence Project. However, a general virtual code blueprint and a demonstrable and marketable major segment of a virtual code shall be delivered to the Law Institute before the close of the fiscal year. Additionally, the Law Institute shall report to the Budgetary Control Council not later than March 1, 2000, relative to the project's progress in meeting the deliverables goal."

Respectfully submitted,

Representatives:	Senators:
Hunt Downer	Randy L. Ewing
Emile Bruneau	John Joseph Hainkel, Jr.
Jerry Luke LeBlanc	John L. Dardenne, Jr.

Rules Suspended

Senator Dardenne asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Dardenne, a vote was taken on the adoption of the report.

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
Cain	Hines	Smith
Campbell	Hollis	Tarver
Casanova	Irons	Theunissen
Cox	Johnson	Thomas
Dardenne	Jones	Ulo
Dyess	Jordan	
Ellington	Landry	
Total—34		

NAYS

Dean
Total—1

ABSENT

Branch Cravins Total—4	Lambert Siracusa
------------------------------	---------------------

The Chair declared the Conference Committee Report was adopted. Senator Dardenne moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. HB 369 By Representative Holden

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. HB 369 by Representative Holden, recommend the following concerning the engrossed bill:

1. That Senate Floor Amendments Nos. 1 through 4 proposed by Senator Barham and adopted by the Senate on June 14, 1999, be rejected.

Respectfully submitted,

Representatives:	Senators:
Melvin "Kip" Holden	J. "Max" Jordan, Jr.
Joseph F. Toomy	Wilson E. Fields
Yvonne Welch	

Rules Suspended

Senator W. Fields asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report.

Motion

Senator W. Fields moved that the Conference Committee Report be adopted.

Senator Barham moved as a substitute motion that the bill be recommitted to the Conference Committee.

Senator W. Fields objected.

June 21, 1999

ROLL CALL

The roll was called on the substitute motion with the following result:

YEAS

Mr. President	Dean	Jordan
Bajoie	Dyess	Malone
Barham	Ellington	Romero
Bean	Greene	Schedler
Boissiere	Hainkel	Smith
Cain	Heitmeier	Tarver
Casanova	Hollis	Ullo
Dardenne	Jones	
Total—23		

NAYS

Campbell	Irons	Robichaux
Cox	Johnson	Theunissen
Fields C	Lambert	Thomas
Fields W	Landry	
Hines	Lentini	
Total—13		

ABSENT

Branch	Cravins	Siracusa
Total—3		

The Chair declared the bill was recommitted to Conference Committee.

CONFERENCE COMMITTEE REPORT

House Bill No. HB 886 By Representatives Murray, et al.

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. HB 886 by Representatives Murray, et al., recommend the following concerning the engrossed bill:

1. That all Senate Committee Amendments proposed by the Senate Committee on Commerce and Consumer Protection and adopted by the Senate on June 3, 1999, be adopted.
2. That Senate Floor Amendments 1 through 8 proposed by Senator Landry and adopted by the Senate on June 8, 1999, be rejected.

Respectfully submitted,

Representatives:	Senators:
Edwin Murray	J. Ken Hollis, Jr.
Joseph F. Toomy	J. "Tom" Schedler
C. E. "Peppi" Bruneau, Jr.	Wilson E. Fields

Rules Suspended

Senator Hollis asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report.

On motion of Senator Hollis the Conference Committee Report was recommitted to the Conference Committee.

CONFERENCE COMMITTEE REPORT

House Bill No. 635 By Representative Weston, Long and Thompson

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 635 by Representative Weston, Long, and Thompson, recommend the following concerning the engrossed bill:

1. That the Amendment proposed by the Legislative Bureau and adopted by the Senate on June 10, 1999, be adopted.
2. The the following amendment to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 18, change "41:1605(B)" to "41:1608(B)"

Respectfully submitted,

Representatives:	Senators:
Sharon Weston	Kenneth Michael Smith
Jerry Luke LeBlanc	John Joseph Hainkel, Jr.
Wilfred T. Pierre	Senator Arthur J. Lentini

Rules Suspended

Senator Smith asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Smith, a vote was taken on the adoption of the report.

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

NAYS

Total—0

ABSENT

Branch	Jordan
Greene	Siracusa
Total—4	

The Chair declared the Conference Committee Report was adopted. Senator Smith moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. 998 By Representative John Smith and Triche

20 June 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 998 by Representatives John Smith and Triche, recommend the following concerning the reengrossed bill:

- 1. That the amendments proposed by the Senate Committee on Natural Resources and adopted by the Senate on 6 June 1999 be rejected.
2. That the floor amendments proposed by the Legislative Bureau and adopted by the Senate on 8 June 1999 be rejected.
3. That the following amendments be adopted:

AMENDMENT NO. 1
On page 1, line 1, change "(11)(g)" to "(12)(a)"

AMENDMENT NO. 2
On page 1, line 17, change "2002" to "2004"

AMENDMENT NO. 3
On page 2, line 5, change "(11)(g)" to "(12)(a)"

AMENDMENT NO. 4
On page 2, delete lines 15 and 16 and insert in lieu thereof the following: "(12) July 1, 2003;"

AMENDMENT NO. 5
On page 2, line 17, change "(g)" to "(a)"

Respectfully submitted,

Representatives:
John Smith
Herman Hill
D.A. "Butch" Gautreaux

Senators:
Craig Romero
Ken Hollis
Chris Ullo

Rules Suspended

Senator Romero asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Romero, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives and senators who voted 'YEAS' for the suspension of rules.

Dardenne
Dyess
Fields C
Total—31

Jordan
Lambert
Lentini

Ullo

NAYS

Dean
Total—3

Ellington
ABSENT

Landry

Mr. President
Branch
Total—5

Cravins
Greene

Siracusa

The Chair declared the Conference Committee Report was adopted. Senator Romero moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. 1072 By Representative Alexander

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1072 by Representative Alexander, recommend the following concerning the engrossed bill:

- 1. That Senate Committee Amendments Nos. 1 and 2 proposed by the Senate Committee on Insurance and adopted by the Senate on June 8, 1999, be adopted.
2. That Senate Committee Amendment No. 3 proposed by the Senate Committee on Insurance and adopted by the Senate on June 8, 1999, be rejected.
3. That the following amendment to the engrossed bill be adopted:

AMENDMENT NO. 1
On page 4, line 11, after "after" delete the remainder of the line and at the beginning of line 12, delete "of this Act." and insert "January 1, 2000."

Respectfully submitted,

Representatives:
James J. Donelon
Rodney M. Alexander
Jay B. McCallum

Senators:
Gregory W. Tarver, Sr.
Donald E. Hines
John T. "Tom" Shedler

Rules Suspended

Senator Hines asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Hines, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Ellington Landry

June 21, 1999

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

Total—35

NAYS

Total—0

ABSENT

Branch	Greene
Cravins	Siracusa
Total—4	

The Chair declared the Conference Committee Report was adopted. Senator Hines moved to reconsider the vote by which the report was adopted 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

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

**SENATE CONCURRENT RESOLUTION NO. 170—
BY SENATOR WILSON FIELDS
A CONCURRENT RESOLUTION**

To create the Used Oil Study Commission to study and make recommendations relative to the safe collection, treatment, and disposal of used oil in Louisiana.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 171—
BY SENATOR EWING
A CONCURRENT RESOLUTION**

To urge and request the Senate Committee on Judiciary C and the House Committee on the Administration of Criminal Justice to function as a joint committee to study the dissemination of materials harmful to minors by electronic mail, Internet, or commercial on-line services.

Reported without amendments.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 21, 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. 504 by Representative Windhorst, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Windhorst, Salter, and Wright.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 21, 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. 1371 by Representative Travis, 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.

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 92:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 140:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 232:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 233:

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

**Appointment of Conference Committee
on House Bill No. 504**

The President of the Senate appointed on the Conference Committee on House Bill No. 504 the following members of the Senate: Senators Ellington, Heitmeier, and Jordan.

**Appointment of Conference Committee
on House Bill No. 1371**

The President of the Senate appointed on the Conference Committee on House Bill No. 1371 the following members of the Senate: Senators Hollis, Campbell, and Theunissen.

Recess

On motion of Senator Irons, the Senate took a recess until 10:15 o'clock A.M.

After Recess

The Senate was called to order at 10:15 o'clock A.M. by the President of the Senate.

ROLL CALL

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

PRESENT

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

ABSENT

Siracusa
Total—1

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

Senate Business Resumed

Messages from the House

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 1076:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 1067:

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

Message from the House

**RECOMMITAL OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has recommitted the Report of the Conference Committee on the disagreement to Senate Bill No. 1060:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 1050:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 893:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 889:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 854:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 806:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 761:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 685:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 648:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 598:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 540:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 392:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 15:

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

Message from the House

**RECOMMITTAL OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has recommitted the Report of the Conference Committee on the disagreement to Senate Bill No. 242:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Concurrent Resolution No. 259:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 2251:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 2242:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 2230:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 2174:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 2136:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 2119:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 2079:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 1923:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 1868:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 1793:

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

Message from the House

**ADOPTION OF
RECOMMITAL COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has recommitted the Report of the Conference Committee on the disagreement to House Bill No. 1775:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 1453:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 1362:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 1072:

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

Reports of Committees, Resumed

The following reports of committees were received and read:

CONFERENCE COMMITTEE REPORT

House Bill No. 1500 By Representative Jetson

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1500 by Representative Jetson, recommend the following concerning the Engrossed bill:

1. That Senate Committee Amendments Nos. 1, 2, and 4 proposed by the Senate Committee on Education and adopted by the Senate on June 10, 1999, be adopted.
2. That Senate Committee Amendment No. 3 proposed by the Senate Committee on Education and adopted by the Senate on June 10, 1999, be rejected.
3. That the Senate Floor Amendment proposed by Senators W. Fields and Hines and adopted by the Senate on June 16, 1999, be rejected.
4. That the following amendment to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 2, at the end of line 12, add "Performance-based criteria as established by the State Board of Elementary and Secondary Education shall be used to allocate such funds on an annual basis."

Respectfully submitted,

Representatives:
Charles McDonald
Raymond Jetson
Renee Pratt

Senators:
Tom Greene
Wilson Fields
Donald Hines

Rules Suspended

Senator W. Fields asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator W. Fields, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Barham

Dean
Dyess

Landry
Lentini

June 21, 1999

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

NAYS

Total—0

ABSENT

Bajoie	Jordan	Siracusa
Hainkel	Lambert	
Jones	Romero	

Total—7

The Chair declared the Conference Committee Report was adopted. Senator W. Fields moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. 1592 By Representatives Damico, DeWitt, Downer, McMains, and Diez

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1592 by Representatives Damico, DeWitt, Downer, McMains, and Diez, recommend the following concerning the reengrossed bill:

1. That Senate Committee Amendments Nos. 1 through 6 proposed by the Senate Committee on Environmental Quality and adopted by the Senate on May 26, 1999, be adopted.
2. The Senate Floor Amendments Nos. 1 through 4 proposed by Senator Wilson Fields and adopted by the Senate on June 3, 1999, be rejected.
3. That the following amendments to the reengrossed bill be adopted:

AMENDMENT NO. 1
On page 1, line 2, after "R.S. 30:2289.1(D)" insert "and 2417(N)"

AMENDMENT NO. 2
On page 1, line 6, after "fees;" insert "to require certain used oil facilities to obtain licenses or permits from the department;"

AMENDMENT NO. 3
On page 1, line 8, after "R.S. 30:2289.1(D)", delete "is" and insert "and 2417(N) are"

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

* * *
* * *

§2417. Used oil; collection; recycling and reuse; disposal

N. Notwithstanding any other provision of law to the contrary, the regulations and guidelines promulgated pursuant to this Section shall

require all used oil collection centers, transfer facilities, and transporters as defined in LAC 33:V.4001, which are or will be located in a parish with a population of between nine thousand eight hundred seventy and nine thousand eight hundred ninety people based on the 1990 federal census, to obtain licenses or permits authorizing such centers, facilities, and transporters to handle used oil in compliance with this Section, if any such centers, facilities, and transporters are also conducting processing as defined in LAC 33:V.4001. Such processing includes, but is not limited to, physical separation of water from the used oil. Nothing in this Subsection shall apply to businesses that primarily engage in oil changes. Further, nothing in this Subsection shall apply to any center, facility, or transporter, that is validly permitted or licensed and that began operations prior to January 1, 1999."

Respectfully submitted,

Representatives:
N. J. Damico
Daniel Martiny
Ernest Wooton

Senators:
Louis J. Lambert
Ronald Bean

Rules Suspended

Senator W. Fields asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator W. Fields, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—32

NAYS

Landry	Malone
--------	--------

Total—2

ABSENT

Greene	Jordan	Thomas
Hainkel	Siracusa	

Total—5

The Chair declared the Conference Committee Report was adopted. Senator W. Fields moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. 1639 By Representative Scalise

June 18, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. HB 1639 by Representative Scalise, recommend the following concerning the engrossed bill:

- 1. That Senate Floor Amendments Nos. 1 through 10 proposed by Senator Dardenne and adopted by the Senate on June 14, 1999, be adopted.
2. That Senate Floor Amendment proposed by Senator C. Fields and adopted by the Senate on June 14, 1999, be rejected.
3. That the following amendment to the engrossed bill be adopted:

AMENDMENT NO. 1

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

"G. The provisions of this Section shall not apply to assault weapons manufactured in violation of 18 U.S.C. § 922 (v)."

Respectfully submitted,

Representatives: Steve Scalise, F. Charles McMains, Jr., C. E. "Peppi" Bruneau, Jr.

Senators: Jay Dardenne, Chris Ullo

Rules Suspended

Senator Dardenne asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Dardenne, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, YEAS, NAYS. Lists names like Mr. President, Bajoe, Barham, etc.

NAYS

Robichaux Total—1

ABSENT

Table with 3 columns: Name, ABSENT, YEAS. Lists names like Cravins, Fields W, Siracusa.

The Chair declared the Conference Committee Report was adopted. Senator Dardenne moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. 1453 By Representative Martiny

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1453 by Representative Martiny, recommend the following concerning the engrossed bill:

- 1. That Senate Committee Amendment No. 1, proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on June 3, 1999, be adopted.
2. That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, between "to" and "enact" insert "amend and reenact R.S. 33:1564(C) and to"

AMENDMENT NO. 2

On page 1, at the end of line 6, add "to require release of certain information by coroners;"

AMENDMENT NO. 3

On page 1, line 9, after "Section 1." and before "R.S." insert " R.S. 33:1564(C) is hereby amended and reenacted and"

AMENDMENT NO. 4

On page 3, after line 5, insert the following:

"§1564. Notification of next of kin

* * *

C. The coroner or his designee may shall release to the news media or any family member the reported name, age, preliminary diagnosis, and status of death, whether unclassified or classified, pending final autopsy or investigation results concerning a death under investigation. However, nothing in this Subsection shall authorize the release of the information set forth herein prior to notification of the next of kin to the deceased unless no next of kin can be determined or, despite reasonable efforts by the coroner's office, no next of kin can be located. This Subsection shall not require the release of information in non-coroner cases or in cases pertaining to criminal litigation in contravention of the provisions of R.S. 33:1563(J)."

AMENDMENT NO. 5

On page 3, line 2, after "Subsection" delete the comma "," and insert "and notwithstanding the provisions of R.S. 33:1564(C)."

Respectfully submitted,

Representatives: Daniel R. Martiny, Charles D. Lancaster, Jennifer Sneed

Senators: John L. "Jay" Dardenne, Chris Ullo, Jerry A. Thomas

Rules Suspended

Senator Ullo asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Ullo, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

June 21, 1999

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 Conference Committee Report was adopted. Senator Ullo moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. 1712 By Representative Montgomery

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1712 by Representative Montgomery, recommend the following concerning the engrossed bill:

1. That Amendment No. 2 proposed by the Senate Committee on Retirement and adopted by the Senate on May 25, 1999, be rejected.
2. That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 2, line 3, between "to" and "as" delete "contributions" and insert:

"the following:
(1) Contributions"

AMENDMENT NO. 2

On page 2, line 4, after "Paragraph" add a period "." and delete "and the" and insert: "(2) The"

AMENDMENT NO. 3

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

"(3) A deferred retirement option plan participant shall be treated as retired for purposes of eligibility to serve in an active member position on the board of trustees."

Respectfully submitted,

Representatives:
Billy Montgomery

Senators:
Francis C. Heitmeier

Victor T. Stelly	Ron J. Landry
Thomas R. Warner	Lynn B. Dean

Rules Suspended

Senator Heitmeier asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Heitmeier, a vote was taken on the adoption of the report.

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
Dyess	Jordan	
Total—35		

NAYS

Total—0

ABSENT

Cravins	Lambert
Dean	Siracusa
Total—4	

The Chair declared the Conference Committee Report was adopted. Senator Heitmeier moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. 1793 By Representative R. Alexander

June 21, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1793 by Representative R. Alexander, recommend the following concerning the engrossed bill:

1. That Senate Committee Amendments Nos. 1 through 5 proposed by the Senate Committee on Local and Municipal Affairs and adopted by the Senate on June 9, 1999 be adopted.
2. That the following amendment to the engrossed bill be adopted.

AMENDMENT NO. 1

On page 1, line 12, after "of the" change "most recent" to "1990"

Respectfully submitted,

Representatives:
Rodney Alexander
Sharon Weston Broome
Jay McCallum

Senators:
Randy Ewing
Diana E. Bajoie
Mike Smith

Rules Suspended

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Bajoie, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Table with 2 columns: Name, Absent. Lists Cravins, Jordan.

The Chair declared the Conference Committee Report was adopted. Senator Bajoie moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. 1867 By Representative Alexander

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1867 by Representative Alexander, recommend the following concerning the engrossed bill:

- 1. That all Senate Committee Amendments proposed by the Senate Committee on Health and Welfare and adopted by the Senate on June 9, 1999, be adopted.
2. That the following amendments to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 1, at the end of line 4, insert "to provide for the transfer of certain state property to the Vermillion Parish Police Jury for the maintenance and operation of the parish health unit;"

AMENDMENT NO. 2

On page 2, after line 20, insert the following:

"Section 2. For the express purpose for the maintenance, operation and the construction of an expansion to the parish health unit and parking lot by the Vermillion Parish Police Jury, the secretary of the Department of Health and Hospitals, notwithstanding any other provision of law to the contrary, is hereby authorized and empowered to convey, transfer, assign, lease, and deliver any interest, excluding mineral rights, the state may have to the following two described properties to the Vermillion Parish Police Jury:

A certain parcel of ground designated as Lot No. Two of the Stebbins Addition to the City of Abbeville, Vermillion Parish, Louisiana, measuring eighty feet on the East and West lines thereof, 156.8 feet on the North line thereof, and 156.3 feet on the South line thereof, and being bounded on the North by strip of land to be below described and Railroad right of way, South by Lot Four of said Stebbins Addition, West by Lot One of said Stebbins Addition, and East by South St. Charles Street.

A strip of land in this Town of Abbeville, Vermillion Parish, Louisiana, measuring 1.5 feet on its East line, .7 feet on its West line, by the depth East and West of the brick building, a portion of which is on said strip of land (said building being 61.5 feet wide on its North line), and being bounded South by the property firstly above described, and on the North, East and West by right of way belonging to the Texas and New Orleans Railroad Company.

With all buildings and improvements thereon situated and thereto belonging. And all as per plat of survey thereof prepared by Noy O. Lewis, licensed surveyor, under date of May 1, 1954, and being the same property acquired by the Department of Health and Hospitals under cash sale dated June 22, 1976.

Lot 13 and the Southern 2 feet of Lot 11, Stebbins Addition, City of Abbeville, Vermillion Parish, Louisiana. The subject site measures 82 feet frontage on the East side of South St. Charles Street by a depth of 146 feet between equal and parallel lines; together with all buildings and improvements thereon situated and thereto belonging, and being the same property acquired by the Department of Health and Hospitals under cash sale dated February 11, 1985.

Section 4. The secretary of the Department of Health and Hospitals, on behalf of the state of Louisiana, is hereby authorized to enter into such agreements, covenants, conditions, and stipulations and to execute such documents as are necessary to properly effectuate any conveyance, transfer, assignment, lease or delivery of title, excluding mineral rights, to the property described in Section 2 herein, and as more specifically described in any such agreements entered into and documents executed by and between the secretary of the Department of Health and Hospitals and the Vermillion Parish Police Jury for the benefit received by the department from the maintenance, operation and the construction of an expansion to the parish health unit and parking lot by the Vermillion Parish Police Jury"

Respectfully submitted,

Representatives:
Rodney M. Alexander
Mickey Frith
Jay B. McCallum

Senators:
Donald E. Hines
John T. Schedler

Rules Suspended

Senator Hines asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Hines, a vote was taken on the adoption of the report.

June 21, 1999

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Lambert
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

Landry
Total—1

ABSENT

Siracusa
Total—1

The Chair declared the Conference Committee Report was adopted. Senator Hines moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. 2079 By Representative Daniel

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 2079 by Representative Daniel, recommend the following concerning the engrossed bill:

1. That the Senate Floor Amendments proposed by Senator Lambert and adopted by the Senate on June 16, 1999, be rejected.
2. That the Senate Floor Amendments proposed by Senator Landry and adopted by the Senate on June 16, 1999, be rejected.
3. That the following amendments to the engrossed bill be adopted:

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 1, line 14, change "seven" to "eight"

AMENDMENT NO. 3

On page 2, line 13, after the period "." and before "The" insert:

"In addition to the elected members and user agency representative, the assistant director of facility planning and control shall participate as the seventh member of the board."

AMENDMENT NO. 4

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

AMENDMENT NO. 5

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 Louisiana Architects Selection Board under the provisions of this Act. The election shall be conducted at a time and in such a manner that the members elected pursuant to such election shall begin their respective terms on September 15, 1999. Notwithstanding any provision of law to the contrary, the term of office of any member serving on the board on September 14, 1999 shall terminate at midnight on September 14, 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."

Respectfully submitted,

Representatives:
William Daniel
Vic Stelly

Senators:
Ron Landry
Louis Lambert
Paulette Irons

Rules Suspended

Senator Landry asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Landry, a vote was taken on the adoption of the report.

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
Cox	Irons	Tarver
Cravins	Johnson	Theunissen
Dardenne	Jones	Thomas
Dyess	Jordan	Ullo
Total—36		

NAYS

Total—0

ABSENT

Casanova Dean Siracusa
Total—3

The Chair declared the Conference Committee Report was adopted. Senator Landry moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. 2119 By Representatives Waddell and Winston

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 2119 by Representatives Waddell and Winston, recommend the following concerning the engrossed bill:

1. That the Senate Floor Amendments Nos. 1 through 9 proposed by Senator Irons adopted by the Senate June 16, 1999, be rejected.

Respectfully submitted,

Representatives:
Wayne Waddell
Charles D. Lancaster, Jr.
Diane Winston

Senators:
Jay Dardenne
Ron Bean
Paulette R. Irons

Rules Suspended

Senator Dardenne asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Dardenne, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Cain	Hines	Siracusa
Total—3		

The Chair declared the Conference Committee Report was adopted. Senator Dardenne moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. 2136 By Representative Downer

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 2136 by Representative Downer, recommend the following concerning the engrossed bill:

1. That all the amendments proposed by the Senate Committee on Retirement and adopted by the Senate on June 7, 1999, be rejected.

Respectfully submitted,

Representatives:
Huntington B. Downer, Jr.
Victor T. Stelly
Ronnie Johns

Senators:
Francis C. Heitmeier
Ronald C. Bean
Lambert C. Boissiere, Jr.

Rules Suspended

Senator Heitmeier asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Heitmeier, a vote was taken on the adoption of the report.

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	Hollis	Smith
Casanova	Irons	Tarver
Cox	Johnson	Theunissen
Cravins	Jones	Thomas
Dardenne	Jordan	Ullo
Total—36		

NAYS

Total—0

ABSENT

Dean	Hines	Siracusa
Total—3		

The Chair declared the Conference Committee Report was adopted. Senator Heitmeier moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. 1923 By Representatives McMains, Ansardi and McCain

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

June 21, 1999

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1923 by Representatives McMains, Ansardi and McCain, recommend the following concerning the reengrossed bill:

- 1. That the Senate Committee Amendments proposed by the Senate Committee on Judiciary A and adopted by the Senate on June 2, 1999, be adopted.
2. That the Legislative Bureau Amendments proposed by the Legislative Bureau and adopted by the Senate on June 4, 1999, be adopted.
3. That Senate Floor Amendments Nos. 1 through 4 proposed by Senator Cain and adopted by the Senate on June 10, 1999, be adopted.
4. That Senate Floor Amendments Nos. 5 and 6 proposed by Senator Cain and adopted by the Senate on June 10, 1999, be rejected.

Respectfully submitted,

Representatives: Charles F. McMains, Jr. Audrey A. McCain

Senators: Ron Landry Senator Chris Ullo James David Cain

Rules Suspended

Senator Landry asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report.

Senator Landry moved that the Conference Committee Report be adopted.

Senator Cain moved as a substitute motion that the Conference Committee Report be recommitted to the Conference Committee.

Senator Landry objected.

ROLL CALL

The roll was called on the substitute motion with the following result:

YEAS

Barham Dean Malone
Bean Ellington Romero
Boissiere Greene Schedler
Branch Hainkel Smith
Cain Hollis Theunissen
Casanova Jordan
Total—17

NAYS

Bajoie Fields W Lambert
Campbell Heitmeier Landry
Cox Hines Robichaux
Cravins Irons Tarver
Dardenne Johnson Ullo
Fields C Jones
Total—17

ABSENT

Mr. President Lentini Thomas
Dyess Siracusa
Total—5

The Chair declared the Senate refused to recommit the bill to the Conference Committee.

ROLL CALL

The roll was called on the original motion to adopt the Conference Committee Report with the following result:

YEAS

Mr. President Dyess Landry
Bajoie Ellington Lentini
Barham Fields C Malone
Bean Fields W Robichaux
Boissiere Heitmeier Schedler
Branch Hines Tarver
Campbell Hollis Theunissen
Casanova Irons Thomas
Cox Johnson Ullo
Dardenne Jones
Dean Lambert
Total—31

NAYS

Cain Greene Jordan
Cravins Hainkel
Total—5

ABSENT

Romero Siracusa Smith
Total—3

The Chair declared the Conference Committee Report was adopted. Senator Landry moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. 2174 By Representative Stelly

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 2174 by Representative Stelly, recommend the following concerning the engrossed bill:

- 1. That the amendments proposed by the Senate Committee on Retirement and adopted by the Senate on May 25, 1999, be adopted.
2. That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, delete lines 3 through 5 in their entirety and insert "R.S. 11:102(B)(2)(c) and 153.1, relative to all state and statewide public retirement systems; to provide with respect to the purchase of credit for certain military service;"

AMENDMENT NO. 2

On page 1, at the beginning of line 15, delete "R.S. 11:102(B)(2)(c) is" and insert "R.S. 11:102(B)(2)(c) and 153.1 are"

AMENDMENT NO. 3

On page 2, after line 26, add:

"§153.1. Service credit; state national guard; coast guard; reserve forces

A.(1) Any member of a state or statewide public retirement system shall be eligible to purchase credit for service in the state national guard, coast guard, or reserve forces, subject to the provisions of this Section.

(2) In order to obtain such credit the member shall pay into the applicable system an amount required under the provisions of R.S. 11:158. The amount to be paid shall be paid in one lump sum or in such installments as shall be agreed upon by the member and the applicable board of trustees, but all such payments shall be paid in full within three years after the date of the application for purchase of credit for such service.

B.(1) Any such employee seeking to purchase credit for military service under the provisions of this Section shall first submit to the applicable state or statewide public retirement system an official copy of the employee's retirement points as maintained by the employee's respective military branch.

(2) Any such employee shall be entitled to purchase military credit in the applicable state or statewide public retirement system based on his accrued points and in an amount equal to one day of retirement credit for each point, not to exceed a total of four years of retirement credit.

C.(1) Any purchase of credit under the provisions of this Section shall be subject to the provisions of R.S. 11:153(E), (F), and (G).

(2) Each state and statewide public retirement system shall cause to be promulgated such regulations as are necessary for the administration of such purchases made pursuant to this Section.

D. The provisions of this Section shall apply to all purchases of credit for service in the state national guard, coast guard, or reserve forces, which are transacted on and after July 1, 1999. The provisions of R.S. 11:153 shall govern all such purchases transacted on or before June 20, 1999."

Respectfully submitted,

Representatives:
Victor T. Stelly
Daniel T. Flavin
Ronnie Johns

Senators:
John J. Hainkel, Jr.
Ron J. Landry

Rules Suspended

Senator Hainkel asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Hainkel, a vote was taken on the adoption of the report.

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	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

Jordan

Total—1

ABSENT

Fields W

Siracusa

Thomas

Total—3

The Chair declared the Conference Committee Report was adopted. Senator Hainkel moved to reconsider the vote by which the report was adopted and laid the motion on the table.

Senator Barham in the Chair

CONFERENCE COMMITTEE REPORT

House Bill No. 2242 By Representative Curtis

June 18, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 2242 by Representative Curtis, recommend the following concerning the engrossed bill:

1. That Senate Committee Amendment No. 1 proposed by the Senate Committee on Local and Municipal Affairs and adopted by the Senate on June 1, 1999 be adopted.
2. That Senate Floor Amendments Nos. 1 and 2 proposed by Senator Dyess and adopted by the Senate on June 3, 1999 be rejected.
3. That Senate Floor Amendments Nos. 3 through 12, proposed by Senator Dyess and adopted by the Senate on June 3, 1999 be adopted.
4. That the Legislative Bureau amendment adopted by the Senate on June 2, 1999 be rejected.
5. That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 33:2740.46," insert "2740.47, and 2740.48,"

AMENDMENT NO. 2

On page 1, line 2, change "the city of Alexandria;" to "economic development districts;"

AMENDMENT NO. 3

On page 1, at the end of line 3, after "Alexandria" delete the semi-colon ";" and insert "and the New Orleans Central City Economic Development District;"

AMENDMENT NO. 4

On page 1, line 4, change "district;" to "districts;"

AMENDMENT NO. 5

On page 1, line 5, change "district," to "districts,"

AMENDMENT NO. 6

On page 1, line 7, change "district" to "Alexandria Central Economic Development District"

AMENDMENT NO. 7

June 21, 1999

On page 1, line 8, between "bonds;" and "and to" insert "to provide relative to the governing authority of economic districts in certain parishes;"

AMENDMENT NO. 8

On page 1, line 13, change "R.S. 33:2740.46 is" to "R.S. 33:2740.46, 2740.47, and 2740.48 are"

AMENDMENT NO. 9

On page 7, between lines 13 and 14, insert the following:

"§2740.47. New Orleans Central City Economic Development District

A. The New Orleans Central City Economic Development District, hereinafter referred to as the "district", is hereby created and is declared to be a body politic and political subdivision of the state of Louisiana, as defined in Article VI, Section 44 of the Constitution of Louisiana. The district, acting through its board of commissioners, the governing authority of said district, is hereby granted all of the rights, powers, privileges, and immunities granted to political subdivisions for industrial, commercial, research, and economic development purposes, excluding the powers of expropriation and taxation.

B. The district is established for the primary object and purpose of establishing and adopting a master economic development plan for the central city area.

C. The boundaries of the district shall be comprised of that area of the city bounded by Howard Avenue, Carondelet Street, Simon Bolivar and Washington Ave.

D.(1) The board of commissioners, hereinafter referred to as the board, shall be composed of the following members:

(a)(i) One member shall be the mayor of New Orleans or his designee.

(ii) One member shall be appointed by the mayor of New Orleans.

(b) One member shall be the city councilman who represents the district, or his designee.

(c)(i) One member shall be the state senator who represents the district or his designee.

(ii) One member shall be appointed by the state senator who represents the district.

(d) Each state representative who represents the district shall be a member or shall appoint a designee.

(e) Three members shall be members of and appointed by Central City Partnership.

(f) Two members shall be members of and appointed by the Aretha Castle Halley Business Association.

(2) The state senator who represents the district shall call the first meeting of the board no later than January 31, 2000. At the first meeting the members shall elect a chair, a vice chairman, secretary, and any other officers needed.

(3) In preparation of the economic development plan, as provided in Subsection A of this Section, the board shall make careful and comprehensive surveys and studies of present conditions and future economic growth of the district. A plan shall be made with the general purpose of guiding and accomplishing coordinated, adjusted, and harmonious economic development of the district, which will, in accordance with present and future needs, best promote the natural, cultural, and economic resources of the district and the citizens and businesses in the district.

§2740.48. Board of commissioners, certain economic and industrial development districts

Notwithstanding any provision of law to the contrary, members of the board of commissioners in an economic and industrial development district in any parish with a population of between seventy-eight thousand and eighty-four thousand as of the most recent federal census shall be eligible for reappointment to the board at the expiration of any full or interim term. Furthermore, nine members of such a board shall constitute a quorum."

Respectfully submitted,

Representatives: Israel B. Curtis

Senators: B. G. Dyess

Sharon Weston Broome Wilfred Pierre

Diana E. Bajoie Charles D. Jones

Rules Suspended

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Bajoie, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—34

NAYS

Total—0

ABSENT

Table with 3 columns: Mr. President, Robichaux, Thomas; Greene, Siracusa; Total—5

The Chair declared the Conference Committee Report was adopted. Senator Bajoie moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. 2251 By Representative Flavin

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 2251 by Representative Flavin, recommend the following concerning the engrossed bill:

- 1. That Amendment Nos. 1, 2, and 4, proposed by the Senate Committee on Retirement and adopted by the Senate on June 7, 1999, be rejected.
2. That Amendment No. 3 proposed by the Senate Committee on Retirement and adopted by the Senate on June 7, 1999, be adopted.

Respectfully submitted,

Representatives:

Senators:

Daniel T. Flavin
Victor T. Stelly
Ronnie Johns

Francis C. Heitmeier
Ron J. Landry
John T. Schedler

Senators:
Ron Landry
John Hainkel
Randy Ewing

Representatives:
Sherman Copeland
Edwin R. Murray

Rules Suspended

Senator Heitmeier asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Heitmeier, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Ellington	Lambert
Barham	Fields C	Landry
Bean	Fields W	Lentini
Boissiere	Hainkel	Malone
Branch	Heitmeier	Romero
Cain	Hines	Schedler
Casanova	Hollis	Smith
Cox	Irons	Tarver
Cravins	Johnson	Theunissen
Dardenne	Jones	Ullo
Dean	Jordan	
Total—32		

NAYS

Total—0

ABSENT

Mr. President	Greene	Thomas
Campbell	Robichaux	
Dyess	Siracusa	
Total—7		

The Chair declared the Conference Committee Report was adopted. Senator Heitmeier moved to reconsider the vote by which the report was adopted and laid the motion on the table.

Rules Suspended

Senator Landry asked for and obtained a suspension of the rules for the purpose of reconsidering the vote by which the previous Conference Committee Report on Senate Bill No. 54 was adopted in consideration of a corrected Conference Committee Report.

SENATE CONFERENCE COMMITTEE REPORT

Senate Bill No. 54 by Senators Landry

June 20, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 54 by Senator Landry recommend the following concerning the Re-reengrossed bill:

1. That House Committee Amendment Nos. 1 through 3 proposed by the House Committee on Ways and Means and adopted by the House on June 9, 1999 be adopted.

Respectfully submitted,

Rules Suspended

Senator Landry asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Landry, a vote was taken on the adoption of the report.

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

NAYS

Total—0

ABSENT

Mr. President	Robichaux	Thomas
Campbell	Siracusa	
Total—5		

The Chair declared the Conference Committee Report was adopted. Senator Landry moved to reconsider the vote by which the report was adopted and laid the motion on the table.

SENATE CONFERENCE COMMITTEE REPORT

Senate Bill No. 540 by Senator Hines

June 18, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 540 by Senator Hines recommend the following concerning the Engrossed bill:

1. That House Floor Amendments proposed by Representative Deville and adopted by the House on June 15, 1999 be rejected.
2. That the following amendments to the engrossed bill be adopted.

AMENDMENT NO. 1

On page 1, line 5, after "incarcerated" insert "or when the parents are legally separated or living apart"

AMENDMENT NO. 2

On page 2, after line 12, insert the following:

June 21, 1999

"D. If the parents of a minor child or children of the marriage are legally separated or living apart for a period of six months, the grandparents or siblings of the child or children may have reasonable visitation rights to the child or children during their minority, if the court in its discretion find that such visitation rights would be in the best interest of the child or children."

Respectfully submitted,

Senators: Donald E. Hines, J. "Max" Jordan, Jr., Jay Dardenne

Representatives: Troy Hebert, John Dirk Deville, F. Charles McMains

Rules Suspended

Senator Hines asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Hines, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President Siracusa Thomas Total—3

The Chair declared the Conference Committee Report was adopted. Senator Hines moved to reconsider the vote by which the report was adopted and laid the motion on the table.

Senator Hainkel in the Chair

SENATE CONFERENCE COMMITTEE REPORT

Senate Bill No. 598 by Senator Schedler

June 20, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 598 by Senator Schedler recommend the following concerning the Engrossed bill:

- 1. That the House Committee Amendments proposed by the House Committee on Transportation, Highways, and Public Works and adopted by the House on May 27, 1999 be adopted.

Respectfully submitted,

Senators: Tom Schedler, Paulette Irons

Representatives: John "Juba" Diez, D.A. "Butch" Gautreaux, Mitchell R. Theriot

Rules Suspended

Senator Schedler asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report.

Senator Schedler moved that the Conference Committee Report be adopted.

Senator Landry moved as a substitute motion that the Conference Committee Report be recommitted to the Conference Committee.

Senator Schedler objected.

ROLL CALL

The roll was called on the substitute motion with the following result:

YEAS

Table with 3 columns of names: Bajoie, Bean, Cain, Campbell, Cox, Cravins, Dean, Dyess, Fields C, Hines, Hollis, Johnson, Jones, Jordan, Lambert, Landry, Malone, Romero, Tarver, Theunissen, Thomas, Ullo

Total—22

NAYS

Table with 3 columns of names: Barham, Casanova, Dardenne, Ellington, Hainkel, Heitmeier, Lentini, Schedler, Smith

Total—9

ABSENT

Mr. President Boissiere Branch Fields W, Greene, Irons, Robichaux, Siracusa Total—8

The Chair declared the bill was recommitted to Conference Committee.

SENATE CONFERENCE COMMITTEE REPORT

Senate Bill No. 893 by Jones

June 20, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 893 by Senator Jones recommend the following concerning the reengrossed bill:

- 1. That House Floor Amendments No. 1 and 2 proposed by Representative Windhorst and adopted by the House on June 15, 1999, be rejected.

- That House Floor Amendments No.1 through No. 4 proposed by Representative Hunter and adopted by the House on June 15, 1999, be rejected.

Respectfully submitted,

Senators:
Charles D. Jones
Noble E. Ellington
Lomax Jordan

Representatives:
Willie Hunter, Jr.
Edwin R. Murray

Rules Suspended

Senator Jones asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Jones, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Greene	Lambert	Siracusa
Irons	Robichaux	Thomas
Total—6		

The Chair declared the Conference Committee Report was adopted. Senator Jones moved to reconsider the vote by which the report was adopted and laid the motion on the table.

SENATE CONFERENCE COMMITTEE REPORT

Senate Bill No. 1060 by Barham

June 20, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 1060 by Barham recommend the following concerning the Engrossed bill:

- That House Floor Amendment Nos. 1 through 4 proposed by Representative Jack Smith and adopted by the House on June 4, 1999, be adopted.
- That House Floor Amendment Nos. 1 through 3 proposed by Representative Marionneaux and adopted by the House on June 4, 1999, be rejected.
- That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 4, between "Parish;" and "to" insert the following: "to direct the transfer of certain properties in West Feliciana Parish between the Department of Wildlife and Fisheries and the office of state parks, Department of Culture, Recreation and Tourism;"

AMENDMENT NO. 2

On page 3, between lines 5 and 6 insert the following:

"Section 6. The Department of Wildlife and Fisheries, within one year of the effective date of this Section, shall transfer approximately three hundred sixty-five acres of property within the Tunica Wildlife Management Area to the office of state parks, Department of Culture, Recreation and Tourism, as described:

TRACT ONE: A certain tract or parcel of land, together with all buildings and improvements thereon and with all the rights, ways, privileges, servitudes, prescriptions and advantages thereunto belonging or in any way appertaining, consisting of all of the property owned by the Department of Wildlife and Fisheries in Township 1 South, Range 4 West, Section 54, West Feliciana Parish, Louisiana, lying to the west and southwest of an artificial boundary identified as the Old L & A Rail Road grade and extending to the Mississippi River per the Edgar Tobin Aerial Survey, Map Number P-365; and,

TRACT TWO: A certain tract or parcel of land, together with all buildings and improvements thereon and with all the rights, ways, privileges, servitudes, prescriptions and advantages thereunto belonging or in any way appertaining, consisting of all of the property owned by the Department of Wildlife and Fisheries in Township 1 south, Range 4 West, Sections 28 and 54, West Feliciana Parish, Louisiana, lying to the south and west of an artificial boundary identified as a road or trail known to the parties herein authorized, and commencing in the northwest corner of Section 54 and extending in a northeasterly direction into Section 28 and thereafter turning and extending in a southeasterly direction back to the section line common to Sections 28 and 54 and thereafter turning and extending in a southwesterly direction through Section 54 to the old L & A Rail Road grade identified above. See attached plat.

Section 7. The office of state parks, Department of Culture, Recreation and Tourism, within one year of the effective date of this Section, shall transfer approximately three hundred acres to the Department of Wildlife and Fisheries as described:

Property transferred to the State of Louisiana by Exchange Oil and Gas Corporation on the 29th day of October, 1982, and more particularly described to wit:

TRACT ONE: A certain tract or parcel of land, together with all buildings and improvements thereon, and all the rights, ways, privileges, servitudes, prescriptions and advantages thereunto belonging or in anywise appertaining, situated in Section 69, Township 1 South, Range 4 West, St. Helena Meridian, West Feliciana Parish, Louisiana, containing 132.04 acres, more or less, and described as follows: Beginning at the Southwest corner of Section 69, thence North 0 degrees 30 minutes east 43.60 chains to an X on a gum tree, thence East 32.60 chains to an X on a Holly and Gum at the intersection of Mrs. Row's fence; thence North 82 degrees 15 minutes West 7.00 chains to a corner; thence south 8 degrees 00 minutes West 6.00 chains to a corner; thence West 22.84 chains to point of beginning.

TRACT TWO: A certain tract or parcel of land, together with all buildings and improvements thereon and with all the rights, ways, privileges, servitudes, prescriptions and advantages thereunto belonging or in anywise appertaining, situated in Section 79, Township 1 South Range 4 West, St. Helena Meridian, West Feliciana Parish, Louisiana, containing 108.83 acres, more or less,

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and bounded now or formerly as follows: On the North by Lot Number 4 of the partition of the lands of the heirs of J. H. Hobgood; on the East by Louisiana State Highway Number 66; formerly Highway No. 124, on the South by lands of the heirs of Steve Bellish and Douglas M. Hamilton and on the West by lands of Douglas M. Hamilton, less and except 50 acres thereof sold by Dr. John H. Hobgood, et al to the State of Louisiana, as will appear by reference to said act of sale of record in Book 45, at page 322 of the conveyance records of West Feliciana Parish, Louisiana.

TRACT THREE: A certain tract or parcel of land, together with all buildings and improvements thereon and all the rights thereunto belonging or anywise appertaining, situated in Sections 78 and 79, 92 and 96, Township 1 South, Range 4 West, St. Helena Meridian, West Feliciana Parish, Louisiana, being more particularly shown as Lot Number 5 on map of survey by R. F. Havard and James H. Kilbourne, Surveyor, which is attached to that certain act of partition between the heirs of Henry Hobgood and recorded in Book 44, page 373 of the conveyance records of West Feliciana Parish, Louisiana, containing 108.83 acres.

Being the same property acquired on June 23, 1970 by the Exchange Oil and Gas Corporation and registered in the records of the Clerk of Court of West Feliciana Parish, State of Louisiana, entry Nos. 9973 and 9974 in COB 61, folio 241, etc.

Section 8. The secretary of the Department of Wildlife and Fisheries, the assistant secretary of the office of the state parks, and the secretary of the Department of Culture, Recreation and Tourism are hereby authorized, empowered and directed to prepare such documents as may be necessary to convey, assign and transfer title to the property described in Sections 4 and 5 of this Act."

AMENDMENT NO. 3

On page 3, line 6, change "Section 4" to "Section 9"

Respectfully submitted,

Senators:
Robert J. Barham
Thomas A. Greene

Representatives:
Robert Marionneaux, Jr.
John R. Smith
Jack D. Smith

Rules Suspended

Senator Barham asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Barham, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Greene

Heitmeier

Siracusa

Total—3

The Chair declared the Conference Committee Report was adopted. Senator Barham moved to reconsider the vote by which the report was adopted and laid the motion on the table.

SENATE CONFERENCE COMMITTEE REPORT

Senate Bill No. 1076 by Senator Dean

June 21, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 1076 by Senator Dean recommend the following concerning the Engrossed bill:

1. That all House Committee Amendments proposed by the House Committee on Natural Resources and adopted by the House of Representatives on June 2, 1999 be rejected.
2. That the following amendments be adopted:

AMENDMENT NO. 1

On page 1, line 9, between "reports;" and "and to" insert the following: "to provide for payment of funds to judicially expropriated owners;"

AMENDMENT NO. 2

On page 5, between lines 6 and 7 insert the following:

"(C) Notwithstanding any other law or court order to the contrary, the Orleans Levee District shall pay the claims for royalties, plus interest in those amounts determined under Act No. 1364 of the 1997 Regular Session to all "judicially expropriated owners" of land in the Bohemia Spillway as identified in Exhibit "A" in the "Motion and Order For Leave to Pay Claims" filed in the Twenty-fifth District Court for the Parish of Plaquemines, State of Louisiana, Docket Number 31-357 on December 8, 1998. After the effective date of this Act, the Orleans Levee District, upon receiving appropriate identification from the individual claimants listed in said Exhibit "A", shall pay to those claimants a sum equal to the amount of their claims as shown in said Exhibit "A". The payments made by the Orleans Levee District, as legislatively mandated herein, shall not be construed as a waiver of any of the rights, claims, appeals, writs or defenses of the Orleans Levee District as to any other claimants, nor even as to the "judicially expropriated owners" except to the extent of payments made under this Act."

Respectfully submitted,

Senators:
Lynn B. Dean
Craig F. Romero

Representatives:
Kenneth L. Odinet, Sr.
Stephen J. Windhorst
Ernest D. Wooton

Rules Suspended

Senator Dean asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Dean, a vote was taken on the adoption of the report.

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	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

Greene	Siracusa
Total—2	

The Chair declared the Conference Committee Report was adopted. Senator Dean moved to reconsider the vote by which the report was adopted and laid the motion on the table.

SENATE CONFERENCE COMMITTEE REPORT

Senate Bill No. 113 by Senator Ewing

June 20, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 113 by Senator Ewing recommend the following concerning the Engrossed bill:

1. That House Floor Amendment Nos. 1 through 3 proposed by Representative Wilkerson and adopted by the House on April 13, 1999 be rejected.
2. That House Floor Amendment No. 1 proposed by Representative Michot and adopted by the House on May 25, 1999 be rejected.
3. That the following amendments to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 2, between lines 6 and 7 insert:

"(l) Armed forces identification number."

AMENDMENT NO. 2

On page 2, line 9, between "obtain" and "credit" insert

", whether contemporaneously or not,"

AMENDMENT NO. 3

On page 2, delete lines 11 through 13 in their entirety

AMENDMENT NO. 4

On page 2, line 14, change "(2)" to "C.(1)"

AMENDMENT NO. 5

On page 2, line 19, change "(3)" to "(2)"

AMENDMENT NO. 6

On page 2, line 25, change "(4)" to "(3)"

AMENDMENT NO. 7

On page 2, line 27, change "one" to "three"

AMENDMENT NO. 8

On page 3, line 4, change "(5)" to "(4)"

AMENDMENT NO. 9

On page 3, line 6, change "one" to "three"

AMENDMENT NO. 10

On page 3, at the end of line 17, after "victim" insert

"and any other person who has suffered a financial loss as a result of the offense"

Respectfully submitted,

Senators:
Randy L. Ewing
J. Lomax Jordan, Jr.
Charles D. Jones

Representatives:
Stephen J. Windhorst
Michael John Michot

Rules Suspended

Senator Ewing asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Ewing, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

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

Greene	Heitmeier	Siracusa
Total—3		

The Chair declared the Conference Committee Report was adopted. Senator Ewing moved to reconsider the vote by which the report was adopted and laid the motion on the table.

SENATE CONFERENCE COMMITTEE REPORT

Senate Bill No. 450 by Senator Dardenne

June 21, 1999

June 21, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 450 by Senator Dardenne recommend the following concerning the Reengrossed bill:

- 1. That House Committee Amendments No. 1, 3, 4, 5, 6, 8, 9, 12, 13, 14, 16, 17, and 18 proposed by the House Committee on House and Governmental Affairs and adopted by the House on April 22, 1999, be adopted.
2. That House Committee Amendments No. 2, 7, 10, 11, and 15 proposed by the House Committee on House and Governmental Affairs and adopted by the House on April 22, 1999, be rejected.
3. That House Floor Amendment No. 1 proposed by Representative Copelin and adopted by the House on April 28, 1999, be adopted.
4. That House Floor Amendment No. 1 proposed by Representative Lancaster and adopted by the House on April 28, 1999, be adopted.
5. That Amendments No. 1 and 2 proposed by the Legislative Bureau and adopted on June 26, 1999, be adopted.
6. That the following amendments to the Reengrossed bill be adopted:

AMENDMENT NO. 1.

On page 1, line 6, after "Ethics;" delete the remainder of the line and insert the following: "to make the imposition of late fees for not timely filing certain campaign finance reports discretionary; to make the imposition of certain civil penalties discretionary; to provide for the maximum late fees"

AMENDMENT NO. 2

On page 2, delete lines 25 through 27, and on page 3, delete lines 1 through 27, and on page 4, delete lines 1 through 14, and insert in lieu thereof the following:

(3)(a) If a person, other than a political committee, required to file is supporting or opposing a candidate or candidates, the penalty applicable to such candidate or candidates as provided in Subparagraph (a),(b), or (c) of Paragraph (2) of this Subsection shall apply.

(b) If a person, other than a political committee, required to file is supporting or opposing candidates with different penalty levels, the penalty shall be the highest penalty for any such candidate.

(4)(a) For reports required by this Chapter which are required to be filed between the time a candidate qualifies and election day, in addition to any penalties required by which may be imposed under this Section or any other law, the supervisory committee shall may impose on any person required to file such a report who has not filed such report by the sixth day after the report is due, after a hearing by the supervisory committee pursuant to the provisions of R.S. 18:1511.4(C), with notice to the party who is the subject of the hearing, an additional civil penalty not to exceed ten thousand dollars.

(b) For all other reports required by this Chapter, in addition to any penalties required by which may be imposed by this Section or any other law, the supervisory committee shall may impose on any person required to file such a report who has not filed such report by the eleventh day after the report is due, after a hearing by the supervisory committee pursuant to the provisions of R.S. 18:1511.4(C), with notice to the party who is the subject of the hearing, an additional civil penalty not to exceed ten thousand dollars.

B. Any candidate, the treasurer or chairman of any political committee, or any other person required to file reports under this Chapter who knowingly and willfully fails to disclose, or knowingly and willfully fails to accurately disclose, any information required by this Chapter to be disclosed in the reports required herein, shall may be assessed a civil penalty for each day until such information is disclosed

by amendment to the appropriate report of such candidate, political committee, or other person. "Knowingly and willfully", for purposes of this Subsection, means conduct which could have been avoided through the exercise of due diligence. Such penalties shall be as provided in Subsection A above.

C. Notwithstanding the provisions of Subsection A of this Section and the provisions of R.S. 42:1157, for committees that are supporting, opposing, or otherwise influencing the nomination or election of a person to public office the maximum amount of the penalty that shall be imposed for knowingly failing to file or knowingly failing to timely file any reports required by this chapter for a special election shall be the total of the expenditures made for the purpose of supporting, opposing, or otherwise influencing the nomination or election of a person or persons to public office in such special election or the maximum penalty under the provisions of Subsection A of this Section, whichever is less. This Subsection shall not apply to a candidate's principal campaign committee or any designated subsidiary committee of a candidate."

Section 2. R.S. 42:1119(B)(2)(a)(ii), 1124(D) and 1157(A)(1) are hereby amended and reenacted and R.S. 42:1157(A)(5) is hereby enacted to read as follows:"

AMENDMENT NO. 3

On page 4, line 24, after "this" delete the remainder of the line and delete lines 25 and 26 in their entirety and insert the following: "Item may be assessed a late fee of fifty dollars per day, not to exceed one thousand five hundred dollars, subject to the provisions of R.S. 42:1157.2

(b) * * *

AMENDMENT NO. 4

On page 5, line 6, after "this" delete the remainder of the line and delete line 7 in its entirety and insert the following: "Item may be assessed a late fee of fifty dollars per day, not to exceed one thousand five hundred dollars, subject to the provisions of R.S. 42:1157.2"

Respectfully submitted,

Senators: Jay Dardenne, Robert Barham, Thomas Greene; Representatives: Charles Lancaster, Sherman Copelin, C.E. "Peppi" Bruneau, Jr.

Rules Suspended

Senator Dardenne asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Dardenne, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Hainkel

Siracusa

Thomas

Total—3

The Chair declared the Conference Committee Report was adopted. Senator Dardenne moved to reconsider the vote by which the report was adopted and laid the motion on the table.

Mr. President in the Chair

SENATE CONFERENCE COMMITTEE REPORT

Senate Bill No. 562 by Senator Jordan

June 20, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 562 by Senator Jordan recommend the following concerning the Engrossed bill:

- 1. That House Floor Amendment Nos. 1 through 3 proposed by Representative McCain and adopted by the House on May 19, 1999 be rejected.
2. That House Floor Amendment Nos. 4 through 8 proposed by Representative McCain and adopted by the House on May 19, 1999 be adopted.
3. That House Floor Amendment No. 1 proposed by Representative Green and adopted by the House on June 11, 1999 be adopted.
4. That House Floor Amendment Nos. 1 through 4 proposed by Representative Perkins and adopted by the House on June 11, 1999 be rejected.
5. That House Floor Amendment No. 5 proposed by Representative Perkins and adopted by the House on June 11, 1999 be adopted.
6. That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, change "Art. 327(A)(4) and (B)," to "Articles 204, 210, 327(A)(4) and (B), 338, 793, 801, and 808"

AMENDMENT NO. 2

On page 1, line 3, change "bail undertakings" to "criminal procedure"

AMENDMENT NO. 3

On page 1, line 4, after "charge;" insert "to provide with respect to service of summons and execution of arrest warrants; to provide with respect to service of a summons in criminal matters; to provide for the time period for executing arrest warrants in certain cases; to provide for the form of the bail order; to provide for requirements of the bail undertaking; to allow jurors in criminal cases to take notes and use them during deliberations; to permit written instructions and charges to go to the jury room and be used during deliberations;"

AMENDMENT NO. 4

On page 1, line 6, change "Art." to "Articles 204, 210," and after "(B)" insert ", 338, 793, 801 and 808"

AMENDMENT NO. 5

On page 2, after line 8, add the following:

"* * *

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

A. A juror must rely upon his memory in reaching a verdict may be permitted to take notes, unless timely objection is made by the state, any defendant, or the court. If taking notes is permitted:

(1) The court shall provide the needed writing implements.

(2) Jurors may, but need not, take notes and such notes may be used during the jury's deliberations but shall not be preserved for review on appeal.

(3) The trial judge shall ensure the confidentiality of the notes during the course of trial and the jury's deliberations, and shall cause the notes to be destroyed immediately upon return of the verdict. He shall not be permitted to refer to notes or to have access to any written evidence.

B. Testimony shall not be repeated to the jury. Upon the request of a juror and in the discretion of the court, the jury may take with it or have sent to it a written copy of all instructions and charges, as provided in Article 801, and any object or document received in evidence when a physical examination thereof is required to enable the jury to arrive at a verdict.

* * *

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

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

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

* * *

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

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

Respectfully submitted,

Senators: J. Lomax Jordan, Jr. Ron Landry

Representatives: Anthony Richard Perkins Stephen J. Windhorst

Rules Suspended

Senator Jordan asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report.

Ruling from the Chair

Senator Romero asked for a ruling from the Chair as to whether the amendment was germane to the bill.

The Chair ruled that the amendment was not germane to the bill.

On motion of Senator Jordan, the report was recommitted to the Conference Committee.

SENATE CONFERENCE COMMITTEE REPORT

Senate Bill No. 310 by Senator Dyess

June 21, 1999

June 21, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 310 by Senator Dyess recommend the following concerning the Engrossed bill:

- 1. That House Floor Amendments No. 7 proposed by Representative Green and adopted by the House of Representatives on June 11, 1999 be adopted.
2. That House Floor Amendments No. 1, 2, 3, 4, 5, 6, 8, 9, 10, 11, 12, and 13 proposed by Representative Green and adopted by the House of Representatives on June 11, 1999 be rejected.
3. That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 1
On page 1, line 2, after "2048.32(A)" insert ", and R.S. 37:969(B)(4),"

AMENDMENT NO. 2
On page 1, line 3, after "R.S. 37:969" change "(A)(6)" to "(B)(5)"

AMENDMENT NO. 2
On page 1, lines 5 and 9, change "require" to "authorize"

AMENDMENT NO. 3
On page 2, delete lines 7 through 27, delete pages 2 through 8, and on page 9, delete lines 1 through 4 in their entirety, and insert in lieu thereof the following:

"§2047. Nurse training programs; student demand; documentation; report; authorization to obtain criminal history record information

B. Such records shall be submitted to the State Board of Elementary and Secondary Education Board of Regents and the postsecondary education management boards on a quarterly basis and shall also be submitted to the Nursing Supply and Demand Commission on whatever schedule they request.

R.S. 17:2047(C) is all proposed new law.

C. (1) The Board of Supervisors of Community and Technical Colleges may:

(a) Request and obtain state and national criminal history record information on any person making application to enroll as a student in a nurse training program at any vocational institute or community college.

(b) Charge and collect from an applicant, in addition to all other applicable fees and costs, such amount as may be incurred by the board in requesting and obtaining criminal history record information on the applicant.

(c) In cooperation with the Louisiana State Board of Practical Nurse Examiners and the Louisiana Bureau of Criminal Identification and Information of the office of state police within the Department of Public Safety and Corrections, promulgate the rules and regulations, and establish procedures in accordance with the Administrative Procedure Act that are necessary to implement the provisions of this Subsection.

(2) Any and all state or national criminal history record information obtained by the board which is not already a matter of public record shall be deemed nonpublic and confidential information restricted to the exclusive use of the board, its members, officers, investigators, agents, and attorneys in evaluating the applicant's eligibility or disqualification for enrollment. No such information or records related thereto shall, except with the written consent of the applicant or by order of a court of competent jurisdiction, be released or otherwise disclosed by the board to any other person or agency.

(3) The board shall provide each institution under its jurisdiction with written standards specifying the requirements that must be met by an applicant to a nurse training program and the grounds on which an

applicant may be denied acceptance to a program or denied a license upon completion of a program. The institution shall provide a copy of such standards to any person making application.

§2048.31. Allied health professionals training programs; student admittance; documentation; records; authorization to obtain criminal history record information

B. Such records shall be submitted to the State Board of Elementary and Secondary Education Board of Regents and the higher postsecondary education management boards on a quarterly basis and shall also be submitted to the Allied Health Professionals Supply and Demand Commission on whatever schedule they request.

R.S. 17:2048.31(C) is all proposed new law.

C.(1) The Board of Supervisors of Community and Technical Colleges may:

(a) Request and obtain state and national criminal history record information on any person making application to enroll as a student in a health occupations training program at a vocational institute or community college.

(b) Charge and collect from an applicant, in addition to all other applicable fees and costs, such amount as may be incurred by the board in requesting and obtaining criminal history record information on the applicant.

(c) In cooperation with the Louisiana Bureau of Criminal Identification and Information of the office of state police within the Department of Public Safety and Corrections promulgate the rules and regulations, and establish procedures in accordance with the Administrative Procedure Act that are necessary to implement the provisions of this Subsection.

(2) Any and all state or national criminal history record information obtained by the board which is not already a matter of public record shall be deemed nonpublic and confidential information restricted to the exclusive use of the board, its members, officers, investigators, agents, and attorneys in evaluating the applicant's eligibility or disqualification for enrollment. No such information or records related thereto shall, except with the written consent of the applicant or by order of a court of competent jurisdiction, be released or otherwise disclosed by the board to any other person or agency.

(3) The board shall provide each institution under its jurisdiction with written standards specifying the requirements that must be met by an applicant to a health occupations training program and the grounds on which an applicant may be denied acceptance to a program or denied any license or permit upon completion of a program. The institution shall provide a copy of such standards to any person making application.

§2048.32. Allied health professionals training programs; expansion or establishment; salary of faculty members

A. The State Board of Elementary and Secondary Education, the Board of Regents; and the higher postsecondary education management boards shall seek to expand or establish additional training programs for identified allied health professionals whenever the information reported pursuant to R.S. 17:2048.31 indicates a consistent lack of availability of places in existing training programs for qualified applicants.

Section 2. R.S. 37:969(B)(4) is hereby amended and reenacted, and R.S. 37:969(B)(5) and 969.1 are hereby enacted to read as follows: §969. Duties and powers of the board

B. The board may:

(4)(a) Request and obtain state and national criminal history record information on any person applying for any license or permit which the board is authorized by law to issue, including permission to enroll as a student in nurse training courses.

(b) Charge and collect from an applicant for any license or permit which the board is authorized to issue, including permission to enroll as a student in nursing courses, in addition to all other applicable fees and costs, such amount as may be incurred by the board in requesting and obtaining criminal history record information on the applicant.

(c) Promulgate the rules, regulations and procedures, in cooperation with the Louisiana Bureau of Criminal Identification and Information of the office of state police within the Department of Public Safety and Corrections, in accordance with the Administrative Procedure Act that are necessary to implement the provisions of this Paragraph.

(5) Adopt and revise all rules and regulations necessary to implement the provisions of this Part.

* * *

§969.1. Louisiana State Board of Practical Nurse Examiners; authorization to obtain criminal history record information **R.S. 37:969.1 is all proposed new law.**

A. As used in this Section the following terms shall have the following meaning:

(1) "Applicant" means a person who has made application to the board for the issuance or reinstatement of any form of licensure.

(2) "Board" means the Louisiana State Board of Practical Nurse Examiners.

(3) "Bureau" means the Louisiana Bureau of Criminal Identification and Information of the office of state police within the Department of Public Safety and Corrections.

(4) "Criminal history record information" means information collected by state and federal criminal justice agencies on individuals consisting of identifiable descriptions and notations of arrests, detentions, indictments, bills of information, or any formal criminal charges, and any disposition arising therefrom, including sentencing and criminal correctional supervision and release, but does not include intelligence for investigatory purposes, nor does it include any identification information which does not indicate involvement of the individual in the criminal justice system.

(5) "FBI" means the Federal Bureau of Investigation of the United States Department of Justice.

(6) "Licensure" means any license or permit which the board is authorized to issue, including permission to enroll as a student in clinical nursing courses.

B.(1) In addition to any other requirements established by law or board rules, the board may:

(a) Require that any person applying for any license or permit which the board is authorized by law to issue provide written consent to the board to request and obtain state and national criminal history record information on such person as a condition to the consideration of his or her application.

(b) Charge and collect from the applicant, in addition to all other applicable fees and costs, such amount as may be incurred by the board in requesting and obtaining state and national criminal history record information on the applicant.

(2) The board shall provide each applicant with a copy of the written standards specifying the requirements that must be met by an applicant for licensure and the grounds on which a license may be denied or revoked.

C. In accordance with the provisions and procedures prescribed by this Section, or any other law or board rule, the board may request and obtain state and national criminal history record information from the Louisiana Bureau of Criminal Identification and Information of the office of state police within the Department of Public Safety and Corrections and the Federal Bureau of Investigation of the United States Department of Justice relative to any person applying for a license to determine the applicant's suitability and eligibility for licensure.

D. Upon request by the board, the bureau shall conduct a search of its criminal history record information relative to the applicant and report the results of its search to the board within sixty days after receipt of any such request. The bureau may charge the board a reasonable processing fee for conducting and reporting on any such search.

E. Any and all state or national criminal history record information obtained by the board from the bureau or FBI which is not already a matter of public record shall be deemed nonpublic and confidential information restricted to the exclusive use of the board, its members, officers, investigators, agents, and attorneys in evaluating the applicant's eligibility or disqualification for licensure. No such information or records related thereto shall, except with the written consent of the

applicant or by order of a court of competent jurisdiction, be released or otherwise disclosed by the board to any other person or agency."

Respectfully submitted,

Senators:
B. G. Dyess
Tom Greene
Donald Hines

Representatives:
Randy E. Wiggins
Rodney Alexander
Kyle M. Green

Rules Suspended

Senator Dyess asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Dyess, a vote was taken on the adoption of the report.

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 Conference Committee Report was adopted. Senator Dyess moved to reconsider the vote by which the report was adopted and laid the motion on the table.

SENATE CONFERENCE COMMITTEE REPORT

Senate Bill No. 406 by Heitmeier

June 21, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 406 by Senator Heitmeier recommend the following concerning the Engrossed bill:

1. That House Floor Amendments No. 1 through 4 proposed by Representative Daniel and adopted by the House of Representatives on May 25, 1999, be rejected.
2. That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, delete "R.S. 11:1162(A)(7)" and insert "R.S. 11:441(F) and 1162(A)(7) and to enact R.S. 11:721.1(C)"

June 21, 1999

AMENDMENT NO. 2

On page 1, line 3, after "System" insert ", the Louisiana State Employees' Retirement System, and the Teachers' Retirement System of Louisiana"

AMENDMENT NO. 3

On page 1, line 4, after "trustees;" insert "to provide with respect to the reemployment of certain retirees; to provide for retirement eligibility at any age after twenty-five years of service for employees of the bridge police section of the Crescent City Connection Division of the Department of Transportation and Development;"

AMENDMENT NO. 4

On page 1, delete line 8, and insert "Section 1. R.S. 11:441(F) and 1162(A)(7) are hereby amended and reenacted and R.S. 11:721.1(C) is hereby enacted to read"

AMENDMENT NO. 5

On page 1, between lines 9 and 10, insert:

"§441. Eligibility for retirement
* * *

F. Notwithstanding the provisions of Subsection A of this Section or any other provision of law to the contrary, employees of the bridge police section of the Crescent City Connection Division of the Department of Transportation and Development who are members of the system shall be eligible for retirement at any age upon attaining twenty-five or more years of service credit, at least ten of which were served immediately prior to application for retirement in a position with the bridge police section of the Crescent City Connection Division of the Department of Transportation and Development. This retirement option shall only be available to employees hired after July 1, 1997, and the employee contribution rate shall be 8.5% for these employees.

* * *
§721.1. Option to participate in system
* * *

R.S. 11:721.1(C) is all proposed new law.

C. Notwithstanding any provision of law to the contrary, any person who has a doctorate degree and who was employed by the State Board of Elementary and Secondary Education for at least seven years and who is or was employed by the East Baton Rouge Parish School System for at least sixteen years and who is employed by that system at any time during 1999 as supervisor of social studies teachers shall not have their retirement benefits reduced or suspended during such employment.

* * *

Respectfully submitted,

Senators:
Francis C. Heitmeier
Ron Landry
Lambert Boissiere

Representatives:
Vic Stelly
William Daniel
Mike Walsworth

Rules Suspended

Senator Heitmeier asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Heitmeier, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Ellington Lambart
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
Dardenne Johnson Theunissen
Dean Jones Thomas
Dyess Jordan Ullo
Total—36

NAYS

Total—0

ABSENT

Boissiere Cravins Siracusa
Total—3

The Chair declared the Conference Committee Report was adopted. Senator Heitmeier moved to reconsider the vote by which the report was adopted and laid the motion on the table.

SENATE CONFERENCE COMMITTEE REPORT

Senate Bill No. 388 by Senator Dardenne

June 21, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 388 by Senator Dardenne recommend the following concerning the Engrossed bill:

- 1. That House Floor Amendments No. 1, 2, 3, and 4, proposed by Representative Jack Smith in the set of amendments designated HFASB388 1080VI and adopted by the House of Representatives on June 9, 1999, be rejected.
2. That House Floor Amendments No. 1 and 2 proposed by Representative Jack Smith in the set of amendments designated as HFASB 388 1074 V3 and adopted by the House of Representatives on June 9, 1999, be rejected.
3. That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, after "R.S." insert "18:604(B)(1) and (2)(a) and"

AMENDMENT NO. 2

On page 1, line 5, after "(31)(a)," delete the rest of the line and insert "to enact R.S. 13:2583(F), and to repeal R.S. 13:1882(B), relative to constables"

AMENDMENT NO. 3

On page 1, line 8, between "process;" and "and" insert "to provide for succession of office for constables and marshals;"

AMENDMENT NO. 4

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

"Section 1. R.S. 18:604(B)(1) and (2)(a) are hereby amended and reenacted to read as follows:
§604. Marshal of city or municipal court; temporary absence; vacancy
* * *

B.(1) When a vacancy occurs in the office of constable or marshal of a city or municipal court, the clerk of the city or municipal court in which the vacancy occurs shall immediately notify the appropriate governing authority which shall, within ten days after the vacancy

occurs, fill the vacancy by appointment, and the unexpired term of the office is one year or less, the chief deputy shall assume such duties and position and shall serve for the remainder of the expired term. However, in those cases where there is no such person to assume the duties when the vacancy occurs, the appropriate governing authority shall within ten days, appoint a person having the qualifications of the office to assume the duties of the office for the remainder of the unexpired term. The appointment shall be made by the governing authority of the parish, unless the jurisdiction of the city or municipal court is wholly within the municipal city limits, in which case, such appointment shall be made within ten days by the municipal governing authority. If the appropriate governing authority fails to fill the vacancy within ten days, the governor shall fill the vacancy. The judge of the city or municipal court which he serves shall fix the amount of the bond.

(2)(a) When the unexpired term exceeds one year, the chief deputy shall assume such duties and position and shall serve until the successor is elected and takes office. If there is no such person to assume the duties when the vacancy occurs, the appropriate governing authority shall within ten days appoint a person having the qualifications of the office to assume the duties of the office until the successor is elected and takes office. If the appropriate governing authority fails to fill the vacancy within ten days, the governor shall fill the vacancy. The appropriate governing authority shall, within ten days after the vacancy occurs, issue a proclamation ordering a special election to fill the vacancy and shall specify in the proclamation, in accordance with R.S. 18:402, the dates on which the primary and general elections shall be held and, in accordance with R.S. 18:467, 467.1, and 468, the dates of the qualifying period for candidates in the special election. In selecting the dates for such special elections, the appropriate governing authority shall first choose a gubernatorial or congressional election date; if no such date is available within one year following the occurrence of the vacancy, the appropriate governing authority shall select another election date as provided for in R.S. 18:402. If the appropriate governing authority fails to issue the proclamation within ten days after the vacancy occurs, the governor shall issue the proclamation."

AMENDMENT NO. 5

On page 1, line 11, change "Section 1." to "Section 2."

AMENDMENT NO. 6

On page 6, after line 2, insert the following:

"Section 3. R.S. 13:2583(F) is hereby enacted to read as follows: §2583. Constables; election; term of office; qualifications

* * *

F. When a vacancy occurs in the office of constable or marshal and the unexpired term of the office is one year or less, the chief deputy shall assume such duties and position and shall serve for the remainder of the unexpired term. However, in those cases where there is no such person to assume the duties when the vacancy occurs, the appropriate governing authority shall within ten days, appoint a person having the qualifications of the office to assume the duties of the office for the remainder of the unexpired term. If the unexpired term exceeds one year, the chief deputy or, if no such person, the person appointed, shall assume such duties and position and shall serve until the successor is elected and takes office.

Section 4. R.S. 13:1882(B) is hereby repealed.

Section 5. If any provision of this Act or the application thereof to any person or circumstance is suspended or held invalid, such suspension or invalidity shall not affect other provisions of this Act or the application of this Act that can be given effect without the suspended or invalid provision or application, and to this end the provisions of this Act are hereby declared severable.

Respectfully submitted,

Senators:
Jay Dardenne
Noble Ellington
Lambert Boissiere

Representatives:
Jack D. Smith, Jr.
John Dirk Deville
Joseph F. Toomy

Rules Suspended

Senator Dardenne asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Dardenne, a vote was taken on the adoption of the report.

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	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

Greene	Siracusa
Total—2	

The Chair declared the Conference Committee Report was adopted. Senator Dardenne moved to reconsider the vote by which the report was adopted and laid the motion on the table.

Recess

On motion of Senator Dardenne, 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	Hines	Smith
Casanova	Hollis	Tarver
Cox	Irons	Theunissen
Cravins	Johnson	Thomas
Dardenne	Jones	Ullo
Dean	Jordan	
Total—38		

June 21, 1999

ABSENT

Syracusa
Total—1

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

Senate Business Resumed

Messages from the House

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 450:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 362:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 113:

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

Reports of Committees, Resumed

The following reports of committees were received and read:

Senator Casanova in the Chair

**CONFERENCE COMMITTEE REPORT
House Bill No. 67 By Representative Hunter**

June 18, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 67 by Representative Hunter, recommend the following concerning the reengrossed bill:

1. That the Legislative Bureau amendments proposed by the Legislative Bureau and adopted by the Senate on June 9, 1999 be rejected.
2. That Senate Committee amendments Nos. 1 through 12 proposed by the Senate Committee on Judiciary C and adopted by the Senate on June 8, 1999 be rejected.
3. That the following amendments to the reengrossed bill be adopted.

AMENDMENT NO. 1

On page 1, line 7, change "penalty" to "penalties"

AMENDMENT NO. 2

On page 1, delete lines 8 through 10 in their entirety

AMENDMENT NO. 3

On page 2, delete lines 1 through 4 in their entirety and insert in lieu thereof the following:

"A. "Video voyeurism" is:

(1) The use of any camera, videotape, photo-optical, photo-electric, or any other image recording device for the purpose of observing, viewing, photographing, filming, or videotaping a person where that person has not consented to the observing, viewing, photographing, filming, or videotaping and it is for a lewd or lascivious purpose; or

(2) The transfer of an image obtained by activity described in Paragraph (1) of this Subsection by live or recorded telephone message, electronic mail, the Internet, or a commercial online service."

AMENDMENT NO. 4

On page 3, delete lines 4 through 22 in their entirety and insert in lieu thereof the following:

"C. The provisions of this Section shall not apply to the transference of such images by a telephone company, cable television company, or any of its affiliates, an Internet provider, or commercial online service provider, or to the carrying, broadcasting, or performing of related activities in providing telephone, cable television, Internet, or commercial online services."

Respectfully submitted,

Representatives:
Willie Hunter, Jr
Stephen J. Windhorst
Michael A. Walsworth

Senators:
J. Lomax "Max" Jordan
Robert J. Barham

Rules Suspended

Senator Barham asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report.

Motion

Senator Barham moved that the Conference Committee Report be adopt.

Senator Landry moved as a substitute motion that the Conference Committee Report be recommitted to the Conference Committee.

Senator Barham objected.

Rules Suspended

Senator Bajoie asked for a suspension of the rules for the purpose of invoking 2 minute cloture.

Senator Landry objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Dyess	Lentini
Bean	Ellington	Malone
Boissiere	Greene	Romero
Cain	Hollis	Schedler
Casanova	Irons	Tarver
Cox	Johnson	Theunissen
Cravins	Jones	Ullo
Dardenne	Lambert	
Total—23		

NAYS

Branch	Hines	Robichaux
Dean	Jordan	Smith
Hainkel	Landry	
Total—8		

ABSENT

Mr. President	Fields C	Siracusa
Barham	Fields W	Thomas
Campbell	Heitmeier	
Total—8		

The Chair declared the rules were suspended and 2 minute cloture was invoked.

Motion

Senator Jones moved the previous question on the motion to recommit the Conference Committee Report.

Senator Jordan objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Dyess	Lentini
Barham	Ellington	Malone
Bean	Fields C	Robichaux

Boissiere	Greene	Romero
Branch	Hainkel	Schedler
Cain	Heitmeier	Smith
Cox	Hollis	Tarver
Cravins	Johnson	Theunissen
Dardenne	Jones	Ullo
Dean	Lambert	
Total—29		

NAYS

Mr. President	Hines	Landry
Casanova	Jordan	
Total—5		

ABSENT

Campbell	Irons	Thomas
Fields W	Siracusa	
Total—5		

The Chair declared the previous question was called on the motion to recommit the Conference Committee Report.

ROLL CALL

The roll was called on the substitute motion with the following result:

YEAS

Boissiere	Cravins	Robichaux
Cain	Dyess	Romero
Campbell	Jordan	
Cox	Landry	
Total—10		

NAYS

Mr. President	Greene	Lentini
Bajoie	Hainkel	Malone
Barham	Heitmeier	Schedler
Bean	Hines	Smith
Branch	Hollis	Tarver
Casanova	Irons	Theunissen
Dardenne	Johnson	Thomas
Dean	Jones	Ullo
Ellington	Lambert	
Total—26		

ABSENT

Fields C	Fields W	Siracusa
Total—3		

The Chair declared the Senate refused to recommit the bill to the Conference Committee.

ROLL CALL

The roll was called on the original motion to adopt the Conference Committee Report with the following result:

YEAS

Mr. President	Dyess	Lambert
Bajoie	Ellington	Lentini
Barham	Fields C	Malone
Bean	Greene	Romero
Boissiere	Hainkel	Schedler
Branch	Heitmeier	Smith
Cain	Hollis	Tarver
Casanova	Irons	Theunissen
Cravins	Johnson	Thomas

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Dardenne Dean Total—32	Jones Jordan	Ullo
	NAYS	
Campbell Total—3	Fields W	Landry
	ABSENT	
Cox Hines Total—4	Robichaux Siracusa	

The Chair declared the Conference Committee Report was adopted. Senator Barham moved to reconsider the vote by which the report was adopted and laid the motion on the table.

**CONFERENCE COMMITTEE REPORT
House Bill No. 640 By Representatives Downer, et al.**

June 21, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 640 by Representatives Downer, et al., recommend the following concerning the re-reengrossed bill:

1. That the Senate Committee Amendments proposed by the Senate Committee on Finance and adopted by the Senate on June 11, 1999, be rejected.
2. That the Senate Floor Amendment proposed by Senator Hines which added language on page 5, between lines 20 and 21 of Senate Floor Amendment No. 3 proposed by Senator Ewing and adopted by the Senate on June 15, 1999, be rejected.
3. That the Senate Floor Amendment proposed by Senator Schedler and adopted by the Senate on June 15, 1999, be rejected.
4. That the Senate Floor Amendment proposed by Senator Cox and adopted by the Senate on June 15, 1999, be rejected.
5. That the Senate Floor Amendment proposed by Senator Hines, which amendment affected Senate Floor Amendment No. 3 proposed by Senator Ewing by changing and adding language on page 4, line 49, and adopted by the Senate on June 15, 1999, be rejected.
6. That the Senate Floor Amendment proposed by Senator Ellington and adopted by the Senate on June 15, 1999, be rejected.
7. That the set of Senate Floor Amendments proposed by Senator Ewing and adopted by the Senate on June 15, 1999, be rejected.
8. That the following amendments to the re-reengrossed bill be adopted:

AMENDMENT NO. 1
On page 1, line 2, change "Section 10.8" to "Sections 10.8, 10.9, and 10.10"

AMENDMENT NO. 2
On page 1, line 3, after "create the" delete the remainder of the line, delete lines 4 through 6 in their entirety and insert in lieu thereof the following:

"Millennium Trust and the Louisiana Fund in the state treasury; to create the Health Excellence Fund, the Education Excellence Fund, and the TOPS Fund within the Millennium Trust; to provide for deposit of monies into the Millennium Trust and the credit of monies to the funds within the trust; to provide for deposit and credit of monies in the Louisiana Fund; to provide for investment and uses of monies in the Trust and in the funds; to create the Millennium Leverage Fund in the state treasury, and to provide for deposit, use, and investment of monies in the fund; to provide for the issuance of revenue bonds and the security for the payment of such bonds; to provide for the expenditure of the proceeds of such bonds; to authorize use of certain funds for security for such bonds; to provide for submission of the proposed"

AMENDMENT NO. 3
On page 2, line 1, change "Section 10.8" to "Sections 10.8, 10.9, and 10.10"

AMENDMENT NO. 4
On page 2, line 3, after "10.8." delete the remainder of the line and insert "Millennium Trust"

AMENDMENT NO. 5
On page 2, delete lines 4 and 5 in their entirety and insert the following:

"Section 10.8. Millennium Trust"

AMENDMENT NO. 6
On page 2, delete line 8 in its entirety and at the beginning of line 9, delete "TOPS Trust" and insert in lieu thereof "permanent trust the Millennium Trust"

AMENDMENT NO. 7
On page 2, at the end of line 11, change "TOPS Trust" to "Millennium Trust"

AMENDMENT NO. 8
On page 2, at the beginning of line 12, delete "a portion of all" and insert "certain"

AMENDMENT NO. 9
On page 2, line 19, after "income" and before "and" delete "on investment of" and after "gains on investment" insert "of the"

AMENDMENT NO. 10
On page 2, line 20, change "TOPS" to "Millennium"

AMENDMENT NO. 11
On page 2, line 21, change "TOPS" to "Millennium"

AMENDMENT NO. 12
On page 2, delete lines 23 through 26, delete pages 3 through 5, and on page 6, delete lines 1 through 23, all in their entirety and insert in lieu thereof the following:

- (a) Fiscal Year 2000-2001, forty-five percent of the total monies received that year.
- (b) Fiscal Year 2001-2002, sixty percent of the total monies received that year.
- (c) Fiscal Year 2002-2003 and each fiscal year thereafter, seventy-five percent of the total monies received that year.
- (d) For Fiscal Year 2000-2001, Fiscal Year 2001-2002, and Fiscal Year 2002-2003, ten percent of the total monies received in each of those years for credit to the Education Excellence Fund which, notwithstanding the provisions of Paragraph (C)(1) of this Section, shall be appropriated for the purposes provided in Subsubparagraph (d) of Subparagraph (3) of Paragraph (C) of this Section.
- (2) The Health Excellence Fund shall be established as a special fund within the Millennium Trust. The treasurer shall

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credit to the Health Excellence Fund one-third of the Settlement Agreement proceeds deposited each year into the Millennium Trust, and one-third of all investment earnings on the investment of the Millennium Trust. The treasurer shall report annually to the legislature as to the amount of Millennium Trust investment earnings credited to the Health Excellence Fund.

(3) The Education Excellence Fund shall be established as a special fund within the Millennium Trust. The treasurer shall credit to the Education Excellence Fund one-third of the Settlement Agreement proceeds deposited each year into the Millennium Trust, and one-third of all investment earnings on the investment of the Millennium Trust. The treasurer shall report annually to the legislature and the state superintendent of education as to the amount of Millennium Trust investment earnings credited to the Education Excellence Fund.

(4) The TOPS Fund shall be established as a special fund within the Millennium Trust. The treasurer shall deposit in and credit to the TOPS Fund one-third of the Settlement Agreement proceeds deposited into the Millennium Trust, and one-third of all investment earnings on the investment of the Millennium Trust. The treasurer shall report annually to the legislature as to the amount of Millennium Trust investment earnings credited to the TOPS Fund.

(5) The amount of Settlement Agreement revenues deposited in the Millennium Trust and credited to the respective funds may be increased and the amount of such revenues deposited into the Louisiana Fund may be decreased by a specific legislative instrument which receives a favorable vote of two-thirds of the elected members of each house of the legislature.

(B) Investment. Monies credited to the Millennium Trust pursuant to Paragraph (A) of this Section shall be invested by the treasurer with the same authority and subject to the same restrictions as the Louisiana Education Quality Trust Fund. However, the portion of monies in the Millennium Trust which may be invested in stock may be increased to no more than fifty percent by a specific legislative instrument which receives a favorable vote of two-thirds of the elected members of each house of the legislature. The legislature shall provide for procedures for the investment of such monies by law. The treasurer may contract, subject to the approval of the State Bond Commission, for the management of such investments and, if a contract is entered into, amounts necessary to pay the costs of the contract shall be appropriated from the Millennium Trust.

(C) Appropriations. (1) Appropriations from the Health Excellence Fund, Education Excellence Fund, and TOPS Fund shall be limited to an annual amount not to exceed the estimated aggregate annual earnings from interest, dividends, and realized capital gains on investment of the trust as recognized by the Revenue Estimating Conference. Amounts determined to be available for appropriation shall be those aggregate investment earnings which are in excess of an inflation factor as determined by the Revenue Estimating Conference. The amount of realized capital gains on investment which may be included in the aggregate earnings available for appropriation in any year shall not exceed the aggregate of earnings from interest and dividends for that year.

(2) Appropriations from the Health Excellence Fund shall be restricted to the following purposes:

(a) Initiatives to ensure the optimal development of Louisiana's children through the provision of appropriate health care, including children's health insurance, services provided by school-based health clinics, rural health clinics, and primary care clinics, and early childhood intervention programs targeting children from birth through age four including programs to reduce infant mortality.

(b) Initiatives to benefit the citizens of Louisiana with respect to health care through pursuit of innovation in advanced health care sciences, and the provision of comprehensive chronic disease management services.

(c) Each appropriation from the Health Excellence Fund shall include performance expectations to ensure accountability in the expenditure of such monies.

(3) Appropriations from the Education Excellence Fund shall be limited as follows:

(a) Fifteen percent of monies available for appropriation in any fiscal year from the Education Excellence Fund shall be appropriated to the state superintendent of education for distribution on behalf of all children attending private elementary and secondary schools that have been approved by the State Board of Elementary and Secondary Education, both academically and as required for such school to receive money from the state.

(b) Appropriations shall be made each year to the Louisiana School for the Deaf, the Louisiana School for the Visually Impaired, the Louisiana Special Education Center in Alexandria, the Louisiana School for Math, Science, and the Arts, the New Orleans Center for Creative Arts and the Louis Armstrong High School for the Arts, after such schools are operational, to provide for a payment to each school of seventy-five thousand dollars plus an allocation for each pupil equal to the average statewide per pupil amount provided each city, parish, and local school system pursuant to Subsubparagraphs (d) and (e) of this Subparagraph.

(c) Appropriations may be made for independent public schools which have been approved by the State Board of Elementary and Secondary Education or any city, parish, or other local school system and for alternative schools and programs which are authorized and approved by the State Board of Elementary and Secondary Education but are not subject to the jurisdiction and management of any city, parish, or local school system, to provide for an allocation for each pupil, which shall be the average statewide per pupil amount provided in each city, parish, or local school system pursuant to Subsubparagraphs (d) and (e) of this Subparagraph.

(d) Beginning Fiscal Year 2000-2001 and for each fiscal year through the end of Fiscal Year 2006-2007, of the monies available for appropriation after providing for the purposes enumerated in Subsubparagraphs (a), (b), and (c) of this Subparagraph, the following appropriations shall be made to the state superintendent of education for distribution as follows:

(i) Thirty percent of the funds available to be divided equally among each city, parish, and other local school system.

(ii) Seventy percent of the funds available to be divided among each city, parish and other local school system in amounts which are proportionate to each school's share of the total state share of the Minimum Foundation Program appropriation as contained in the most recent Minimum Foundation Program budget letter approved by the State Board of Elementary and Secondary Education.

(e) Beginning Fiscal Year 2007-2008 and for each fiscal year thereafter, of the monies available for appropriation after providing for the purposes enumerated in Subsubparagraphs (a), (b), and (c) of this Subparagraph, one hundred percent of the monies available for appropriation in any fiscal year shall be appropriated for each city, parish, and other local school system on a pro-rata basis which is based on the ratio of the student population of that school or school system to that of the total state student population as contained in the most recent Minimum Foundation Program.

(f) Monies appropriated pursuant to this Subparagraph shall be restricted to expenditure for pre-kindergarten through twelfth grade instructional enhancement for students, including early childhood education programs focused on enhancing the preparation of at-risk children for school, remedial instruction and assistance to children who fail to achieve the required scores on any tests passage of which are required pursuant to state law or rule for advancement to a succeeding grade or other educational programs approved by the legislature. Expenditures for maintenance or renovation of buildings, capital improvements, and increases in employee salaries are prohibited. The state superintendent of education shall be responsible for allocating all money due private schools.

(g) Each recipient school or school system shall annually prepare and submit to the state Department of Education, hereinafter the "department", a prioritized plan for expenditure of funds it expects to receive in the coming year from the Education Excellence Fund. The plan shall include performance expectations to ensure accountability in the expenditure of such monies. The department shall review such plans for compliance with the requirements of this Subparagraph and to assure that the expenditure plans will support excellence in educational practice. No funds may be distributed to any school or school system until its plan has received both legislative and departmental approval as provided by law.

(h) No amount appropriated as required in this Paragraph shall displace, replace, or supplant appropriations from the general fund for elementary and secondary education, including implementing the Minimum Foundation Program. This Subsubparagraph shall mean that no appropriation for any fiscal year from the Education Excellence Fund shall be made for any purpose for which a general fund appropriation was made in the previous year unless the total appropriations for the fiscal year from the state general fund for such purpose exceed general fund appropriations of the previous year. Nor shall any money allocated to a city or parish school board pursuant to this Paragraph displace, replace, or supplant locally generated revenue, which means that no allocation to any city or parish school board from the investment earnings attributable to the Education Excellence Fund shall be expended for any purpose for which a local revenue source was expended for that purpose for the previous year unless the total of the local revenue amount expended that fiscal year exceeds the total of such local revenue amounts for the previous fiscal year.

(i) The treasurer shall maintain within the state treasury a record of the amounts appropriated and credited for each entity through appropriations authorized in this Subparagraph and which remain in the state treasury. Notwithstanding any other provisions of this constitution to the contrary, such amounts, and investment earnings attributable to such amounts, shall remain to the credit of each recipient entity at the close of each fiscal year.

(4) Appropriations from the TOPS Fund shall be restricted to support of state programs for financial assistance for students attending Louisiana institutions of postsecondary education.

§10.9. Louisiana Fund

Section 10.9. Louisiana Fund

A. The Louisiana Fund is established in the state treasury as a special fund. After allocation of money to the Bond Security and Redemption Fund as provided in Article VII, Section 9(B) of this constitution, the treasurer shall deposit in and credit to the Louisiana Fund all remaining monies received as a result of the Settlement Agreement after deposits into the Millennium Trust as provided in Section 10.8 of this Article, and all interest income on the investment of monies in the Louisiana Fund. Monies in the Louisiana Fund shall be invested by the treasurer in the same manner as the state general fund.

B. Appropriations from the Louisiana Fund shall be restricted to the following purposes:

(1) Initiatives to ensure the optimal development of Louisiana's children through enhancement of educational opportunities and the provision of appropriate health care, which shall include but not be limited to:

(a) Early childhood intervention programs targeting children from birth through age four, including programs to reduce infant mortality.

(b) Support of state programs for children's health insurance.

(c) School-based health clinics, rural health clinics, and primary care clinics.

(2) Initiatives to benefit the citizens of Louisiana with respect to health care through pursuit of innovation in advanced health care sciences, provision of comprehensive chronic disease management services, and expenditures for capital improvements for state health care facilities.

(3) Provision of direct health care services for tobacco-related illnesses.

(4) Initiatives to diminish tobacco-related injury and death to Louisiana's citizens through educational efforts, cessation assistance services, promotion of a tobacco-free lifestyle, and enforcement of the requirements of the Settlement Agreement by the attorney general.

C. Each appropriation from the Louisiana Fund shall include performance expectations to ensure accountability in the expenditure of such monies. Any unexpended and unencumbered monies in each fund at the end of a fiscal year shall remain in the respective fund.

§10.10. Millennium Leverage Fund

A. Millennium Leverage Fund. Notwithstanding the provision of Article VII, Sections 10.8 and 10.9 of this constitution, the legislature may provide, by passage of a specific legislative instrument by a favorable vote of two-thirds of the elected members of each house of the legislature, for the deposit of all or a portion of monies received by the state as a result of the Master Settlement Agreement, hereinafter the "Settlement Agreement", executed November 23, 1998, and approved by Consent Decree and Final Judgment entered in the case "Richard P. Ieyoub, Attorney General, ex rel. State of Louisiana v. Philip Morris, Incorporated, et al.", bearing Number 98-6473 on the docket of the Fourteenth Judicial District for the parish of Calcasieu, state of Louisiana; after satisfying the requirements of Article VII, Section 9(B) of this constitution, into the Millennium Leverage Fund which is hereby established as a special permanent trust fund in the state treasury. The Millennium Leverage Fund shall hereinafter be referred to as the "Leverage Fund".

B. Investment. Monies deposited in the Leverage Fund shall be invested and administered by the treasurer. Notwithstanding any provision of this constitution to the contrary, a portion of the monies in the Leverage Fund, not to exceed fifty percent, may be invested in stock. The legislature shall provide for the procedure for the investment of such monies by law. The treasurer shall contract, subject to approval of the State Bond Commission, for the management of such investments. The monies in the Leverage Fund shall be available for appropriation to pay expenses incurred in the investment and management of monies in the fund.

C. Revenue Bonds. The State Bond Commission, or its successor, may issue and sell bonds, notes, or other obligations, hereinafter the "bonds" secured by a pledge of a portion of the monies received by the state as a result of the Settlement Agreement which are otherwise to be deposited in the Leverage Fund as provided in this Section. Such bonds may be issued only in amounts authorized by the legislature by two-thirds of the elected members of each house of the legislature. If settlement revenues are pledged to secure any revenue bonds issued pursuant to this Section, any portion thereof needed to pay principal, interest, or premium, if any, and other obligations incident to the issuance, security, prepayment, defeasance, and payment in respect thereof may be expended by the treasurer without the need for an appropriation, provided that the prepayment or defeasance has been approved by the legislature. Bonds so issued may also be further secured by a collateralization of all or a portion of monies in the Leverage Fund. If bonds are issued subject to such a collateralization, the treasurer may pay from the Leverage Fund any principal, interest, or premium, if any, and other obligations incident to the issuance, security, prepayment, defeasance, and payment in respect thereof without the need for an appropriation, provided that the prepayment or defeasance has been approved by the legislature. The net proceeds of any bonds issued pursuant to this Section shall be deposited in and credited to the Leverage Fund. Any revenue bonds issued under authority of this Section shall not be general obligation bonds secured by the full faith and credit of the state.

D. Appropriations. (1) The legislature may annually appropriate the bond proceeds credited to the Leverage Fund and all earnings, income, and realized capital gains on investment of monies in the Leverage Fund as recognized as available for appropriation in the official forecast of the Revenue Estimating Conference. The Revenue Estimating Conference shall include in

its forecast of monies available for appropriation only that amount of earnings, income, and realized capital gains which are in excess of inflation as determined by the conference.

(2) Appropriations may be made only for the following purposes:

(a) Twenty-five percent shall be available for appropriation for the purposes as provided in the TOPS Fund.

(b) Twenty-five percent shall be available for appropriation for the purposes as provided in the Health Excellence Fund.

(c) Twenty-five percent shall be available for appropriation as provided in the Education Excellence Fund.

(d) Twenty-five percent shall be available for appropriation as provided in the Louisiana Fund.

(e) The amounts available for appropriation for each of the purposes contained in Subparagraphs (a) through (c) of this Paragraph may be increased, and the amount available for appropriation for the purposes of Subparagraph (d) may be decreased by a specific legislative instrument which receives a favorable vote of two-thirds of the elected members of each house of the legislature.

E. Termination. The legislature may, by passage of a specific legislative instrument by a favorable vote of two-thirds of the elected members of each house of the legislature, provide for the termination of deposits to the Leverage Fund. Any such termination shall be made in such a manner so as to not impair the obligation, validity, or security of any bonds issued under the authority of this Section. Upon termination, the amount of any settlement revenues over and above the amount pledged for security of any bonds issued pursuant to the authority granted in this Section, shall be deposited in and credited as provided in Article VII, Section 10.8 and 10.9 of this constitution.

AMENDMENT NO. 13

On page 7, delete lines 8 through 26 in their entirety and delete page 8 in its entirety and insert in lieu thereof the following:

"To establish the Millennium Trust and the Louisiana Fund in the state treasury; to provide that the source of monies deposited into the Millennium Trust and the Louisiana Fund shall be monies received under the Master Settlement Agreement approved by Consent Decree in the case "Richard P. Ieyoub v. Philip Morris, Incorporated, et al." (Tobacco Settlement); to provide that such settlement proceeds shall be deposited into the Millennium Trust as follows: in Fiscal Year 2000-2001, forty-five percent of the total proceeds, in Fiscal Year 2001-2002, sixty percent of the total proceeds, in Fiscal Year 2002-2003 and thereafter, seventy-five percent of the total proceeds; in Fiscal Years 2000-2001 through 2002-2003; to provide that an additional ten percent of each year's total proceeds shall be deposited for credit to the Education Excellence Fund for appropriation to public elementary and secondary schools; to provide for deposit of the remaining settlement proceeds into the Louisiana Fund; to allow for increase of the amount deposited in the Millennium Trust by specific legislative instrument enacted by a two-thirds vote of the legislature; to establish the Health Excellence Fund, the Education Excellence Fund, and the TOPS Fund as special funds within the Millennium Trust; to provide for investment of monies in the Millennium Trust and to authorize investment of no more than thirty-five percent of such monies in stock, provided such authorization may be increased to no more than fifty percent if authorized by a two-thirds vote of each house of the legislature; to provide that all dividends, interest earnings, and realized capital gains from investment of the Millennium Trust be credited one-third each to the Health Excellence Fund, the Education Excellence Fund, and the TOPS Fund; to authorize appropriation of monies from the Millennium Trust for expenses related to investment of the Trust; to authorize appropriation of monies from the Health Excellence Fund, not to exceed one-third of the annual earnings on investment of the Millennium Trust, for the purpose of initiatives for health care for children, innovations in health care sciences, and provision of disease management services; to

authorize appropriation of monies from the Education Excellence Fund, not to exceed one-third of the annual earnings on investment of the Millennium Trust, for support of public and private elementary and secondary schools, particularly for activities which ensure educational excellence; to limit appropriations to such schools for the purposes of pre-kindergarten through twelfth grade instructional activities; to require each recipient school or school system to develop a plan for expenditure of such monies to include performance expectations, which plan shall require both legislative approval and approval by the Department of Education, and to allow retention of unspent balances in the treasury of certain recipient entities; to authorize appropriation of monies from the TOPS Fund, not to exceed one-third of the annual earnings on investment of the Millennium Trust, for state programs for tuition assistance to students of Louisiana institutions of postsecondary education; to authorize appropriation of monies from the Louisiana Fund for initiatives for education and health care for children, for health care services research, disease management services, health care for tobacco-related illness, capital improvements of state health care facilities, and for activities associated with reduction of tobacco-related injury and death; to require reporting of performance expectations associated with expenditure of monies appropriated from the Louisiana Fund; to create the Millennium Leverage Fund (Leverage Fund) in the state treasury; to authorize, pursuant to a two-thirds vote by each house of the legislature on a specific legislative instrument, the deposit of all or a portion of the settlement revenues into the Leverage Fund; to provide for investment of monies in the Leverage Fund, including up to 50% in stocks; to provide for the issuance of revenue bonds secured by monies in the Leverage Fund in amounts authorized by two-thirds vote of each house of the legislature; to prohibit issuing from the Leverage Fund general obligation bonds pledging the full faith and credit of the state; to authorize appropriation of such bond proceeds and any investment earnings recognized in the official forecast as in excess of inflation for the following purposes: 25% for the purposes of the TOPS Fund, 25% for purposes of the Health Excellence Fund, 25% for the purposes of the Education Excellence Fund, and 25% for the purposes of the Louisiana Fund; to authorize increasing the appropriations to the TOPS, Health Excellence, and Education Excellence Funds and decreasing the appropriation for the purposes of the Louisiana Fund, but only pursuant to a two-thirds vote of each house of the legislature on a specific legislative instrument; to provide for terminating the deposit of settlement monies into the Leverage Fund only pursuant to a two-thirds vote of each house of the legislature on a specific legislative instrument; and to provide that any such termination be performed in such a manner as not to impair the validity or security of such bonds issued from the Leverage Fund. (Effective July 1, 2000) (Adds Article VII, Sections 10.8, 10.9, and 10.10)"

Respectfully submitted,

Representatives:
Hunt Downer
Jerry Luke LeBlanc
Charles DeWitt

Senators:
Randy Ewing
John J. Hainkel, Jr.
Foster Campbell

Rules Suspended

Senator Ewing asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report.

Motion

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

Senator Landry objected.

June 21, 1999

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Ellington	Lentini
Bean	Hainkel	Romero
Boissiere	Heitmeier	Schedler
Branch	Hines	Smith
Cain	Hollis	Tarver
Cox	Johnson	Theunissen
Cravins	Jones	Thomas
Dyess	Lambert	
Total—23		

NAYS

Campbell	Fields C	Malone
Casanova	Fields W	Robichaux
Dardenne	Greene	Ullo
Dean	Landry	
Total—11		

ABSENT

Mr. President	Irons	Siracusa
Barham	Jordan	
Total—5		

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

On motion of Senator Ewing, a vote was taken on the adoption of the report.

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

NAYS

Dean	Greene	Jordan
Total—3		

ABSENT

Siracusa
Total—1

The Chair declared the Conference Committee Report was adopted. Senator Ewing moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT
House Bill No. 1547 By Representatives Downer, et al

June 21, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1547 by Representatives Downer, et al, recommend the following concerning the reengrossed bill:

1. That the Senate Floor Amendments proposed by Senator Ewing and adopted by the Senate on June 15, 1999 be rejected.
2. That the following amendments to the reengrossed bill be adopted.

AMENDMENT NO. 1

On page 1, line 4, delete "and 98.2" and insert "through 98.5"

AMENDMENT NO. 2

On page 1, line 4, change "R.S. 46:977" to "R.S. 39:98.6 and R.S. 46:977"

AMENDMENT NO. 3

On page 1, at the end of line 5, delete "TOPS" and delete line 6 in its entirety and at the beginning of line 7 delete "treasury funds;" and insert: "Millennium Trust, Louisiana Fund, and the Millennium Leverage Fund within the state treasury; to create the Health Excellence Fund, the Education Excellence Fund, and the TOPS Fund within the Millennium Trust;"

AMENDMENT NO. 4

On page 2, at the end of line 2 delete "and" and at the beginning of line 3 delete "98.2" and insert "through 98.5"

AMENDMENT NO. 5

On page 2, line 5, after "98.1." delete the remainder of the line and insert "Creation of Funds"

AMENDMENT NO. 6

On page 2, line 7 after "fund the" delete the remainder of the line and at the beginning of line 7, delete "the TOPS Trust" and insert "Millennium Trust"

AMENDMENT NO. 7

On page 2, at the beginning of line 11, change "TOPS" to "Millennium" and between "Trust" and "monies" delete "a portion of" and insert "certain"

AMENDMENT NO. 8

On page 2, line 19, change "TOPS" to "Millennium"

AMENDMENT NO. 9

On page 2, line 20, change "TOPS" to "Millennium"

AMENDMENT NO. 10

On page 2, line 22, change "fifteen" to "forty-five"

AMENDMENT NO. 11

On page 2, line 24, change "twenty" to "sixty"

AMENDMENT NO. 12

Delete page 3 in its entirety and on page 4, delete lines 1 through 3 in their entirety and insert in lieu thereof the following:

"(3) Fiscal Year 2002-2003 and each fiscal year thereafter, seventy-five percent of the total monies received that year.

(4) For Fiscal Year 2000-2001, Fiscal Year 2001-2002, and Fiscal Year 2002-2003, ten percent of the total monies received in each of those years for credit to the Education Excellence Fund which,

notwithstanding the provisions of R.S. 39:98.3(A), shall be appropriated for the purposes provided in R.S. 39:98.3(C)(4).

B. The Health Excellence Fund shall be established as a special fund within the Millennium Trust. The treasurer shall credit to the Health Excellence Fund one-third of the Settlement Agreement proceeds deposited each year into the Millennium Trust and one-third of all dividend and interest income and all realized capital gains on investment of monies in the Millennium Trust.

C. The Education Excellence Fund shall be established in the state treasury as a special fund within the Millennium Trust. The treasurer shall credit to the Education Excellence Fund one-third of the Settlement Agreement proceeds deposited into the Millennium Trust and one-third of all dividend and interest income and all realized capital gains on investment of monies in the Millennium Trust.

D. The TOPS Fund shall be established in the state treasury as a special fund within the Millennium Trust. The treasurer shall credit to the TOPS Fund one-third of the Settlement Agreement proceeds deposited into the Millennium Trust and one-third of all dividend and interest income and all realized capital gains on investment of monies in the Millennium Trust.

§98.2. Investment of Millennium Trust

A. The treasurer is authorized and directed to invest monies in the Millennium Trust which are available for investment in the following investments:"

AMENDMENT NO. 13

On page 4, at the beginning of line 4, change "(a)" to "(1)"

AMENDMENT NO. 14

On page 4, at the beginning of line 16, change "(b)" to "(2)"

AMENDMENT NO. 15

On page 4, at the beginning of line 19, change "(c)" to "(3)"

AMENDMENT NO. 16

On page 5, at the beginning of line 1, change "(d)" to "(4)"

AMENDMENT NO. 17

On page 5, at the beginning of line 7, change "(e)" to "(5)"

AMENDMENT NO. 18

On page 5, line 11, after "exceed" and before "percent" change "fifty" to "thirty-five"

AMENDMENT NO. 19

On page 5, line 12, after "treasurer in the" delete the remainder of the line and insert:

"Millennium Trust. However, the portion of monies in the Millennium Trust which may be invested in stock may be increased to no more than fifty percent by a specific legislative instrument which receives a favorably vote of two-thirds of the elected member of each house of the legislature. Any"

AMENDMENT NO. 20

On page 5, at the beginning of line 22, change "(f)" to "(6)"

AMENDMENT NO. 21

On page 6, at the beginning of line 1, change "(2)" to "(B)" and change "Subsection" to "Section"

AMENDMENT NO. 22

On page 6, at the beginning of line 5, change "(3)" to "C." and on line 6 change "Subsection" to "Section"

AMENDMENT NO. 23

On page 6, line 15, change "(4)" to "D."

AMENDMENT NO. 24

On page 6, line 17, change "Paragraph" to "Subsection"

AMENDMENT NO. 25

On page 6, at the beginning of line 18, change "(a)" to "(1)"

AMENDMENT NO. 26

On page 6, at the beginning of line 21, change "(b)" to "(2)"

AMENDMENT NO. 27

On page 6, at the beginning of line 25, change "(5)" to "E."

AMENDMENT NO. 28

On page 6, line 26, delete "TOPS Trust and"

AMENDMENT NO. 29

Delete pages 7 and 8 in their entirety and insert in lieu thereof the following:

"Millennium Trust to the Joint Legislative Committee on the Budget and the commissioner of administration for their review. With respect to the Education Excellence Fund, the report shall also be provided to the state superintendent of education.

§98.3. Appropriations from the Health Excellence Fund, the Education Excellence Fund, and the TOPS Fund

A. Appropriations from the Health Excellence Fund, the Education Excellence Fund and the TOPS Fund shall be limited to an annual amount not to exceed the estimated aggregate annual earnings from interest, dividends, and realized capital gains on investment of the Millennium Trust as recognized by the Revenue Estimating Conference. Amounts determined to be available for appropriation shall be those in excess of an inflation factor as determined by the Revenue Estimating Conference. The amount of realized capital gains on investment which may be included in the aggregate earnings available for appropriation from the Millennium Trust in any fiscal year shall not exceed the aggregate of earnings from interest and dividends for that year. Appropriations from the Health Excellence Fund, the Education Excellence Fund, and the TOPS Fund shall include performance expectations to ensure accountability in the expenditure of such monies.

B. Appropriations from the Health Excellence Fund shall be restricted to the following purposes:

(1) Initiatives to ensure the optimal development of Louisiana's children through:

(a) Provision of appropriate health care through the Children's Health Insurance Program established by R.S. 46:976.

(b) Services provided by school-based health clinics, rural health clinics, and primary care clinics.

(c) Early childhood intervention programs targeting children from birth through age four, including programs to reduce infant mortality.

(2) A program of research grants and projects that encourage the pursuit of innovation in advanced health care sciences; such program shall support clinical and laboratory research efforts based in Louisiana universities, as well as institutions represented in the membership of the Medical Education Commission as provided in R.S. 17:1519.8, and shall fund grants for both basic and applied research in advanced health care sciences; such program shall encourage institutional commitment and leveraging of state monies to secure private and federal funds and shall be administered by the Board of Regents through an objective, competitive process subject to peer review. The Board of Regents shall annually submit to the legislature and the governor, not less than forty-five days prior to the beginning of each regular session of the legislature, a proposed program and budget for the expenditure of the funds appropriated to the Board of Regents for these purposes.

(3) Provision of comprehensive chronic disease management services, including outpatient pharmacy for indigent and needy citizens of Louisiana, by the facilities of the Louisiana State University Medical Center, including but not limited to the Health Care Services Division.

C. Appropriations from the Education Excellence Fund shall be restricted as follows:

(1) Fifteen percent of monies available for appropriation in any fiscal year from the Education Excellence Fund shall be appropriated to the state superintendent of education for distribution on behalf of all children attending private elementary and secondary schools that have been approved by the State Board of Elementary and Secondary

June 21, 1999

Education, both academically and as required for such school to received money from the state.

(2) Appropriations shall be made each year to the Louisiana School for the Deaf, the Louisiana School for the Visually Impaired, the Louisiana Special Education Center in Alexandria, the Louisiana School for Math, Science, and the Arts, the New Orleans Center for Creative Arts and the Louis Armstrong High School for the Arts, after such schools are operational, to provide for a payment to each school of seventy-five thousand dollars plus an allocation for each pupil equal to the average statewide per pupil amount provided each city, parish, and local school system pursuant to Paragraphs (4) and (5) of this Subsection.

(3) Appropriations may be made for independent public schools which have been approved by the State Board of Elementary and Secondary Education or any city, parish, or other local school system, and alternative schools and programs which are authorized and approved by the State Board of Elementary and Secondary Education and are not subject to the jurisdiction and management of any city, parish, or local school systems to provide for an allocation for each pupil, which shall be the average statewide per pupil amount provided in each city, parish, or local school system pursuant to Paragraphs (4) and (5) of this Subsection.

(4) Beginning Fiscal Year 2000-2001 and for each fiscal year through the end of Fiscal Year 2006-2007, of the monies available for appropriation after providing for the purposes enumerated in Paragraphs (1), (2), and (3) of this Subsection, the following appropriations shall be made to the state superintendent of education for distribution as follows:

(a) Thirty percent of the funds available to be divided equally among each city, parish and other local school system.

(b) Seventy percent of the funds available to be divided among each city, parish, and other local school system in amounts which are proportionate to each school's share of the total state share of the Minimum Foundation Program appropriation as contained in the most recent Minimum Foundation Program budget letter approved by the State Board of Elementary and Secondary Education.

(5) Beginning Fiscal Year 2007-2008 and for each year thereafter, one hundred percent of the monies available for appropriation in any fiscal year from the Education Excellence Fund shall be distributed to each city, parish, or other local school system, to be apportioned to the recipient entities on a pro-rata basis which is based on the ratio of the student population of that school or school system to that of the total state student population.

(6) Monies appropriated pursuant to this Subsection shall be restricted to expenditure for prekindergarten through twelfth grade instructional enhancement for students, including early childhood education programs focused on enhancing the preparation of at-risk children for school, remedial instruction and assistance to children who fail to achieve the required scores on any tests passage of which are required pursuant to state law or rule for advancement to a succeeding grade, or other educational programs approved by the legislature. Expenditures for maintenance or renovation of buildings, capital improvements, and increases in employee salaries are prohibited. The state superintendent of education shall be responsible for receiving and allocating all money due private schools.

(7) Each recipient school or school system shall annually prepare and submit to the state Department of Education, hereinafter the "department", a prioritized plan for expenditure of funds it expects to receive in the coming year from the Education Excellence Fund. The plan shall include performance expectations to ensure accountability in the expenditure of such monies. The department shall review such plans for compliance with the requirements of this Paragraph and to assure that the expenditure plans will support excellence in educational practice. No funds may be distributed to any school system until its plan has been approved by the department and by the appropriate standing committees of the legislature.

(8) No amount appropriated as required in this Subsection shall displace, replace, or supplant appropriations from the general fund for elementary and secondary education, including implementing the Minimum Foundation Program. This Paragraph shall mean that no appropriation for any fiscal year from the Education Excellence Fund shall be made for any purpose for which a general fund appropriation

was made the previous year unless the total appropriations for the fiscal year from the state general fund for such purpose exceeds general fund appropriations of the previous year. Nor shall any money allocated to a city or parish school board pursuant to this Section displace, replace, or supplant locally generated revenue, meaning that no allocation to any city or parish school board from the investment earnings attributable to the Education Excellence Fund shall be expended for any purpose for which a local revenue source was expended the previous fiscal year unless the total of the local revenue amount expended that fiscal year exceeds the total of such local revenue amounts for the previous year.

(9) The treasurer shall maintain within the state treasury a record of the amounts appropriated and credited for each entity through appropriations authorized in this Subsection and which remain in the state treasury. Notwithstanding any other provisions of this constitution to the contrary, such amounts, and investment earnings attributable to such amounts, shall remain to the credit of each recipient entity at the close of each fiscal year.

D. Appropriations from the TOPS Fund shall be restricted to support of the state's program for financial assistance for students attending Louisiana institutions of post-secondary education as established in Chapter 20-G of Title 17 of the Louisiana Revised Statutes of 1950.

E. Recommendations and requests for expenditure or funding from the Health Excellence Fund and TOPS Fund shall be made in accordance with the provisions of R.S. 39:98.4(C) through (F)."

AMENDMENT NO. 30

On page 9, at the beginning of line 1, change "98.2." to "98.4."

AMENDMENT NO. 31

On page 9, line 7, delete "TOPS Trust Fund and Health Trust Fund," and insert in lieu thereof: "Millennium Trust"

AMENDMENT NO. 32

On page 11, delete lines 1 through 15 in their entirety and insert in lieu thereof the following:

"(a) A program of research grants and projects that encourage the pursuit of innovation in advanced health care sciences; such program shall support clinical and laboratory research efforts based in Louisiana universities, as well as institutions represented in the membership of the Medical Education Commission as provided in R.S. 17:1519.8, and shall fund grants for both basic and applied research in advanced health care sciences; such program shall encourage institutional commitment and leveraging of state monies to secure private and federal funds and shall be administered by the Board of Regents through an objective, competitive process subject to peer review. The Board of Regents shall annually submit to the legislature and the governor, not less than forty-five days prior to the beginning of each regular session of the legislature, a proposed program and budget for the expenditure of the funds appropriated to the Board of Regents for these purposes."

AMENDMENT NO. 33

On page 12, delete lines 13 and 14 in their entirety

AMENDMENT NO. 34

On page 13, between lines 21 and 22, insert the following:

§98.5. Millennium Leverage Fund

A. Millennium Leverage Fund. Notwithstanding any provision of law to the contrary, the legislature may provide, by passage of a specific legislative instrument by a favorable vote of the elected members of each house of the legislature, for the deposit of all or a portion of monies received by the state as a result of the Master Settlement Agreement, hereinafter the "Settlement Agreement", executed November 23, 1998, and approved by Consent Decree and Final Judgment entered in the case "Richard P. Jeyoub, Attorney General, ex rel. State of Louisiana v. Philip Morris, Incorporated, et al.", bearing Number 98-6473 on the docket of the Fourteenth Judicial District for the parish of Calcasieu, state of Louisiana; after satisfying the requirements of Article VII, Section 9(B) of this constitution, into the Millennium Leverage Fund

which is hereby established as a special permanent trust fund in the state treasury. The Millennium Leverage Fund shall hereinafter be referred to as the "Leverage Fund".

B. Investment. Monies deposited in the Leverage Fund shall be invested and administered by the treasurer. Notwithstanding any provision of law to the contrary, a portion of the monies in the Leverage Fund, not to exceed fifty percent, may be invested in stock. The legislature shall provide for the procedure for the investment of such monies by law. The treasurer shall contract, subject to approval of the State Bond Commission, for the management of such investments. The monies in the Leverage Fund shall be available for appropriation to pay expenses incurred in the investment and management of monies in the fund.

C. Revenue Bonds. The State Bond Commission, or its successor, may issue and sell bonds, notes, or other obligations, hereinafter "bonds" secured by a pledge of a portion of the monies received by the state as a result of the Settlement Agreement which are otherwise to be deposited in the Leverage Fund as provided in this Section. Such bonds may be issued only in amounts authorized by the legislature by two-thirds of the elected members of each house of the legislature. If settlement revenues are pledged to secure any revenue bonds issued pursuant to this Section, any portion thereof needed to pay principal, interest, or premium, if any, and other obligations incident to the issuance, security, prepayment, defeasance, and payment in respect thereof may be expended by the treasurer without the need for an appropriation provided that the prepayment or defeasance has been approved by the legislature. Bonds so issued may also be further secured by a collateralization of all or a portion of monies in the Leverage Fund. If bonds are issued subject to such a collateralization, the treasurer may pay from the Leverage Fund any principal, interest, or premium, if any, and other obligations incident to the issuance, security, prepayment, defeasance, and payment in respect thereof without the need for an appropriation provided that the prepayment or defeasance has been approved by the legislature. The net proceeds of any bonds issued pursuant to this Section shall be deposited in and credited to the Leverage Fund. Any revenue bonds issued under authority of this Section shall not be general obligation bonds secured by the full faith and credit of the state.

D. Appropriations. (1) The legislature may annually appropriate the bond proceeds credited to the Leverage Fund and all earnings, income, and realized capital gains on investment of monies in the Leverage Fund as recognized as available for appropriation in the official forecast of the Revenue Estimating Conference. The Revenue Estimating Conference shall include in its forecast of monies available for appropriation only that amount of earnings, income, and realized capital gains which are in excess of inflation as determined by the conference.

(2) Appropriations may be made only for the following purposes:

(a) Twenty-five percent shall be available for appropriation for the purposes as provided in the TOPS Fund.

(b) Twenty-five percent shall be available for appropriation for the purposes as provided in the Health Excellence Fund.

(c) Twenty-five percent shall be available for appropriation as provided in the Education Excellence Fund.

(d) Twenty-five percent shall be available for appropriation as provided in the Louisiana Fund.

(e) The amounts available for appropriation for each of the purposes contained in Subparagraphs (a) through (c) of this Paragraph may be increased, and the amount available for appropriation for the purposes of Subparagraph (d) may be decreased by a specific legislative instrument which receives a favorable vote of two-thirds of the elected members of each house of the legislature.

E. Termination. The legislature may, by passage of a specific legislative instrument by a favorable vote of the elected members of each house of the legislature, provide for the termination of deposits to the Leverage Fund. Any such termination shall be made in such a manner so as to not impair the obligation, validity, or security of any bonds issued under the authority of this Section. Upon termination, the amount of any settlement revenues over and above the amount pledged for security of any bonds issued pursuant to the authority granted in this

Section, shall be deposited in and credited as provided in Article VII, Section 10.7 and 10.8."

AMENDMENT NO. 35

On page 13, line 23, change "39:98.1," to "39:98.6"

AMENDMENT NO. 36

On page 14, line 2, change "\$98.1" to "\$98.6"

AMENDMENT NO. 37

On page 16, delete lines 1 through 16 in their entirety and insert the following:

(a) A program of research grants and projects that encourage the pursuit of innovation in advanced health care sciences; such program shall support clinical and laboratory research efforts based in Louisiana universities, as well as institutions represented in the membership of the Medical Education Commission as provided in R.S. 17:1519.8, and shall fund grants for both basic and applied research in advanced health care sciences; such program shall encourage institutional commitment and leveraging of state monies to secure private and federal funds; and further, such program shall be administered by the Board of Regents through an objective, peer-review based competitive process. The Board of Regents shall annually submit to the legislature and the governor, not less than forty-five days prior to the beginning of each regular session of the legislature, a proposed program and budget for the expenditure of the funds appropriated to the Board of Regents for these purposes."

AMENDMENT NO. 38

On page 18, line 23, change "39:98.1" to "39:98.6"

AMENDMENT NO. 39

On page 19, line 2, after "Fund," delete the remainder of the line and delete line 3 in its entirety

Respectfully submitted,

Representatives:
Hunt Downer
Jerry Luke LeBlanc
Charles DeWitt

Senators:
Randy Ewing
John J. Hainkel, Jr.
Foster Campbell

Rules Suspended

Senator Cain asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Cain, a vote was taken on the adoption of the report.

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

June 21, 1999

Total—0

ABSENT

Syracusa
Total—1

The Chair declared the Conference Committee Report was adopted. Senator Cain moved to reconsider the vote by which the report was adopted and laid the motion on the table.

**CONFERENCE COMMITTEE REPORT
House Bill No. 232 By Representative Barton**

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 232 by Representative Barton, recommend the following concerning the engrossed bill:

1. That the Senate Committee Amendments proposed by the Senate committee on Local and Municipal Affairs and adopted by the Senate on June 4, 1999, be adopted.
2. That the Senate Floor Amendments proposed by Senator Campbell and adopted by the Senate on June 10, 1999, be rejected.
3. That the following amendment to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 2, after line 4, insert the following:

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

Respectfully submitted,

Representatives:
Robert Barton
Jerry Luke LeBlanc

Senators:
Diana Bajoie
John J. Hainkel, Jr.

Rules Suspended

Senator Hainkel asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Hainkel, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

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

Casanova
Cox
Cravins
Dardenne
Total—36

Hines
Hollis
Irons
Johnson

Smith
Tarver
Theunissen
Ullo

NAYS

Total—0

ABSENT

Jordan
Total—3

Syracusa

Thomas

The Chair declared the Conference Committee Report was adopted. Senator Hainkel moved to reconsider the vote by which the report was adopted and laid the motion on the table.

**CONFERENCE COMMITTEE REPORT
House Bill No. 1131 By Representative Diez**

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1131 by Representative Diez, recommend the following concerning the engrossed bill:

1. That Senate Floor Amendments Nos. 1 through 4 proposed by Senator Cleo Fields and adopted by the Senate on June 11, 1999, be rejected.

Respectfully submitted,

Representatives:
John "Juba" Diez
Reggie Dupre
Mitchell Theriot

Senators:
Ron Landry
Kenneth "Mike" Smith

Rules Suspended

Senator Landry asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Landry, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	Lentini
Bajoie	Ellington	Malone
Bean	Hainkel	Robichaux
Boissiere	Heitmeier	Romero
Branch	Hines	Schedler
Cain	Hollis	Smith
Casanova	Irons	Tarver
Cravins	Johnson	Theunissen
Dardenne	Jones	Thomas
Dean	Landry	Ullo
Total—30		

NAYS

Barham	Fields C	Lambert
Campbell	Fields W	
Cox	Greene	
Total—7		
	ABSENT	
Jordan	Siracusa	
Total—2		

The Chair declared the Conference Committee Report was adopted. Senator Landry moved to reconsider the vote by which the report was adopted and laid the motion on the table.

**CONFERENCE COMMITTEE REPORT
House Bill No. 1775 By Representative Donelon**

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1775 by Representative Donelon, recommend the following concerning the reengrossed bill:

1. That the amendment proposed by the Senate Committee on Insurance and adopted by the Senate on June 3, 1999 be rejected.
2. That Senate Floor Amendments proposed by Senator Cravins and adopted by the Senate on June 9, 1999 be rejected.
3. That Senate Floor Amendments proposed by Senator Bean and adopted by the Senate on June 9, 1999 be rejected.
4. That the following amendments to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, after "337" and before "and 1301(A)(2)" insert ", 861(A)(introductory paragraph), 1005(J), 1114(K)(2)(f) and (M)(2),"

AMENDMENT NO. 2

On page 1, line 3, at the beginning of the line before "relative" change "22:774(C) and 1351.1," to the following: "22:2.1, 5(16) and (17), 774(C), 1113(A)(2)(a)(xx), and 1451(G),"

AMENDMENT NO. 3

On page 1, line 7, after "commissioner;" and before "and to" insert the following:

"to provide for public records, procedures, forms, methods, and conditions; to provide for admissibility into evidence; to provide for electronic signatures; to provide for definitions; to provide for life insurance; to provide for small companies and exemptions from certain reporting, registration, and filings; to provide for rules and regulations; to provide for home service life insurance; to provide for licensing, marketing, and other requirements;"

AMENDMENT NO. 4

On page 1, line 9, after "337" and before "and 1301(A)(2)" insert ", 861(A)(introductory paragraph), 1005(J), 1114(K)(2)(f) and (M)(2),"

AMENDMENT NO. 5

On page 1, line 10, after "R.S." and before "are" change "22:774(C) and 1351.1," to the following: "22:2.1, 5(16) and (17), 774(C), 1113(A)(2)(a)(xx), and 1451(G),"

AMENDMENT NO. 6

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

"§2.1. Public records; forms and methods; electronic signatures and filings; timely filing of papers

A. Notwithstanding any other provision of law to the contrary, any public record maintained by the commissioner of insurance may be kept in any written, photographic, microfilm, or other similar form or method, or may be kept by any magnetic, electronic, optical, or similar form of data compilation which is approved for such use in a rule promulgated by the commissioner. No such magnetic, electronic, optical, or similar form of data compilation shall be approved unless it provides reasonable safeguards against erasure or alteration.

B. The commissioner may, at his discretion, cause any public record maintained by him or any part thereof be microfilmed, or otherwise reproduced, in order to accomplish efficient storage and preservation of such records.

C. A certified copy of a public record maintained by the commissioner shall be deemed to be an original for all purposes and shall be admissible in evidence in all courts or administrative agencies as if it were the original.

D. Subject to such guidelines and limitations as may be promulgated by the commissioner, electronic signatures are hereby authorized.

E. The commissioner shall promulgate rules to regulated the use of electronic signatures. Such rules may include any or all of the following:

(1) Limitations upon which documents may be signed electronically.

(2) Security requirements, which may include but not be limited to the following:

(a) The use of alphanumeric or similar codes, fingerprints, or other identifying methods.

(b) Prohibitions against disclosure of codes or other identifiers to other persons.

(c) Responsibility of individuals for unauthorized signatures.

F. The commissioner may permit or require rate, form or any other filings, along with any accompanying supplementary rate information or supporting information, to be filed electronically.

G. If the commissioner permits or requires electronic filings pursuant to Paragraph F. of this Section, the commissioner shall arrange for payment of filing fees by electronic funds transfer.

H. The time for acting on filings made electronically shall be the same as the time for acting on filings made in writing. Filings made electronically shall be considered received by the commissioner when received in the electronic data processing system used by the commissioner to review filings, unless received on a weekend or legal holiday, in which case filings are deemed received on the next business day. Communications from the commissioner to persons making filings electronically shall be considered received by that person when the communication is sent to the person making the filing.

I. Grounds for approval, disapproval or withdrawal of approval for filings made electronically shall be the same grounds for these actions as to filings made in writing, except that the commissioner may waive filing requirements relating to filings made in writing, such as requirements for original signatures or the number of copies, and the commissioner may disapprove or withdraw approval of a filing if it does not comply with the commissioner's requirements for electronic filings.

J. Filings made electronically shall be subject to the law of this state relating to inspection of public records pursuant to the Public Records Act, Title 44 of the Louisiana Revised Statutes, or any other applicable law.

K. The commissioner may promulgate rules and regulations which the commissioner deems necessary for the administration of electronic filings.

L. Notwithstanding any other law to the contrary, the filing of papers, including but not limited to applications, forms, reports, returns, statements, and filings of any kind with the commissioner subject to the exceptions and provisions in Paragraphs A. through K. above shall not

be subject to the provisions of R.S. 1:60 but shall be subject to other relevant provisions of law or rules or regulations of the commissioner.

§5. General definitions

In this code, unless the context otherwise requires, the following definitions shall be applicable:

(16) "Directive" means a written communication or order issued by or on behalf of the commissioner of insurance to a person whose activities are regulated by this Title, which instructs the person to act in conformance with this Title, or any rule or regulation adopted in accordance with the Administrative Procedure Act.

(17) "Small company" shall mean a domestic life insurer which does business exclusively in the state of Louisiana, with admitted assets not exceeding ten million dollars and having gross annual premiums not exceeding two million dollars."

AMENDMENT NO. 7

On page 3, between lines 6 and 7 insert the following:

"§861. Reports; risk-based capital

A. Unless it appears in the discretion of the commissioner that the condition of a small company renders the continuance of its business hazardous to the public or its insureds, a small company shall not be required to submit to the department a risk-based capital report required by this Section. Every other domestic insurer shall submit to the department on or prior to March first of each year a report of its risk-based capital levels as of the end of the prior calendar year, in a form that contains information required by the risk-based capital instructions. In addition, every other domestic insurer shall file the risk-based capital report:

§1005. Registration of insurers

J. Exemptions

(1) The provisions of this Section shall not apply to any insurer, information, or transaction if and to the extent that the commissioner by rule, regulation, or order shall exempt the same from the provisions of this Section.

(2) Unless it appears in the discretion of the commissioner that the condition of a small company renders the continuance of its business hazardous to the public or its insureds, a small company shall not be required to submit to the department a registration statement required by this Section, but shall be considered a registered insurer for the purposes of the following:

- (a) Subsection E of this Section,
(b) R.S. 22:1006(A), and
(c) R.S. 22:1007.

§1113. Requirements; general license; penalties; validity of contracts

A.

(2) No insurance agent, insurance broker, surplus lines insurance broker, or insurance solicitor shall make an application for, procure, negotiate for, or place for others, any policies for any lines of insurance as to which he is not then qualified and duly licensed.

(a) An insurance agent may receive qualification for a license in one or more of the following lines:

(xx) Home service life.

§1114. Requirements; additional

K.

(2) The following shall be exempt from the requirement for a written examination:

(f) Any applicant for a license to represent an industrial life, health, and accident, service, or nonprofit, or home service insurer or an insurer which currently sells a combination of ordinary and industrial life, health, and accident insurance which has more than fifty percent of its premium income from industrial premium income. For the purpose of this Subsection only, industrial premium income is defined as premiums payable on a monthly or more frequent basis, written by debit agents operating under a debit agency system.

M.

(2)(a) A temporary license shall be issued by the commissioner of insurance to an applicant who represents a combination insurer. A "combination insurer", for purposes of this Subsection only, is defined as an insurer which currently sells a combination of ordinary and industrial insurance which has in excess of fifty percent of its premiums income from industrial life insurance. The temporary license shall only be issued to an applicant where the appointing insurer shall certify to the commissioner that the applicant, when appointed, will be primarily engaged in the sale of policies and the collection of premiums payable on a monthly or more frequent basis marketed under a debit agency system. The temporary license shall remain in effect for ninety days from the issuance of the license. Within that period, the temporary licensee shall successfully complete a written examination for the class or classes of business in which the agent is engaged. The authority to act as a home service life insurance agent shall be granted to an applicant by the commissioner for a time period to commence with the date of certified mailing of the license application by the insurer and shall terminate upon the issuance or denial of a permanent license. The sponsoring insurer must certify that the applicant will be primarily engaged in the selling and servicing of guaranteed life insurance products on the basis set forth in the "Home Service Marketing Distribution System" as defined in Subparagraph (c) of this Paragraph. The insurer must have a reasonable expectation that the applicant meets the requirements for licensure set forth in Subsection L of this Section. For the purpose of limiting the authority contained herein, a guaranteed life product means a policy in which the premiums, face amount of coverage, and nonforfeiture values, if any, are guaranteed at issue by its provisions.

(b) The holder of a permanent license to represent a combination or industrial insurer shall be required to take the written examination in the event he is employed by an ordinary company. A home service life insurance agent shall be required to obtain a life insurance license if his duties exceed those defined in Subparagraph (a) of this Paragraph.

(c) "Home service marketing distribution system" is a system of marketing insurance products in which fifty percent or more of the premium income is derived from policies of insurance which are sold, serviced, or collected by agents visiting in the home or business of the insured, owner, or premium payor and in which policies are issued on a monthly or more frequent premium payment basis or by single premium payment and in which the agent is charged and debited with the responsibility for collection of the premium payments.

§1451. Annual reports required

G. Unless it appears in the discretion of the commissioner that the condition of a small company renders the continuance of its business hazardous to the public or its insureds, a small company shall be exempted from the following filings required by this Section:

- (1) Quarterly statements.
(2) Management discussion and analysis accompanying the annual statement.
(3) Computer diskette filings of the annual statement."

AMENDMENT NO. 8

On page 3, delete lines 16 through 25.

Respectfully submitted,

Representatives: James J. "Jim" Donelon, Shirley D. Bowler, Dan W. Morrish; Senators: Gregory W. Tarver, Sr., Ronald C. "Ron" Bean, Donald R. "Don" Cravins

Rules Suspended

Senator Cravins asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Cravins, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing YEAS: Bajoie, Barham, Bean, Boissiere, Branch, Cain, Campbell, Cox, Cravins, Dardenne, Dean, Dyess, Total—35; Ellington, Fields C, Fields W, Greene, Heitmeier, Hines, Hollis, Irons, Johnson, Jones, Jordan, Lambert; Landry, Lentini, Malone, Robichaux, Romero, Schedler, Smith, Tarver, Theunissen, Thomas, Ullo

NAYS

Casanova Total—1

ABSENT

Mr. President Total—3; Hainkel, Siracusa

The Chair declared the Conference Committee Report was adopted. Senator Cravins moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT House Bill No. 1362 By Representative Windhorst

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1362 by Representative Windhorst, recommend the following concerning the reengrossed bill:

- 1. That Senate Committee Amendments Nos. 1 through 6 proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 14, 1999 be rejected.
2. That the following amendments to the reengrossed bill be adopted.

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and delete lines 3 and 4 in their entirety and insert " R.S. 4:705(2) as enacted by House Bill No. 1365 of the 1999 Regular Session of the Legislature to add such provision to Chapter 11 of Title 4 as enacted by House Bill No. 1365 of the 1999 Regular Session of the Legislature, relative to the powers and duties of the office of charitable gaming to increase"

AMENDMENT NO. 2

On page 1, delete lines 8 through 10 and insert the following:

"Section 1. R.S. 4:705(2) as enacted by House Bill No. 1365 of the 1999 Regular Session of the Legislature is hereby amended and reenacted to add such provision to Chapter 11 of Title 4 as enacted by House Bill No. 1365 of the 1999 Regular Session of the Legislature to read as follows:"

AMENDMENT NO. 3

On page 1, delete lines 11 through 17 in their entirety

AMENDMENT NO. 4

On page 2, delete lines 1 through 11 in their entirety and insert in lieu thereof the following:

"§705. Office functions, duties, and responsibilities

The office shall have the following functions, duties, and responsibilities:

* * *

(2) To establish, assess, and collect the following fees for issuance of licenses and special licenses and for license renewals as follows:

(a) Manufacturer's license and renewal fee shall be two thousand five hundred dollars.

(b) Distributor's license and renewal fee shall not be more than two hundred fifty dollars, except the license and renewal fee for a private contractor licensed to conduct games of chance authorized under the provisions of R.S. 4:729 shall be two hundred dollars.

(c) Licensed organization's license and renewal fee shall be Seventy-five dollars.

(d) Special events license and renewal fee shall be one hundred dollars.

(e) Commercial lessor's license and renewal fee shall be five hundred dollars."

AMENDMENT NO. 5

On page 2, after line 11 insert the following:

"Section 2. Notwithstanding the provisions of Section 5 of House Bill No. 1365 of this 1999 Regular Session of the Louisiana Legislature, which has been finally passed by both houses of the Louisiana Legislature, the provisions of this Act shall supercede and take precedence over any conflicting provisions contained in House Bill No. 1365 of this 1999 Regular Session."

Respectfully submitted,

Representatives: Stephen J. Windhorst, Joe R. Salter, Thomas David Wright; Senators: Noble E. Ellington, Jesse Kendrick "Ken" Hollis, Jr., John L. "Jay" Dardenne, Jr.

Rules Suspended

Senator Dardenne asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Dardenne, a vote was taken on the adoption of the report.

June 21, 1999

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 Conference Committee Report was adopted. Senator Dardenne moved to reconsider the vote by which the report was adopted and laid the motion on the table.

**CONFERENCE COMMITTEE REPORT
House Bill No. 1868 By Representative Donelon**

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1868 by Representative Donelon, recommend the following concerning the reengrossed bill:

1. That Senate Committee Amendments Nos. 1, 4, 5, and 7 through 11 proposed by the Senate Committee on Insurance and adopted by the Senate on May 13, 1999, be adopted.
2. That Senate Committee Amendments Nos. 2, 3, and 6 proposed by the Senate Committee on Insurance and adopted by the Senate on May 13, 1999, be rejected.
3. That Amendment No. 1 proposed by the Legislative Bureau and adopted by the Senate on May 17, 1999, be adopted.
4. That the following amendments to the reengrossed bill be adopted.

AMENDMENT NO. 1

On page 1, at the end of line 2, delete "and" and delete line 3 in its entirety and insert "1112(1), 1241, and 1245 and R.S. 23:1293(A)(3), to enact R.S. 22:5(16), 6(15), (16), and (17), 624(B)(8) and (9)."

AMENDMENT NO. 2

On page 1, line 4, after "644.1," insert "1451(G), and Subpart B of Part III of Chapter 6 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1421 through 1429,"

AMENDMENT NO. 3

On page 1, line 12, after "commissioner;" insert the following:

"to provide relative to insurance fraud; to provide for an insurance fraud investigation unit within the Department of Public Safety and Corrections; to provide for the powers, duties, and responsibilities; to provide for the duties and responsibilities of insurers; to provide immunity from liability; to provide with respect to rewards; to provide for reports to the legislature; to provide for reports of fraud investigations within the Department of Insurance; to provide relative to the confidentiality of certain records; to provide for a special assessment fee; to create a special fund;"

AMENDMENT NO. 4

On page 1, line 17, change "and 644.1" to "644.1, and 1451(G)."

AMENDMENT NO. 5

On page 4, delete line 11 in its entirety

AMENDMENT NO. 6

On page 5, between lines 7 and 8, insert the following:

"Section 2. R.S. 22:1214 and 1245 are hereby amended and reenacted to read as follows:

§1241. Purpose and powers

The purpose of this Part is to create within the Department of Insurance a section of insurance fraud. This section shall be charged with the responsibility, when requested by the commissioner of insurance, to conduct investigations and background criminal checks on all applicants for a license or certificate of authority to transact a business of insurance. In the event the applicant is a corporation, partnership, or other legal entity, the criminal searches shall be limited to those individuals who are directors, officers, employees, consultants, or individuals who own or control at least ten percent of the entity. If the section has reason to believe, whether acting on its own initiative or as a result of complaints, that a person has engaged in, or is engaging in, an act or practice that violates this Part or any other provision of the Insurance Code, it may examine and investigate into the affairs of such person and may administer oaths and affirmations, serve subpoenas ordering the attendance of witnesses, and collect evidence. If during the course of investigation, the Department of Insurance determines that there may be a violation of any criminal law, the investigation shall then be turned over to the Louisiana Department of Justice, the Department of Public Safety and Corrections, public safety services, office of state police, and other appropriate law enforcement and/or prosecutorial agency, for further investigation, enforcement, or prosecution.

* * *

§1245. Duties of companies and others

Any person, company, or other legal entity including but not limited to those engaged in the business of insurance, including agents, brokers, and adjusters, which believes that a fraudulent claim is being made, shall within sixty days of the receipt of such notice, send to the section of insurance fraud, on a form prescribed by the section, the information requested and such additional information relative to the claim and the parties claiming loss or damages because of an occurrence and/or accident as the section may require. The section of insurance fraud shall review such reports and select such claims as, in its judgment, may require further investigation. It shall then cause an independent examination of the facts surrounding such claim to be made to determine the extent, if any, to which fraud, deceit, or intentional misrepresentation of any kind exists in the submission of the claim. The section of insurance fraud shall report any alleged violations of law which its investigations disclose to the appropriate licensing agency, the insurance fraud investigation unit of public safety services, office of state police, the Department of Justice, and

prosecutive authority having jurisdiction with respect to any such violation.

* * *

Section 3. R.S. 23:1293(A)(3) is hereby amended and reenacted to read as follows:

§1293. Confidentiality of records; exceptions; penalties for violation

A.

* * *

(3) Nothing in this Section shall prohibit the communication of facts, documents, or other information which are part of an employee's record if requested by a federal or state prosecuting attorney, by the office of state police, public safety services, Department of Public Safety and Corrections, in the conduct of an insurance fraud investigation, or by the attorney general of this state. The office may also share information with any state or federal agency for the purpose of investigating or determining tax fraud or the offset of any governmental benefit or worker's compensation benefits.

* * *

Section 4. Subpart B of Part III of Chapter 6 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1421 through 1429, is hereby enacted to read as follows:

SUBPART B. INSURANCE FRAUD INVESTIGATION UNIT

§1421. Definitions

As used in this Chapter, the following words shall have the following meanings:

- (1) "Commissioner" means commissioner of insurance.
- (2) "Fraud unit" or "unit" means the insurance fraud investigation unit within the office of state police, Department of Public Safety and Corrections.
- (3) "Fraud support unit" means the insurance fraud support unit within the Department of Justice.
- (3) "Insurance fraud" means any commission or attempted commission of criminal acts or practices as provided in R.S. 22:1242, 1243, or 1244 which involves any type of insurance as provided in R.S. 22:6.
- (4) "Insurance policy" means a contract or other written instrument between an insured and insurer setting forth the obligations and responsibilities of each party.
- (5) "Insurance premium finance company" means a person engaged or purporting to engage in the business of advancing money, directly or indirectly, to an insurer or producer at the request of an insured pursuant to the terms of a premium finance agreement, including but not limited to loan contracts, notes, agreements, or obligations, wherein the insured has assigned the unearned premiums, accrued dividends, or loss payments as security for such advancement in payment of premiums on insurance policies only, and does not include the financing of insurance premiums purchased in connection with the financing of goods and services.
- (6) "Insurance professional" means an adjuster, agent, managing general agent, surplus lines broker, reinsurance intermediary, insurance consultant, broker, or attorney-in-fact.
- (7) "Insurance transaction", "insurance business", and "business of insurance" include solicitation, negotiations preliminary to execution of an insurance contract, execution of an insurance contract and the transaction of matters subsequent to execution of a contract and arising out of it, and matters arising out of any relationship among or between an insured, an insurer and a third party for which an insurance policy provides coverage.
- (8) "Insured" means any person covered by an insurance policy.
- (9) "Insurer" means any person or company subject to regulation pursuant to Title 22 of the Louisiana Revised Statutes.

§1422. Insurance fraud investigation unit; powers and duties

A. There is hereby created an insurance fraud investigation unit in the Department of Public Safety and Corrections, public safety services, office of state police. The purposes of this unit shall be to:

(1) Initiate independent inquiries and conduct independent investigations into allegations of insurance fraud in any municipality or parish of the state of Louisiana and perform other related law enforcement duties.

(2) Respond to notification or complaints alleging insurance fraud generated by federal, state, and local police, other law enforcement authorities, governmental agencies or units, and any other person.

(3) Review notices and reports of insurance fraud, select the incidents of suspected fraud that, in its judgment, require further detailed investigation, and conduct the investigations.

B. The insurance fraud investigation unit shall have the authority to:

(1) Issue subpoenas to examine any person under oath and to compel the production of records, books, papers, contracts, and other documents. Subpoenas shall be served in the same manner as if issued by a district court. If any person fails to obey a subpoena issued and served pursuant to this Subsection, upon application of the insurance fraud investigation unit, the Nineteenth Judicial District Court or the district court in the judicial district where the subpoena was served may issue an order requiring the person to comply with the subpoena. Any failure to obey the order of the court may be punished by the court as contempt.

(2) Administer oaths and affirmation.

(3) Share records and evidence with federal, state or local law enforcement or regulatory agencies.

(4) Make criminal referrals to prosecuting authorities. The district attorney of the judicial district where a criminal referral has been made shall, for the purpose of assisting in such prosecution, have the authority to appoint as special deputy district attorneys, licensed attorneys in the employment of the insurance fraud investigation unit. The district attorney shall have the right and discretion to proceed against any person or organization on criminal referrals.

(5) Conduct investigations outside of this state. If the information the fraud unit seeks to obtain is located outside this state, the person from whom the information is sought may make the information available to the fraud unit to examine at the place where the information is located. The fraud unit may designate representatives, including officials of the state in which the matter is located, to inspect the information on behalf of the fraud unit, and the fraud unit may respond to similar requests from officials of other states.

C. The police employees of the unit shall have the same duties and powers as are provided for other police employees of the office in R.S. 40:1379 and such other duties as are assigned by the deputy secretary of public safety services of the Department of Public Safety and Corrections.

§1423. Access to evidence, documentation, and related materials

A. The insurance investigation fraud unit is authorized to have direct access to information compiled by the Federal Bureau of Investigation, as contained in the National Crime Identification Center.

B. The unit is authorized to request access to evidence, documentation, and related materials located within this state pertinent to an investigation or examination and in the possession or control of an insurer or an insurance professional. The person so requested shall either make the material available to the unit or shall make the material available for inspection or examination by a designated representative of the unit.

§1424. Reporting suspected fraud

A. If any person or any insurer, any employee thereof, or any insurance professional has knowledge of or has reason to believe that a violation of R.S. 22:1242, 1243, or 1244 will be, is being, or has been committed, that person shall notify the insurance fraud investigation unit and shall furnish and disclose any information in his possession concerning the fraudulent act to the unit subject to any legal privilege protecting such information.

B. All applications for insurance and all claim forms provided and required by an insurer or required by law as a condition of payment of a claim shall contain a statement, permanently affixed to or included as a part of the application or claim form, that clearly states in substance the following:

"Any person who knowingly presents a false or fraudulent claim for payment of a loss or benefit or knowingly presents false information in an application for insurance is guilty of a crime and may be subject to fines and confinement in prison."

C. The lack of the statement required by Subsection B of this Section shall not constitute a defense in any criminal prosecution. The statement shall not be required to appear on applications and forms relating to reinsurance.

§1425. Receipt of information; immunity from liability

A. Any insurer providing information to an authorized representative of the unit pursuant to this Subpart shall have the right to request relevant information and receive the information requested within thirty days.

B. There shall be no cause of action in the nature of defamation, libel, slander, invasion of privacy, negligence, or any other cause of action against any person furnishing information concerning any suspected, anticipated, or completed criminal or fraudulent insurance act as described in this Part which involve any type of insurance as defined in R.S. 22:6. This immunity from liability shall apply when the information is provided to or received from a person employed by or authorized by an insurer whose activities include the investigation or reporting of suspected fraudulent insurance acts. The immunity shall apply to furnishing, disclosing, or requesting information on such suspected fraudulent insurance acts to or from the unit as to a person employed by or authorized by other insurers or insurer organizations acting in the same capacity including the National Association of Insurance Commissioners, another insurer, any federal or state governmental entity established for the purposes of detecting and preventing insurance fraud, or the National Insurance Crime Bureau.

C. No insurer, its officers or employees, insurance professional, or any other person shall be subject to such cause of action for cooperating with or furnishing evidence or information regarding any suspected criminal violation to the unit.

D. This Section shall not provide immunity for those disclosing or furnishing false information with actual malice or willful intent to injure any person.

E. This Section shall not abrogate or modify in any way jurisprudential or statutory privileges or immunities heretofore enjoyed by any person or entity described in this Section, nor shall it authorize the unit to make public insurance company records which are proprietary in nature.

§1426. Reward fund

The Department of Public Safety and Corrections, office of state police, in cooperation with and with voluntarily funding by authorized insurers and insurance professionals, may establish and operate a fund to offer monetary rewards for information sufficient to procure conviction in a court of appropriate jurisdiction of a person or persons responsible for insurance fraud. No law enforcement officer, employee of the office of commissioner of insurance, employee of an insurance company, or any insurance professional shall be eligible to receive such reward.

§1427. Reports

The insurance fraud investigation unit shall submit an annual report to the governor and the insurance committees of each house of the legislature no later than February fifteenth of each year on the progress made in deterring insurance fraud. Such report shall detail:

(1) All expenditures and receipts of the insurance fraud investigation unit.

(2) The uses to which these funds were put, including payment of salaries and expenses, purchases of equipment and supplies, and other expenditures by type.

(3) The results achieved as a consequence of such expenditures, including the number of notifications or inquiries received, the number of inquiries and investigations undertaken, the number of inquiries to which an investigation was not initiated, the number of arrests, the number of files presented to prosecutors, the number of prosecutions, the number of convictions, and the total dollar amount of restitution resulting from the operation of the insurance fraud investigation unit.

§1428. Special assessment; creation of fund

A.(1) Except as provided in Paragraph (2) of this Subsection, the commissioner of insurance may assess a fee on the direct premiums received by each insurer licensed by the Department of Insurance to conduct business in this state. Such fee shall be imposed by rule adopted by the commissioner in accordance with the Administrative Procedure Act, R.S. 49:950 et seq. The total fees assessed for any year shall not exceed the amount necessary to pay the costs of investigation, enforcement, and prosecution of insurance fraud by in this state by the programs to which funds are allocated in Paragraph (4) of this Subsection. The total fee assessed in any year shall not exceed an amount equal to 0.000375 multiplied times the annual direct premium dollars received that are subject to the fee.

(2) The fee shall not be assessed on premiums received on life insurance policies, annuities, credit insurance, reinsurance contracts, reinsurance agreements, or reinsurance claims transactions. The fee shall not be assessed on fifty percent of the premiums received on health and accident insurance policies.

(3) On and after January 1, 2002, if the fee assessed for the previous year exceeds by five percent of the cumulative costs of the previous year of operating the insurance fraud programs to which funds are allocated, the fee assessment for the next year shall be reduced by the amount of the excess in proportion to the assessment.

(4) The fees collected shall be used solely for the purposes of this Subpart and shall be allocated as follows:

(a) Seventy-five percent of the fees collected shall be allocated to the insurance fraud investigation unit within the office of state police.

(b) Fifteen percent of the fees collected shall be allocated to the Department of Justice to be used solely for the insurance fraud support unit.

(c) Ten percent of the fees collected shall be allocated to the Department of Insurance to be used solely for the section of insurance fraud.

B. The fee established in this Section shall be paid to commissioner of insurance and shall be deposited immediately upon receipt into the state treasury.

C. After compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana relative to the Bond Security and Redemption Fund, an amount equal to that deposited as required by Subsection B of this Section shall be credited to a special fund hereby created in the state treasury to be know as the Insurance Fraud Investigation Fund. The monies in this fund shall be used solely as provided by Subsection A of this Section and only in the amounts appropriated by the legislature. All unexpended and unencumbered monies in this fund at the end of the fiscal year shall remain in such fund.

§1429. Sunset

This Subpart shall be null, void, and unenforceable on July 1, 2004."

AMENDMENT NO. 7

On page 5, line 8, after "Section" change "2." to " 5."

AMENDMENT NO. 8

On page 5, at the beginning of line 11, change "Section 3." to "Section 6."

AMENDMENT NO. 9

On page 5, at the beginning of line 18, delete "Section 4. The provisions of Section 2" and insert "Section 7. The provisions of Section 5"

AMENDMENT NO. 10

On page 5, after line 19, insert the following:
 "Section 8. The provision of Sections 2, 3, and 4 of this Act shall become effective on January 1, 2000."

Respectfully submitted,

Representatives: James J. "Jim" Donelon
 Charles W. "Charlie" DeWitt, Jr.
 Senators: Ronald C. "Ron" Bean
 Donald R. "Don" Cravins

Rules Suspended

Senator Cravins asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Cravins, a vote was taken on the adoption of the report.

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 Conference Committee Report was adopted. Senator Cravins moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT
House Bill No. 1919 By Representatives Travis and Murray

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1919 by Representatives Travis and Murray, recommend the following concerning the engrossed bill:

1. That Senate Committee Amendments Nos. 1 through 22 and 24 through 28, proposed by the Senate Committee on Commerce and Consumer Protection and adopted by the Senate on June 3, 1999, be adopted.

2. That Senate Committee Amendments No. 23, proposed by the Senate Committee on Commerce and Consumer Protection and adopted by the Senate on June 3, 1999, be rejected.
3. That Amendments Nos. 1 through 7 proposed by the Legislative Bureau and adopted by the Senate on June 4, 1999, be adopted.
4. That Senate Floor Amendments Nos. 1 through 3 proposed by Senator Campbell and adopted by the Senate on June 10, 1999, be rejected.
5. That Senate Floor Amendments Nos. 1 and 2 proposed by Senator Hollis and adopted by the Senate on June 10, 1999, be adopted.
6. That Senate Floor Amendment No. 3 proposed by Senator Hollis and adopted by the Senate on June 10, 1999, be rejected.
7. That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, after "R.S." delete the remainder of the line and insert in lieu thereof "9:3514, 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), 3530(F), 3554(E)(3)(c), and Chapter 2-A of Title 9 of the"

AMENDMENT NO. 2

On page 1, line 6, after "loans" delete the remainder of the line and at the beginning of line 7, delete "of "licensed lender"" and insert in lieu thereof a comma "," and "licensed lenders, and consumer credit"

AMENDMENT NO. 3

On page 1, line 12, after "regulations;" and before "and" insert the following:

to provide for convenience fees; to provide for the scope of the Louisiana Consumer Credit 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;

AMENDMENT NO. 4

On page 1, line 14, after "R.S." and before "hereby" delete "9:3516(22) is" and insert in lieu thereof "9:3514, 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) are" and at the end of line 14, add "R.S. 3511(E), 3530(F), 3554(E)(3)(c), and" and on line 16, after "3578.8," and before "hereby" change "is" to "are"

AMENDMENT NO. 5

On page 2, delete lines 1 through 8 in their entirety and insert in lieu thereof the following:

§3511. Scope

* * *

E. All consumer credit transactions shall comply with federal Regulation Z of the Board of Governors of the Federal Reserve System. Failure to comply with Regulation Z is a violation of this Chapter.

* * *

§3514. Agreement to contract; disclosures of the contract

June 21, 1999

A. The parties to a transaction other than a consumer credit transaction may contract with one another that such transactions shall be subject to the provisions of this Chapter, in which event the transaction shall be a consumer credit transaction within the provisions of this Chapter. However, a licensed lender under this Chapter, who is not at the same time licensed under R.S. 6:951 et seq., may not contract a class one retail installment transaction subject to R.S. 6:951 et seq. under the provisions of this Chapter. This restriction shall apply only to licensed lenders under this Chapter, who are not at the same time licensed under R.S. 6:951 et seq., and shall not apply to supervised financial organizations that are exempt from licensing under both statutes. Unless a creditor is exempt from the licensing requirements of this Chapter under R.S. 9:3560, a creditor may not contract more than four transactions under the provisions of this Chapter over any calendar year without first complying with the licensing requirements under Part IX of this Chapter.

B. Written credit contracts and agreements shall accurately reflect the actual terms, conditions, and repayment schedule agreed to by the parties. If a loan is to be repaid on demand, in a lump sum, or at undefined intervals of time, interest on the loan shall be computed by the actuarial or simple interest method when allocating payments made on the loan.

* * *

§3517. Terms; construction; additional fees and charges

* * *

C. ~~Except to the extent specifically limited in amount or prohibited by this Chapter, an extender of credit may impose and collect additional fees and charges contractually provided for under the consumer's promissory note or credit agreement. Those fees and charges that are not considered to be finance charges for Federal Truth in Lending purposes shall not be considered to be loan finance charges or credit service charges for purposes of this Chapter. The commissioner shall prescribe, by rule not inconsistent with the provisions of this Chapter, additional fees and charges which may be imposed and collected by an extender of credit if such fees and charges have been contractually provided for in the consumer's promissory note, or credit contract or agreement.~~

* * *

§3521. Maximum charges after negotiations

A. The obligation arising out of any consumer credit sale, including a revolving charge account, may be evidenced by a written agreement which may provide for a credit service charge not in excess of the maximum loan finance charge which could be charged, contracted for, or received by a supervised financial organization, lender who files notification pursuant to R.S. 9:3564, or licensed lender in a consumer loan transaction where the principal is the same as the amount financed and the term is a corresponding term.

B. Such written agreement must be transferred or assigned to a supervised financial organization, lender who files notification pursuant to R.S. 9:3564, or a licensed lender within thirty-five days from the date of making. If such written agreement is not so transferred or assigned within the said time limit, the seller or holder shall:

* * *

§3528. Maximum deferral charges

A. With respect to a precomputed consumer credit transaction payable in more than one installment, the parties before or after default may agree in writing to a deferral of all or part of one or more unpaid installments, and the extender of credit may make and collect a charge not exceeding the rate previously stated to the consumer calculated without regard to differences in the lengths of months, but proportionately for a part of a month, counting each day as one-thirtieth

of a month. A deferral charge may be collected at the time it is assessed or at any time thereafter. Deferral charges on a precomputed consumer credit transaction may be computed on a pro rata basis or any other method of calculation that does not yield a greater sum than the maximum rates permitted in this Chapter. In lieu of the above, the entire unpaid balance of the transaction may be deferred by charging an amount equal to the rate previously stated to the consumer times the balance at the time of deferral for the period of deferral. In such a case, the transaction maturity date will be extended by the number of months that the balance is deferred.

B. The parties may agree in writing at the time of a precomputed consumer credit transaction that if an installment is not paid within ten days after its due date, the extender of credit may unilaterally grant a deferral and make charges as provided in this Section, provided the transaction consists of more than one installment. No deferral charge may be made for a period after the date that the extender of credit elects to accelerate the maturity of the agreement. A delinquency charge made by the extender of credit on an installment may not be retained if a deferral charge is made pursuant to this Section with respect to the period of delinquency.

* * *

§3530. Fees; origination; notary, documentation; over-the-credit-limit fee

* * *

F.(1) A lender may charge the consumer the convenience fee authorized by R.S. 47:532.1(C) for services performed by a public license tag agent. Such fee shall not be charged to the consumer more than once.

(2) Notwithstanding any other law to the contrary, the convenience fee authorized by R.S. 47:532.1(C) shall not be considered as interest, nor shall it be included in the calculation of interest.

§3531. Right to prepay

A. Notwithstanding any contrary provision of a consumer credit transaction, the consumer may prepay in full the unpaid balance at any time. An extender of credit may within its discretion accept the amount tendered by the consumer to be a prepayment in full of a simple interest loan if the amount tendered is within one dollar, or to the extent provided by federal law, more or less, of the amount actually owed. Under such circumstances, the extender of credit may retain any excess amount tendered by the consumer provided that the amount tendered does not exceed the amount actually owed by more than one dollar, or to the extent provided by federal law.

B.(1) The extender of credit shall provide the consumer, within five days of the date a written request is received from the consumer, with the amount necessary to prepay the account in full; and if the amount disclosed includes an amount which is required to be refunded under this Section with respect to such prepayment, the amount of such refund.

(2) A consumer shall be entitled to receive one such disclosure of information statement each year without charge. Thereafter, the extender of credit may impose a reasonable fee to cover the cost of providing an additional disclosure statement; however, the charge imposed must be disclosed to the consumer before furnishing such disclosure statement.

* * *

§3543. Property insurance

A. An extender of credit may, in addition, request or require a consumer to insure property, all or part of which is involved in a contract or agreement, made under the authority of this Chapter, and include the cost of the insurance as a separate charge in the contract or agreement. The property shall be described so as to readily identify it and such description shall be included as part of the contract or

agreement. This insurance and the premiums or charges thereon shall bear a reasonable relationship to the amount, term, and conditions of the contract or agreement, and to the existing hazards or risk of loss, damage, or destruction. This insurance and the premiums or charges thereon shall also bear a reasonable relationship to the character and value of the property insured or to be insured, when, in the event of loss, such insurance policy does not pay off the entire balance of the loan. Such insurance shall not provide for unusual or exceptional risks or coverages which are not ordinarily included in policies issued to the general public.

* * *

§3554. Powers of commissioner

* * *

E. The commissioner may, upon notice to a person regulated by this Chapter and reasonable opportunity to be heard at an administrative hearing, revoke or suspend the license, notification, or registration if:

(3) * * *

* * *

(c) The commissioner finds any fact or condition exists which, if it had existed at the time of the original application for licensure, notification, or registration, would have warranted the refusal of its issuance.

* * *

I.(1) The commissioner may remove from office any individual with power to direct the management or policies of a person regulated by this Chapter, including but not limited to any officer, director, or manager, if any such individual is convicted of, pleads guilty to, or is found guilty after a plea of nolo contendere, of any felony under any state or federal law, or of a misdemeanor of which fraud is an essential element or which involves any aspect of the business of making loans. Prior to such removal, the commissioner shall serve written notice upon such individual and upon the person regulated by this Chapter, of his intent to remove such individual from office. If such individual remains in office thirty days after such written notice, the commissioner may revoke the license or other privileges granted by this Chapter without any further notification or a hearing.

(2) The commissioner may, upon notice to an individual with the power to direct the management or policies of a person regulated by this Chapter, including but not limited to any officer, director, or manager, and after reasonable opportunity to be heard at an administrative hearing, remove the individual from participating in the affairs of a licensee if that individual has been prohibited, temporarily or permanently, by any other state or federal regulator from participating in activities for which he is licensed under this Chapter.

J. ~~When the commissioner has~~ If it is found, after an administrative hearing, that consumers who have done business with the extender of credit have been aggrieved by an improper loan finance charge, credit service charge, deferral charge, delinquency charge, or improper rebate, or has included an improper item in the amount financed, ~~he shall bring~~ the commissioner may institute a civil action on behalf of such consumers in any form which he deems appropriate to effectuate the provisions of this Subsection, in order to recover any such money improperly exacted from the consumer by the extender of credit provided that sixty days have passed after giving notice by certified mail of his intentions. All monies recovered shall be returned to the aggrieved consumer ~~who shall be made a party to such litigation in a manner deemed to be reasonable and which shall assure prompt and expeditious payment to the consumer, in whole or in part, and is calculated to minimize the expenses associated with the distribution of~~

~~such monies. Notwithstanding any other law to the contrary, the commissioner shall not have the authority to bring a class action for or against any party:~~

* * *

L. The commissioner shall have authority to examine the books, records, and accounts of all persons regulated under or making loans subject to the Louisiana Consumer Credit Law. Such examination shall not occur more frequently than once a year unless there arises the necessity for an additional examination based on a probable cause.

* * *

§3555. Injunctions; investigations; enforcement actions; civil penalties; costs

* * *

D. Civil penalties paid to the commissioner, and overcharge violations of five dollars or less per consumer ordered by the commissioner to be refunded, and paid to the commissioner, shall be credited to a special fund hereby created in the state treasury to be known as the Louisiana Consumer Credit Education Fund. Such monies shall be deposited in the fund after compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana relative to the Bond Security and Redemption Fund, and prior to such monies being placed in the state general fund. The monies in this fund shall be invested by the state treasury in the same manner as monies in the state general fund, and interest earned on the investment of such monies shall be credited to the fund. The monies in the fund, and any interest or dividend which may be earned, shall be used solely to finance education programs for consumers and lenders concerning the provisions of the consumer credit laws, and for reimbursement of the office of financial institutions' costs in enforcing the provisions of this Chapter as provided in R.S. 9:3554(A)(3).

* * *

§3556.1. Records; rules

A. Each person regulated by this Part shall maintain records of its consumer credit sales or loans as required by the commissioner or by rule. Persons who make consumer credit sales and do not transfer or assign their agreements to a supervised financial organization, a lender who files notification pursuant to R.S. 9:3564, or a licensed lender within thirty-five days, as provided by R.S. 9:3521, shall comply with the Records Retention Rule for licensed lenders, and shall promptly notify the commissioner that such person is collecting or otherwise enforcing consumer sales agreements or consumer loans and shall further retain copies of all such documents and contracts on file for examination by the commissioner.

* * *

§3561.1. License; examination; renewal fees; records

A. The initial application, survey, and license fee for a license to make consumer loans shall be five hundred dollars and shall be payable only by cashier's check, certified check, or money order. ~~No portion of the fee shall be refunded if the application is denied. Such application, survey, and license fee shall be nonrefundable. If the license is not issued for any reason, upon written request of the applicant, the fee shall be applied to the submission of a new application.~~

* * *

AMENDMENT NO. 6

On page 4, between lines 18 and 19, insert the following:

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"(7) Renew or roll over a deferred presentment transaction or small loan. However, a licensee may accept a partial payment of twenty-five percent of the amount advanced plus fees charged and enter into a new deferred presentment transaction or renew the small loan for the remaining balance owed. Once a deferred presentment transaction or small loan has been completed, a consumer may enter into a new transaction or loan with the licensee. A deferred presentment transaction or small loan shall be considered completed when the amount advanced has been paid in full by the consumer."

Respectfully submitted,

Representatives:
John D. Travis
Dan Flavin
Edwin A. Murray

Senators:
Ken Hollis
Gerald Theuissen

Rules Suspended

Senator Hollis asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Hollis, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Jordan
Total—1

ABSENT

Lambert
Total—3
Siracusa
Tarver

The Chair declared the Conference Committee Report was adopted. Senator Hollis moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. 1 By Representative LeBlanc

June 21, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1 by Representative LeBlanc, recommend the following concerning the reengrossed bill:

- 1. That the following Senate Committee Amendments proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, be adopted: Nos. 1 through 72, 74, 76 through 88, 90 through 112, 114, and 117 through 143.
2. That the following Senate Committee Amendments proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, be rejected: Nos. 73, 75, 89, 113, 115, and 116.
3. That the following Senate Floor Amendments in the set of 46 amendments (designated No. 890) proposed by Senator Hainkel and adopted by the Senate on June 11, 1999, be adopted: Nos. 1 through 7, 9 through 28, 30, 31, 36, and 39 through 46.
4. That the following Senate Floor Amendments in the set of 46 amendments (designated No. 890) proposed by Senator Hainkel and adopted by the Senate on June 11, 1999, be rejected: Nos. 8, 29, 32 through 35, 37, and 38.
5. That the set of two Senate Floor Amendments (designated No. 896) proposed by Senator Hainkel and adopted by the Senate on June 11, 1999, be adopted.
6. That Senate Floor Amendments Nos. 2 though 11 in the set of 12 amendments (designated No. 903) proposed by Senator Hainkel and adopted by the Senate on June 11, 1999, be adopted.
7. That Senate Floor Amendments Nos. 1 and 12 in the set of 12 amendments (designated No. 903) proposed by Senator Hainkel and adopted by the Senate on June 11, 1999, be rejected.
8. That the Senate Floor Amendment (designated No. 904) proposed by Senator Hainkel and adopted by the Senate on June 11, 1999, be adopted.
9. That the set of two Senate Floor Amendments (designated No. 912) proposed by Senator Hainkel and adopted by the Senate on June 11, 1999, be adopted.
10. That the Senate Floor Amendment (designated No. 925) proposed by Senator Hainkel and adopted by the Senate on June 11, 1999, be adopted.
11. That the set of seven Senate Floor Amendments (designated No. 932) proposed by Senator Hainkel and adopted by the Senate on June 11, 1999, be rejected.
12. That the Senate Floor Amendment (designated VICKNAIN384) proposed by Senators Hainkel and Hines and adopted by the Senate on June 11, 1999, be rejected.
13. That the Senate Floor Amendment (designated No. 893) proposed by Senator Bajoie and adopted by the Senate on June 11, 1998, be adopted.
14. That the Senate Floor Amendment (designated No. 929) proposed by Senator Bajoie and adopted by the Senate on June 11, 1999, be adopted.
15. That the set of two Senate Floor Amendments (designated No. 902) proposed by Senator Cain and adopted by the Senate on June 11, 1999, be adopted.
16. That the Senate Floor Amendment (designated No. 909) proposed by Senator Cain and adopted by the Senate on June 11, 1999, be adopted.
17. That the set of two Senate Floor Amendments (designated No. 920) proposed by Senator Ellington and adopted by the Senate on June 11, 1999, be rejected.

- 18. That the set of five Senate Floor Amendments (designated VICKNAIN383) proposed by Senator Ellington and adopted by the Senate on June 11, 1999, be adopted.
- 19. That the Senate Floor Amendment (designated No. 923) proposed by Senators Hines and Landry and adopted by the Senate on June 11, 1999, be adopted.
- 20. That the Senate Floor Amendment (designated No. 930) proposed by Senators Hines and Landry and adopted by the Senate on June 11, 1999, be rejected.
- 21. That the Senate Floor Amendment (designated VICKNAIN378) proposed by Senator Hines and adopted by the Senate on June 11, 1999, be rejected.
- 22. That the Senate Floor Amendment (designated MITCHELB602) proposed by Senator Hollis and adopted by the Senate on June 11, 1999, be adopted.
- 23. That the Senate Floor Amendment (designated No. 879) proposed by Senator Jones and adopted by the Senate on June 11, 1999, be adopted.
- 24. That the Senate Floor Amendment (designated VICKNAIN381) proposed by Senators Jones and Cox and adopted by the Senate on June 11, 1999, be rejected.
- 25. That the following amendments to the reengrossed bill be adopted:

AMENDMENT NO. 1

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, on page 1, at the end of line 11, change "1,350,000" to "1,500,000".

AMENDMENT NO. 2

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, on page 1, delete lines 12 through 14 in their entirety.

AMENDMENT NO. 3

In Senate Committee Amendment No. 49 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, on page 9, delete lines 30 through 34 in their entirety.

AMENDMENT NO. 4

In Senate Committee Amendment No. 93 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, on page 15, delete lines 24 and 25 in their entirety and insert in lieu thereof the following:

"Tobacco Settlement Revenues for a program of research grants and projects in advanced health care sciences to support clinical and laboratory research efforts based in Louisiana universities and institutions represented in the membership of the Medical Education Commission as provided in R.S. 17:1519.8, to fund both basic and applied research, encourage institutional commitment and leveraging of state funds, to be administered by the Board of Regents through an objective peer review based competitive process \$10,000,000

Provided, however, that of the \$10,000,000 appropriated herein, the sum of \$1,000,000 shall be used for cessation and prevention of smoking programs."

AMENDMENT NO. 5

In Senate Committee Amendment No. 118 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, on page 18, delete lines 28 and 29 in their entirety and insert in lieu thereof the following:

Role, Scope, and Mission Statement: *The mission of the Louisiana Technical College System is to provide the residents of Louisiana with quality instructional curricula which will enhance both their personal and job skills development, resulting in skilled employees for business and industry while contribution to the productive resources of the nation. Each campus strives to meet its goal of providing a well-trained and credentialed workforce necessary to support economic development, to provide all citizens the training necessary to support economic development, to provide all citizens the training necessary for immediate or future employment opportunities, and to provide for life-long learning opportunities.*

General Performance Information: 1996-2000

Cumulative enrollment (total students served)	54,965
Enrollment in preparatory programs	29,868
Enrollment in short-term programs	25,097
FTEs	17,178
Completers	16,338
Placements	11,544

Objective: To improve oversight procedures as measured by a 2% increase in both completers and placements at the technical college campuses statewide.

Performance Indicators:

Percent increase in completers	2%
Percent increase in placements	2%
Number of completers	13,915
Number of placements	11,630

Objective: Through the Pell Grant activity, to improve oversight of the technical college campus financial aid operations as measured by a 2% reduction in the number of Pell Grant recipient data records which are submitted in error and must be corrected.

Performance Indicators:

Percent reduction in errors	2%
Total amount of Pell Grants paid in LTC system	\$9,000,000

Objective: To improve the management process by reducing the approval time for short-term training programs for technical colleges from 50 days to 25 days.

Performance Indicators:

Average approval time (in days) for programs	25
Number of short-term training programs funded	30

Objective: To ensure that Carl D. Perkins funds are expended according to federal law and that there is a 5% reduction in the number of technical college campuses which have carryover funds.

Performance Indicators:

Number of technical colleges with carryover funds	40
Percent reduction in the number of campuses with carryover funds	4.8%

Objective: To ensure that eligible Pell Grant students are paid in a timely fashion as measured by 100% payment of all requests submitted.

Performance Indicators:

Percent of students paid	100%
Number of students paid	4,900
Maximum grant per student	\$3,000

Objective: Through the tuition/exemption activity, to improve the teacher certification process for post-secondary vocational instructors as measured by a 5% increase in the number of instructors who are elevated from temporary to permanent certification.

Performance Indicators:

Number of instructors completing certification for permanent status	55
Percent increase in the number of instructors completing certification for permanent status	5.8%

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The Board shall submit performance indicators for the system and individual campuses to the Joint Legislative Committee on the Budget and the Division of Administration no later than August 15, 1999."

AMENDMENT NO. 6

In Amendment No. 1 of the set of two Senate Floor amendments (designated No. 902) proposed by Senator Cain and adopted by the Senate on June 11, 1999, on page 1, line 6, after "Bill No. 1103" delete the remainder of the line.

AMENDMENT NO. 7

On page 19, line 26, after the period "." and before "Further", insert the following:

"The commissioner of administration is hereby authorized and directed to correct the means of financing and expenditures for any appropriation contained in Schedule 20-901 - Sales Tax Dedications to reflect the enactment of any law enacted by the 1999 Regular Session of the Legislature which affects any such means of financing or expenditure."

AMENDMENT NO. 8

On page 27, between lines 10 and 11, insert the following:

"Payable out of the State General Fund (Direct) for expert witness and legal fees in the organ allocation lawsuit \$150,000

EXPENDITURES:
Operating Expenses of the Louisiana Free-Net \$500,000
TOTAL EXPENDITURES \$500,000

MEANS OF FINANCING:
State General Fund (Direct) \$150,000
State General Fund (Direct) from tobacco settlement revenues \$350,000
TOTAL MEANS OF FINANCING \$500,000"

AMENDMENT NO. 9

On page 30, between lines 7 and 8, insert the following:

"Payable out of the State General Fund by Interagency Transfers from the Department of Labor for operating expenses of the Workforce Development Commission \$300,000"

AMENDMENT NO. 10

On page 65, at the end of line 19, change "200,000" to "250,000"

AMENDMENT NO. 11

On page 81, between lines 35 and 36, insert the following:

"In the event that Senate Bill No. 1068 of the 1999 Regular Session of the Legislature is enacted into law, the commissioner of administration is hereby directed to reduce the State General Fund (Direct) appropriations in the Office of Management and Finance Program in the amount of \$1,922,000 for support of Special School District No. 2 as provided in such Act."

AMENDMENT NO. 12

On page 84, between lines 20 and 21, insert the following:

"Payable out of the State General Fund (Direct) for seven (7) positions and associated funding for the Mental Health Transition Unit within the Health Services Program at the Louisiana State Penitentiary \$442,093"

AMENDMENT NO. 13

On page 87, line 6, change "\$26.71" to "\$27.58"

AMENDMENT NO. 14

On page 94, at the end of line 29, change "97.9%" to "97.8%"

AMENDMENT NO. 15

On page 105, after line 50, insert the following:

"In the event that Senate Bill No. 110 of the 1999 Regular Session of the Legislature is enacted into law, an amount not to exceed \$100,000 of State General Fund (Direct) is hereby appropriated to fully fund the provisions of such Act, provided that such State General Fund (Direct) monies shall be obtained through reductions of not less than \$100,000 effected by the commissioner of administration from the State General Fund (Direct) appropriations contained in any budget unit in Schedule 08. The secretary of the Department of Public Safety and Corrections is directed to work with the office of risk management's "Return to Work" Program so as to effect a similar amount of savings to offset any such reduction, and the commissioner of administration is further directed to distribute any such savings effected through the "Return to Work" Program within the department to any budget units to minimize such reduction. Additionally, the secretary shall quarterly report to the Joint Legislative Committee on the Budget on the implementation of these provisions and any savings effected through the "Return to Work" Program."

AMENDMENT NO. 16

On page 120, between lines 18 and 19, insert the following:

"In the event that House Bill No. 925 of the 1999 Regular Session of the Legislature is enacted into law and implemented, the first \$1,002,680 in savings which are determined to be directly attributable to that Act as determined by the Revenue Estimating Conference shall be used to the extent available to pay 100% of allowable costs to rural hospitals for outpatient services rendered to Medicaid eligible recipients."

AMENDMENT NO. 17

On page 123, at the end of line 17, change "198,584,910" to "198,434,910"

AMENDMENT NO. 18

On page 126, line 20, change "220,294,652" to "220,144,652"

AMENDMENT NO. 19

On page 126, line 22, change "48,672,019" to "48,522,019"

AMENDMENT NO. 20

On page 126, line 29, change "220,294,652" to "220,144,652"

AMENDMENT NO. 21

On page 126, after line 49, insert the following:

"Provided, however, that of the State General Fund (Direct) appropriation contained herein the amount of \$700,000 shall be allocated as follows: LSU Medical Center - New Orleans, \$99,500; LSU Medical Center - Shreveport Sickle Cell Center of Southern Louisiana, \$174,500; Tulane University Sickle Cell Center of Southern Louisiana, \$99,500; Acadian Sickle Cell Anemia Foundation, \$49,500; Baton Rouge Sickle Cell Anemia Foundation, \$49,500; Northeast Louisiana Sickle Cell Anemia Foundation, \$49,500; Sickle Cell Anemia Research Foundation, \$49,500; Louisiana Association for Sickle Cell Anemia Foundation, \$29,500; and Acadian Sickle Cell Anemia Rehabilitation and Education Program (Lake Charles), \$49,500."

AMENDMENT NO. 22

On page 149, delete lines 27 through 40 in their entirety

AMENDMENT NO. 23

On page 150, lines 22, change "86,411,754" to "84,811,754"

AMENDMENT NO. 24

On page 150, between lines 38 and 39, insert the following:

"Payable out of the State General Fund (Direct) to Community Based Programs for a contract with Friends Helping Families for information and referral services \$150,000"

AMENDMENT NO. 25 On page 161, line 48, change "30,110,685" to "29,960,685"

AMENDMENT NO. 26 On page 161, line 51, change "30,240,159" to "30,390,159"

AMENDMENT NO. 27 On page 162, line 5, change "2,090,054" to "1,267,181"

AMENDMENT NO. 28 On page 162, line 15, change "2,090,054" to "1,267,181"

AMENDMENT NO. 29 On page 162, line 19, change "1,965,054" to "1,142,181"

AMENDMENT NO. 30 On page 162, line 20, change "2,090,054" to "1,267,181"

AMENDMENT NO. 31 On page 162, between lines 22 and 23, insert the following:

"Payable out of the State General Fund by Fees and Self-generated revenues from prior year collections, in the event that House Bill No. 1365 of the 1999 Regular Session of the Legislature is enacted into law \$421,843"

AMENDMENT NO. 32 On page 173, after line 49, insert the following:

"Provided, however, that of the federal funds appropriated herein the amount of \$300,000 shall be transferred to the Office of Lifelong Learning to support efforts to improve statewide employment training programs and systems."

Provided, however, that of the funds appropriated herein the amount of \$100,000 shall be allocated for training associated with the National Center for Advanced Manufacturing Planning, Construction and Equipment."

AMENDMENT NO. 33 On page 175, at the end of line 41, change "13,994,629" to "12,104,629"

AMENDMENT NO. 34 On page 176, at the end of line 38, change "17,524,669" to "15,634,669"

AMENDMENT NO. 35 On page 176, at the end of line 42, change "14,066,861" to "12,176,861"

AMENDMENT NO. 36 On page 176, at the end of line 50, change "17,524,669" to "15,634,669"

AMENDMENT NO. 37 On page 177, between lines 3 and 4, insert the following:

"Payable out of the State General Fund by Statutory Dedications from the Saltwater Fishery Enforcement Fund, in the event Senate Bill No. 1038 of the 1999 Regular Session of the Legislature is enacted into law \$1,890,000"

AMENDMENT NO. 38 On page 177, at the end of line 6, change "18,439,688" to "17,624,688"

AMENDMENT NO. 39 On page 177, at the end of line 49, change "18,439,688" to "17,624,688"

AMENDMENT NO. 40 On page 178, at the end of line 6, change "8,538,108" to "5,651,781"

AMENDMENT NO. 41 On page 178, at the end of line 20, change "18,439,688" to "17,624,688"

AMENDMENT NO. 42 On page 178, between lines 38, and 39, insert the following:

"Payable out of the State General Fund by Statutory Dedications from the Wildlife Habitat and Natural Heritage Trust Fund to the Office of Wildlife for construction of a boat launch and parking lot at the department's Point au Chien Wildlife Management Area \$150,000"

Payable out of the State General Fund by Statutory Dedications from the Louisiana Alligator Resource Fund to the Office of Wildlife for additional marketing by the Fur and Alligator Council \$200,000"

Payable out of the State General Fund by Statutory Dedications from the Louisiana Duck Stamp Fund to the Office of Wildlife for payment to the U.S. Army Corps of Engineers for a cooperative project on Catahoula Lake \$77,000"

AMENDMENT NO. 43 On page 178, at the beginning of line 45, delete "Federal Funds" and insert in lieu thereof the following: "State General Fund by Interagency Transfers"

AMENDMENT NO. 44 On page 188, line 24, change "11,000,000" to "16,500,000"

AMENDMENT NO. 45 On page 188, delete lines 34 through 38 in their entirety

AMENDMENT NO. 46 On page 215, delete lines 46 through 49 in their entirety, and on page 216, delete lines 1 through 38 in their entirety

AMENDMENT NO. 47 On page 216, between lines 38 and 39, insert the following:

"Provided, however, that all salaries and job responsibilities of administrative staff of the Board of Supervisors of Community and Technical Colleges shall be reported to the Joint Legislative Committee on the Budget not later than September 1, 1999."

AMENDMENT NO. 48 On page 216, delete lines 42 and 43 in their entirety and insert in lieu thereof the following:

"the Board of Regents, with a report on the approved plan submitted to the Joint Legislative Committee on the Budget \$2,400,000"

AMENDMENT NO. 49 On page 288, between lines 30 and 31, insert the following:

June 21, 1999

"In the event that Senate Bill No. 1068 of the 1999 Regular Session of the Legislature is enacted into law, the commissioner of administration is hereby directed to reduce the State General Fund (Direct) appropriations in the Minimum Foundation Program in the amount of \$936,913 for support of Special School District No. 2 as provided in such Act."

AMENDMENT NO. 50

On page 290, after line 55, insert the following:

EXPENDITURES:

Special School District No. 2 Instruction Authorized Positions (99), in the event that Senate Bill No. 1068 of the 1999 Regular Session of the Legislature is enacted into law \$2,858,913

TOTAL EXPENDITURES \$2,858,913

MEANS OF FINANCE:

State General Fund (Direct) \$2,858,913

TOTAL MEANS OF FINANCING \$2,858,913

AMENDMENT NO. 51

On page 303, delete lines 24 through 30 and insert in lieu thereof the following:

"Provided, however, that the St. Tammany Parish Tourism Commission and the St. Tammany Parish Economic and Industrial Development District may enter into a cooperative endeavor agreement with the East St. Tammany Convention Center to provide funding of not more than \$350,000 for the East St. Tammany Convention Center."

AMENDMENT NO. 52

On page 305, after line 47, insert the following:

"Payable out of the State General Fund by Statutory Dedications out of the Rapides Parish Coliseum Fund in accordance with the provisions of R.S. 47:322.32 \$75,000

Payable out of the State General Fund by Statutory Dedications out of the Baker Economic Development Fund, but only in the event House Bill No. 2076 of the 1999 Regular Session of the Legislature is enacted into law \$45,000

Payable out of the State General Fund by Statutory Dedications out of the New Orleans Area Tourism and Economic Development Fund in accordance with R.S. 47:322.38, in the event Senate Bill No. 1108 of the 1999 Regular Session of the Legislature is enacted into law \$7,700,000

Provided, however, that in the event House Bill No. 117 of the 1999 Regular Session of the Legislature is enacted into law, the treasurer is hereby directed to transfer and distribute all funds remaining in the Houma-Terrebonne Tourist Commission Fund to the Houma Area Convention and Visitors Bureau.

Provided, however, that in the event House Bill No. 765 of the 1999 Regular Session of the Legislature is enacted into law, the treasurer is hereby directed to transfer and distribute all funds remaining in the Livingston Parish Tourism Improvement Fund to the Livingston Parish Tourism and Economic Development Fund.

Provided, however, that in the event that any legislation introduced in the 1999 Regular Session of the Legislature is enacted which provides for the transfer and distribution of funds remaining in the St. Tammany Parish Tourist Commission Fund to the St. Tammany Parish Fund, the

treasurer is hereby directed to effect such transfer in accordance with the provisions of such Act.

Provided, however, that in the event House Bill No. 976 of the 1999 Regular Session of the Legislature is enacted into law, the treasurer is hereby directed to transfer and distribute all funds remaining in the Shreveport Riverfront and Convention Center Fund to the Shreveport Riverfront and Convention Center and Independence Stadium Fund."

AMENDMENT NO. 53

On page 309, at the end of line 23, change "200,000" to "400,000"

Respectfully submitted,

Representatives: Jerry Luke LeBlanc, Hunt Downer, Charles DeWitt

Senators: John J. Hainkel, Jr., Randy Ewing, John L. Dardenne, Jr.

Rules Suspended

Senator Hainkel asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Hainkel, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Jordan, Landry, Malone, Total—3

ABSENT

Siracusa, Total—1

The Chair declared the Conference Committee Report was adopted. Senator Hainkel moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. 2 By Representative Alario, et al.

June 21, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 2 by Representative Alario, et al. recommend the following concerning the re-reengrossed bill:

1. That Senate Committee Amendment Nos. 1 through 3, 5 through 22, 24 through 35, 37 through 42, 44 through 50, 52 through 67, 69 through 97, 100, 101, 104, 106, 107, 110 through 112, 116 through 133, 135 through 140, 142 through 156, 158 through 160, 162, 163, and 165 through 171, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 7, 1999, be adopted.
2. That Senate Committee Amendment Nos. 4, 23, 36, 43, 51, 68, 98, 99, 102, 103, 105, 108, 109, 113, 114, 115, 134, 141, 157, 161, and 164, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 7, 1999, be rejected.
3. That Senate Committee Amendment Nos. 1 through 5, 7 through 30, 35, 39, 40, 42, 43, 47, 49, and 56, proposed by the Senate Committee on Finance and adopted by the Senate on June 14, 1999, be adopted.
4. That Senate Committee Amendment Nos. 6, 31, 32, 33, 34, 36, 37, 38, 41, 44, 45, 46, 48, and 50 through 55 proposed by the Senate Committee on Finance and adopted by the Senate on June 14, 1999, be rejected.
5. That the Senate Floor Amendment proposed by Senator Robichaux and adopted by the Senate on June 15, 1999, be rejected.
6. That the Senate Floor Amendment of the set of 1 proposed by Senator Barham and adopted by the Senate on June 15, 1999, be rejected.
7. That Amendment Nos. 1, 2, 3, 4, 5, 6, and 8 of the set of Senate Floor Amendments proposed by Senator Hainkel and adopted by the Senate on June 15, 1999, be adopted.
8. That Amendment No. 7 of the set of Senate Floor Amendments proposed by Senator Hainkel and adopted by the Senate on June 15, 1999, be rejected.
9. That the Senate Floor Amendment proposed by Senator Lambert and adopted by the Senate on June 15, 1999, be adopted.
10. That Amendment Nos. 1 through 5, 7 through 13, and 15 through 18 of the set of 18 of Senate Floor Amendments proposed by Senator Barham and adopted by the Senate on June 15, 1999, be adopted.
11. That Amendment Nos. 6 and 14 of the set of 18 of Senate Floor Amendments proposed by Senator Barham and adopted by the Senate on June 15, 1999, be rejected.
12. That Senate Floor Amendments of the set of 2 proposed by Senator Barham and adopted by the Senate on June 15, 1999, be adopted.
13. That the Senate Floor Amendment proposed by Senator Theunissen and adopted by the Senate on June 15, 1999, be adopted.
14. That the following amendments to the re-reengrossed bill be adopted:

AMENDMENT NO. 1

On page 15, delete line 14, and insert the following:

"Fund Surplus	\$1,500,000
Payable from State General Fund (Direct)	<u>\$500,000"</u>

AMENDMENT NO. 2

On page 19, delete line 16, and insert the following:

"Fund Surplus	\$582,799
Payable from State General Fund (Direct)	\$417,201
Total	<u>\$1,000,000"</u>

AMENDMENT NO. 3

On page 20, between lines 34 and 35, insert the following:

"(49) Bogue Chitto State Park, Land Acquisition, Planning and Construction (Washington) Payable from State General Fund by Statutory Dedications out of the Washington Parish Infrastructure and Park Fund	\$100,000
Payable from General Obligation Bonds	
Priority 2	\$500,000
Priority 5	<u>\$2,300,000</u>
Total	<u>\$2,900,000</u>

Provided, however, that the \$100,000 appropriation provided herein out of the Washington Parish Infrastructure and Park Fund shall become effective only upon the granting of a line of credit by the State Bond Commission for this project."

AMENDMENT NO. 4

On page 47, between lines 20 and 21, insert the following:

"Payable from Fees and Self-Generated Revenues	\$175,000"
--	------------

AMENDMENT NO. 5

On page 47, line 24, change "\$410,000" to "\$585,000"

AMENDMENT NO. 6

On page 58, between lines 34 and 35, insert the following:

"(465) Telephone Cable and Switch Upgrade, Planning and Construction (Lafourche) Payable from General Obligation Bonds	
Priority 2	\$200,000
Priority 5	<u>\$1,000,000</u>
Total	<u>\$1,200,000"</u>

AMENDMENT NO. 7

On page 64, between lines 6 and 7, insert the following:

"(490) Life Safety Renovations to Center for Workforce Development, Planning and Construction (Orleans) Payable from General Obligation Bonds	
Priority 2	<u>\$625,000</u>

Provided, however, that funding for this project may be substituted with funding received from the Louisiana Asbestos Detection and Abatement Fund."

AMENDMENT NO. 8

On page 64, delete lines 22 and 23, and insert the following:

"Priority 5	\$2,530,000
Total	<u>\$2,730,000"</u>

AMENDMENT NO. 9

On page 70, between lines 39 and 40, insert "(Local Match Required)"

AMENDMENT NO. 10

On page 72, between lines 31 and 32, insert "(Local Match Required)"

June 21, 1999

AMENDMENT NO. 11

On page 73, between lines 20 and 21, insert the following:

"() Life Safety Code Renovations
(Assumption)
Payable from State General Fund (Direct) \$100,000"

AMENDMENT NO. 12

On page 74, between lines 34 and 35, insert "(Local Match Required)"

AMENDMENT NO. 13

On page 74, delete lines 36 and 37, and insert the following:

"Payable from State General Fund (Direct) \$189,000"

AMENDMENT NO. 14

On page 75, delete lines 12 and 13, and insert the following:

"Payable from State General Fund (Direct) \$47,500"

AMENDMENT NO. 15

On page 75, between lines 28 and 29 insert "(Local Match Required)"

AMENDMENT NO. 16

On page 76, between lines 14 and 15, insert the following:

50/J19 EAST FELICIANA

() Republic of West Florida Historical
Association, Inc., Acquisition of
Buildings
(East Feliciana)
Payable from State General Fund (Direct) \$75,000"

AMENDMENT NO. 17

On page 76, between lines 17 and 18, insert "(Local Match Required)"

AMENDMENT NO. 18

On page 76, delete lines 19 and 20, insert the following:

"Payable from State General Fund (Direct) \$400,000"

AMENDMENT NO. 19

On page 76, delete lines 37 and 38, and insert the following:

"Priority 2 \$ 200,000
Priority 5 \$1,535,000"

AMENDMENT NO. 20

On page 78, between lines 25 and 26, insert "(Local Match Required)"

AMENDMENT NO. 21

On page 78, delete line 28, and insert the following:

"Fund Surplus \$275,000
Payable from State General Fund (Direct) \$275,000
Total \$550,000"

AMENDMENT NO. 22

On page 78, after line 46, insert the following:

"() West Bank Civic Center,
Planning, Construction and
Land Acquisition
(Jefferson)
Payable from State General Fund (Direct) \$75,000"

AMENDMENT NO. 23

On page 80, delete lines 19 and 20, and insert the following:

"Payable from State General Fund (Direct) \$75,000"

AMENDMENT NO. 24

On page 83, after line 41, insert the following:

"() Infrastructure Improvements for Distribution
Center for the Purpose of Economic Development
Efforts in Tangipahoa Parish, Including
Acquisition of Land, Engineering, Planning,
Site Improvements and Construction and
Improvements to State Road 3158 (Airport Road)
(Tangipahoa)
Payable from General Obligation Bonds
Priority 2 \$500,000
Priority 5 \$4,000,000
Total \$4,500,000"

AMENDMENT NO. 25

On page 85, between lines 10 and 11, insert "(Local Match Required)"

AMENDMENT NO. 26

On page 85, delete lines 12 and 13, and insert the following:

"Payable from State General Fund (Direct) \$60,000"

AMENDMENT NO. 27

On page 85, between lines 18 and 19, insert "(Local Match Required)"

AMENDMENT NO. 28

On page 85, delete lines 20 and 21, and insert the following:

"Payable from State General Fund (Direct) \$45,000"

AMENDMENT NO. 29

On page 85, after line 37, insert the following:

50/M02 ABITA SPRINGS

() Move Natural Gas Line Located Along
Highway 36
(Local Match Required)
(St. Tammany)
Payable from State General Fund (Direct) \$100,000"

AMENDMENT NO. 30

On page 88, between lines 3 and 4, insert "(Local Match Required)"

AMENDMENT NO. 31

On page 88, delete lines 5 and 6, and insert the following:

"Payable from State General Fund (Direct) \$45,000"

AMENDMENT NO. 32

On page 89, delete lines 5 and 6, and insert the following:

"Payable from State General Fund (Direct) \$150,000"

AMENDMENT NO. 33

On page 89, delete line 20

AMENDMENT NO. 34

On page 89, delete lines 22 and 23, and insert the following:

"Payable from State General Fund (Direct) \$210,840"

AMENDMENT NO. 35

On page 89, between lines 23 and 24, insert the following:

50/MA6 GRAMBLING

(706) Acquisition of Fire Truck Which Has
Sufficient Ladder Capacity to Evacuate
Any Dormitory Building at Grambling

State University
(Lincoln)
Payable from State General Fund (Direct) \$150,000"

AMENDMENT NO. 36
On page 90, between lines 11 and 12, insert "\$600,000 Local Match)"

AMENDMENT NO. 37
On page 90, between lines 37 and 38, insert "(Local Match Required)"

AMENDMENT NO. 38
On page 90, delete lines 39 and 40, and insert the following:
"Payable from State General Fund (Direct) \$75,000"

AMENDMENT NO. 39
On page 91, between lines 2 and 3, insert "(Local Match Required)"

AMENDMENT NO. 40
On page 92, delete lines 6 through 8, and insert the following:
"\$831,747 Local Match)
(Ouachita)
Payable from State General Fund from
Tobacco Settlement Revenues 250,000
Payable from General Obligation Bonds
Priority 2 \$500,000
Total \$750,000"

AMENDMENT NO. 41
On page 92, between lines 13 and 14, insert "\$1,750,000 Local Match)"

AMENDMENT NO. 42
On page 92, delete lines 17 and 18, and insert the following:
"Priority 5 \$1,450,000
Total \$1,750,000"

AMENDMENT NO. 43
On page 92, after line 45, insert the following:
"() Renovation of Building for Environmental
and Educational Center at Black Bayou Lake
National Wildlife Refuge, Planning
and Construction
(Ouachita)
Payable from the balance of State General Fund cash
previously allocated under the authority of Act 479
of 1997 for Northeast Louisiana University Underground
Electrical Loop Repairs, Construction \$60,000"

AMENDMENT NO. 44
On page 93, between lines 9 and 10, insert "(Local Match Required)"

AMENDMENT NO. 45
On page 93, between lines 25 and 26, insert "(Local Match Required)"

AMENDMENT NO. 46
On page 94, between lines 2 and 3, insert "(Local Match Required)"

AMENDMENT NO. 47
On page 95, between lines 7 and 8, insert "\$447,500 Local Match)"

AMENDMENT NO. 48
On page 95, delete lines 11 and 12, and insert the following:
"Priority 5 \$317,500
Total \$447,500"

AMENDMENT NO. 49

On page 95, line 22, after "Gilbert" and before "Playground" insert
"/Cuccia Byrnes"

AMENDMENT NO. 50
On page 95, between lines 23 and 24, insert "\$50,000 Local Match)"

AMENDMENT NO. 51
On page 95, delete lines 27 and 28, and insert the following:

"Priority 5 \$325,000
Total \$350,000"

AMENDMENT NO. 52
On page 95, between lines 30 and 31, insert "(Local Match Required)"

AMENDMENT NO. 53
On page 96, delete lines 25 and 26, and insert the following:

"Payable from State General Fund (Direct) \$200,000"

AMENDMENT NO. 54
On page 98, between lines 24 and 25, insert the following:

"50/MT3 TALLULAH
() For Economic Development Purposes
(Local Match Required)
(Madison)
Payable from State General Fund (Direct) \$25,000"

AMENDMENT NO. 55
On page 99, between lines 10 and 11, insert "(Local Match Required)"

AMENDMENT NO. 56
On page 99, delete lines 12 and 13, and insert the following:
"Payable from State General Fund (Direct) \$10,000"

AMENDMENT NO. 57
On page 99, delete lines 25 and 26, and insert the following:
"Payable from State General Fund (Direct) \$300,000"

AMENDMENT NO. 58
On page 100, delete lines 4 through 9, and insert the following:

"Payable from State General Fund (Direct) \$500,000"

AMENDMENT NO. 59
On page 100, between lines 12 and 13, insert the following:

"() Sala Avenue Restoration Building
Renovation, Planning, Construction
and Land Acquisition
(Jefferson)
Payable from State General Fund (Direct) \$300,000"

AMENDMENT NO. 60
On page 101, between lines 26 and 27, insert the following:

"() Ernest N. Morial Convention Center,
Phase 4 Expansion, Planning,
Development and Construction
(Local Match Required)
(Orleans)
Payable from General Obligation Bonds
Priority 2 \$400,000"

AMENDMENT NO. 61
On page 105, between lines 41 and 42, insert "(Local Match Required)"

June 21, 1999

AMENDMENT NO. 62

On page 105, delete lines 43 and 44, and insert the following:

"Payable from State General Fund (Direct) \$160,000"

AMENDMENT NO. 63

On page 110, between lines 33 and 34, insert "(Local Match Required)"

AMENDMENT NO. 64

On page 111, between lines 13 and 14, insert "(Local Match Required)"

AMENDMENT NO. 65

On page 111, delete lines 16 and 17, and insert the following:

"Priority 3 \$553,000"

AMENDMENT NO. 66

On page 112, between lines 28 and 29, insert the following:

"The state may accept in satisfaction, in whole or in part, of any local match requirement for any project funded in this Act, except for parish jails as otherwise provided herein, cash, land, or other property unless a specific match requirement is provided for such project."

AMENDMENT NO. 67

On page 118, line 15, after "Program" delete the remainder of the line, and at the beginning of line 16, delete "Development" and the comma ", "

AMENDMENT NO. 68

On page 120, line 28, after "Bonds" delete the remainder of the line, and on page 121 delete line 1, and at the beginning of line 2, delete "executed, whichever occurs first"

Respectfully submitted,

Representatives: John A. Alario, Jr. Hunt Downer Jerry L. LeBlanc

Senators: Robert J. Barham John J. Hainkel, Jr. Randy L. Ewing

Rules Suspended

Senator Barham asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report.

Motion

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

Without objection, so ordered.

On motion of Senator Barham, a vote was taken on the adoption of the report.

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
Cox
Cravins
Dardenne
Total—36

Hines
Hollis
Irons
Jones

Smith
Tarver
Thomas
Ullo

NAYS

Total—0

ABSENT

Johnson
Total—3

Siracusa

Theunissen

The Chair declared the Conference Committee Report was adopted. Senator Barham moved to reconsider the vote by which the report was adopted and laid the motion on the table.

Senator Barham in the Chair

CONFERENCE COMMITTEE REPORT
House Bill No. HB1784 By Representative McMains

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. HB1784 by Representative McMains, recommend the following concerning the engrossed bill:

- 1. That the Senate Floor Amendment proposed by Senator Landry and adopted by the Senate on June 15, 1999, be rejected.

Respectfully submitted,

Representatives: F. Charles McMains, Jr. Charles W. DeWitt, Jr. Gregory L. Fruge

Senators: John Hainkel Chris Ullo

Rules Suspended

Senator Hainkel asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report.

Motion

Senator Hainkel moved that the Conference Committee Report be adopted.

Senator Landry moved as a substitute motion that the Conference Committee Report be recommitted to the Conference Committee.

Senator Hainkel objected.

Rules Suspended

Senator C. Fields asked for a suspension of the rules for the purpose of granting the speaker an additional 2 minutes.

Senator Bajoie objected.

ROLL CALL

The roll was called with the following result:

YEAS

Barham	Fields W	Malone
Branch	Greene	Robichaux
Cain	Hines	Schedler
Campbell	Hollis	Smith
Casanova	Johnson	Tarver
Cox	Jones	Thomas
Cravins	Jordan	Ullo
Dyess	Landry	
Fields C	Lentini	
Total—25		

NAYS

Bajoie	Ellington	Romero
Bean	Hainkel	Theunissen
Boissiere	Heitmeier	
Dean	Irons	
Total—10		

ABSENT

Mr. President	Lambert
Dardenne	Siracusa
Total—4	

The Chair declared the rules were suspended and the speaker was granted an additional 2 minutes.

Rules Suspended

Senator Jordan asked for a suspension of the rules for the purpose of granting the speaker an additional 2 minutes.

Senator Hainkel objected.

ROLL CALL

The roll was called with the following result:

YEAS

Barham	Ellington	Jordan
Bean	Fields C	Landry
Campbell	Fields W	Lentini
Cox	Greene	Malone
Cravins	Hines	Robichaux
Dardenne	Johnson	Schedler
Dyess	Jones	
Total—20		

NAYS

Bajoie	Hainkel	Romero
Boissiere	Heitmeier	Smith
Branch	Hollis	Tarver
Cain	Irons	Theunissen
Dean	Lambert	Thomas
Total—15		

ABSENT

Mr. President	Siracusa
Casanova	Ullo
Total—4	

The Chair declared the rules were suspended and the speaker was granted an additional 2 minutes.

Motion

Senator Bajoie 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	Malone
Barham	Greene	Romero
Bean	Hainkel	Schedler
Boissiere	Heitmeier	Smith
Branch	Hollis	Tarver
Cain	Irons	Theunissen
Dean	Jones	Thomas
Dyess	Lambert	Ullo
Total—24		

NAYS

Campbell	Fields W	Landry
Cravins	Hines	Lentini
Dean	Johnson	Robichaux
Fields C	Jordan	
Total—11		

ABSENT

Mr. President	Cox
Casanova	Siracusa
Total—4	

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

Rules Suspended

Senator Cox asked for a suspension of the rules for the purpose of granting the speaker an additional 2 minutes.

Senator Hainkel objected.

ROLL CALL

The roll was called with the following result:

YEAS

Barham	Fields W	Landry
Casanova	Heitmeier	Lentini
Cox	Hines	Robichaux
Cravins	Irons	Schedler
Dardenne	Johnson	Tarver
Dyess	Jones	Ullo
Ellington	Jordan	
Fields C	Lambert	
Total—22		

NAYS

Bean	Dean	Romero
Boissiere	Greene	Smith
Branch	Hainkel	Theunissen
Cain	Hollis	Thomas
Campbell	Malone	
Total—14		

ABSENT

June 21, 1999

Mr. President Bajoie Siracusa
Total—3

The Chair declared the rules were suspended and the speaker was granted an additional 2 minutes.

ROLL CALL

The roll was called on the substitute motion with the following result:

YEAS

Bajoie	Fields W	Lambert
Campbell	Greene	Landry
Cox	Hines	Robichaux
Dyess	Jones	
Fields C	Jordan	
Total—13		

NAYS

Mr. President	Dean	Malone
Barham	Ellington	Romero
Boissiere	Hainkel	Schedler
Branch	Heitmeier	Smith
Cain	Hollis	Theunissen
Casanova	Irons	Thomas
Cravins	Johnson	Ullo
Dardenne	Lentini	
Total—23		

ABSENT

Bean Siracusa Tarver
Total—3

The Chair declared the bill was Senate refused to recommit the bill to the Conference Committee.

ROLL CALL

The roll was called on the original motion to adopt with the following result:

YEAS

Mr. President	Dean	Malone
Barham	Ellington	Romero
Bean	Hainkel	Schedler
Boissiere	Heitmeier	Smith
Branch	Hines	Theunissen
Cain	Hollis	Thomas
Casanova	Irons	Ullo
Cravins	Johnson	
Dardenne	Lentini	
Total—25		

NAYS

Bajoie	Fields C	Lambert
Campbell	Fields W	Landry
Cox	Greene	Robichaux
Dyess	Jones	
Total—11		

ABSENT

Jordan Siracusa Tarver
Total—3

CONFERENCE COMMITTEE REPORT
House Bill No. HB 886 By Representatives Murray, et al.

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. HB 886 by Representatives Murray, et al., recommend the following concerning the reengrossed bill:

1. That all Senate Committee Amendments proposed by the Senate Committee on Commerce and Consumer Protection and adopted by the Senate on June 3, 1999, be adopted.
2. That Senate Floor Amendments 1 through 8 proposed by Senator Landry and adopted by the Senate on June 8, 1999, be rejected.

Respectfully submitted,

Representatives:
Edwin R. Murray
Joseph F. Toomy
C.E. "Peppi" Bruneau, Jr.

Senators:
J. Ken Hollis
J. "Tom" Schedler
Wilson E. Fields

Rules Suspended

Senator Hollis asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Hollis, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Dean	Jordan	Schedler
Total—3		

ABSENT

Fields W	Hines	Siracusa
Total—3		

The Chair declared the Conference Committee Report was adopted. Senator Hollis moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. 2027 By Representative LeBlanc

June 21, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 2027 by Representative LeBlanc, recommend the following concerning the reengrossed bill:

- 1. That Senate Committee Amendments Nos. 2 through 6 proposed by the Senate Committee on Finance and adopted by the Senate on June 14, 1999, be adopted.
2. That Senate Committee Amendment Nos. 1, 7, 8, 9 proposed by the Senate Committee on Finance and adopted by the Senate on June 14, 1999, be rejected.
3. That Senate Floor Amendment No. 2 of the set of two amendments proposed by Senator Hainkel and adopted by the Senate on June 15, 1999, be adopted.
4. That Senate Floor Amendment No. 1 of the set of two amendments proposed by Senator Hainkel and adopted by the Senate on June 15, 1999, be rejected.
5. That the following amendments to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 1, delete lines 8 and 9 in their entirety and insert in lieu thereof the following:

"Section 1. The sum of Seven Million Nine Hundred Twenty Thousand One Hundred Six and No/100 (\$7,920,106.00) Dollars is hereby appropriated out of"

AMENDMENT NO. 2

On page 1, line 13, after "Cost Fund," and before "and the sum" insert the following:

"the sum of One Thousand Three Hundred and No/100 (\$1,300.00) Dollars is hereby appropriated out of the State General Fund by Statutory Dedications from the Vermilion Parish Enterprise Fund,"

AMENDMENT NO. 3

On page 5, delete lines 6 through 10 in their entirety

Respectfully submitted,

Representatives: Jerry Luke LeBlanc, Hunt Downer, Charles W. DeWitt, Jr. Senators: John Joseph Hainkel, Jr., John L. Dardenne, Jr., Jesse Kendrick Hollis, Jr.

Rules Suspended

Senator Hainkel asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Hainkel, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—35

NAYS

Table with 2 columns: Jordan, Landry; Total—2

ABSENT

Table with 2 columns: Robichaux, Siracusa; Total—2

The Chair declared the Conference Committee Report was adopted. Senator Hainkel moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. 504 By Representative Windhorst

June 21, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 504 by Representative Windhorst, recommend the following concerning the reengrossed bill:

- 1. That the Senate Committee Amendments proposed by the Senate Committee on Judiciary B and adopted by the Senate on May 26, 1999, be rejected.
2. That the following amendments to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 2, line 24, after "except" change "the" to "that the"

AMENDMENT NO. 2

On page 2, line 25, after "police" and before the period "." insert "shall cease to exist on December 31, 1999, or when the Department of Revenue, office of charitable gaming assumes regulatory authority of charitable gaming, whichever is sooner"

Respectfully submitted,

Representatives: Stephen J. Windhorst, Joe R. Salter, Thomas R. "Tommy" Wright. Senators: J. Lomax "Max" Jordan, Jr., Noble Edward Ellington, Francis C. Heitmeier

June 21, 1999

Rules Suspended

Senator Jordan asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Jordan, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Table with 3 columns: Hines, Robichaux, Thomas, Lambert, Siracusa, Total—5

The Chair declared the Conference Committee Report was adopted. Senator Jordan moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. HB1187 By Representative Winston, et al.

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. HB1187 by Representative Winston, et al., recommend the following concerning the reengrossed bill:

- 1. That all Senate Committee Amendments proposed by the Senate Committee on Finance and adopted by the Senate on June 16, 1999, be adopted.
2. That the following amendments to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 5, after "grounds;", insert "to provide a preference for works of art of Louisiana artists;"

AMENDMENT NO. 2

On page 4, at the end of line 16, insert "When selecting such works of art, preference shall be given to works of art of Louisiana artists."

Respectfully submitted,

Representatives: Diane Winston, Jerry Luke LeBlanc, Melinda Schwegmann

Senators: John Hainkel, Jr., Diana Bajoie, Jay Dardenne

Rules Suspended

Senator Hainkel asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Hainkel, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Bajoie, Dyess, Lambert, Barham, Ellington, Landry, Bean, Fields C, Lentini, Boissiere, Fields W, Malone, Branch, Greene, 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

Table with 2 columns: Mr. President, Robichaux, Hainkel, Siracusa, Total—4

The Chair declared the Conference Committee Report was adopted. Senator Hainkel moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. 743 By Representative Crane

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 743 by Representative Crane, recommend the following concerning the reengrossed bill:

- 1. That Senate Committee Amendments Nos. 1 through 3, proposed by the Senate Committee on Judiciary C and adopted by the Senate on June 9, 1999, be adopted.

Respectfully submitted,

Representatives:

Senators:

Carl Crane
Stephen J. Windhorst
Warren Triche

J. Lomax Jordan, Jr.
Arthur J. "Art" Lentini

Rules Suspended

Senator Jordan asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Jordan, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President	Robichaux
Hines	Siracusa
Total—4	

The Chair declared the Conference Committee Report was adopted. Senator Jordan moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. HB1424 By Representative Crane, et al.

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. HB1424 by Representative Crane, et al., recommend the following concerning the engrossed bill:

1. That Senate Floor Amendment No. 1 proposed by Senator Jordan and adopted by the Senate on June 15, 1999 be rejected.
2. That the following amendment to the engrossed bill be adopted:

On page 1, delete lines 9 through 12 and insert in lieu thereof: "In any civil proceeding, no state agency shall be obliged by subpoena to provide any document, record, or any other item for which reasonable cost or fee has not been paid."

Respectfully submitted,

Representatives:
Carl Crane
Jerry Luke LeBlanc
Warren Triche

Senators:
John Hainkel, Jr.
Jay Dardenne

Rules Suspended

Senator Dardenne asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Dardenne, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President	Hines	Siracusa
Hainkel	Robichaux	
Total—5		

The Chair declared the Conference Committee Report was adopted. Senator Dardenne moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. HB 2230 By Representatives Damico, et al

June 19, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. HB 2230 by Representatives Damico, et al, recommend the following concerning the reengrossed bill:

1. That Senate Committee Amendment No. 1, proposed by the Senate Committee on Environmental Quality and adopted by the Senate on June 10, 1999, be adopted.
2. That Senate Committee Amendment No. 2, proposed by the Senate Committee on Environmental Quality and adopted by the Senate on June 10, 1999, be rejected.

June 21, 1999

Respectfully submitted,

Representatives:
N. J. Damico
Daniel Martiny
Melvin Holden

Senators:
Louis J. Lambert
Max Malone
Ronald Bean

Rules Suspended

Senator Malone asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Malone, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives and senators who voted 'YEAS'.

NAYS

Total—0

ABSENT

Mr. President Hines Siracusa
Hainkel Robichaux
Total—5

The Chair declared the Conference Committee Report was adopted. Senator Malone moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. 792 By Representative McCain

June 21, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 792 by Representative McCain, recommend the following concerning the reengrossed bill:

- 1. That Senate Committee Amendments Nos. 1 through 3 proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 8, 1999 be adopted.
2. That Senate Floor Amendments Nos. 1 through 5 proposed by Senator Ellington and adopted by the Senate on June 14, 1999 be adopted.

- 3. That Senate Floor Amendment No. 6 proposed by Senator Ellington and adopted by the Senate on June 14, 1999 be rejected.
4. That the following amendments to the reengrossed bill be adopted.

AMENDMENT NO. 1

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

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

* * *

C. In addition to issuing permits as provided in R.S. 27:82 and 83 and Subsection A of this Section, the division shall issue a permit to any person who provides maritime crew, staff, or maritime services, including consulting services involving maritime issues, directly related to the maintenance and operation of a riverboat. The person, or if the person is a corporation or firm, an officer of the corporation or firm furnishing such crew or such maritime services shall possess, as a minimum, credentials equivalent to those required by the United States Coast Guard to be licensed as a master, chief engineer, or pilot. Any person offering to provide maritime crew, staff, or such direct maritime services after October 1, 1999, shall be issued a permit in accordance with the provisions of this Subsection prior to providing such crew, staff, or maritime services to a riverboat. The provisions of this Subsection do not apply to any individual who is an employee of the riverboat licensee for whom such services are performed. Persons required to obtain a permit to provide other services including janitorial, marine architectural, engineering and construction, and dredging shall obtain a permit for such services as otherwise provided for in this Chapter.

* * *

Respectfully submitted,

Representatives:
Audrey A. McCain
Stephen J. Windhorst
Billy W. Montgomery

Senators:
Noble E. Ellington
John L. "Jay" Dardenne, Jr.
Jesse Kendrick "Ken" Hollis, Jr.

Rules Suspended

Senator Ellington asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Ellington, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives and senators who voted 'YEAS'.

Total—33

NAYS

Cain Dean
Total—2

ABSENT

Mr. President Robichaux
 Hines Siracusa
 Total—4

The Chair declared the Conference Committee Report was adopted. Senator Ellington moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. 2265 By Representative Wiggins

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 2265 by Representative Wiggins, recommend the following concerning the engrossed bill:

1. That Senate Floor Amendments proposed by Senator Ellington and adopted by the Senate on June 14, 1999, be rejected.
2. That the following amendment to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 2, line 2, after "program" delete the remainder of the line and insert in lieu thereof the following: "in public elementary and secondary schools and shall make the program available to nonpublic elementary and secondary schools."

Respectfully submitted,

Representatives: Randy Wiggins Charles McDonald Sherman Copelin
 Senators: Noble E. Ellington J. Lomax Jordan, Jr. Mike Smith

Rules Suspended

Senator Ellington asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Ellington, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0
 ABSENT

Mr. President Hines Siracusa
 Total—3

The Chair declared the Conference Committee Report was adopted. Senator Ellington moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. 1242 By Representative Holden

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1242 by Representative holden, recommend the following concerning the engrossed bill:

1. That Senate Floor Amendment No. 1 proposed by Senator Hainkel and adopted by the Senate on June 16, 1999, be rejected.
2. That Senate Floor Amendments Nos. 2 through 6 proposed by Senator Hainkel and adopted by the Senate on June 16, 1999, be adopted.
3. That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 6, at the end of line 12, change "three" to "ten"

AMENDMENT NO. 2

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

"G. The authority hereby created shall enter into a cooperative endeavor agreement or contract with the Louisiana Local Government Environmental Facilities and Community Development Authority to administer the authority and provide for the implementation of this Chapter."

AMENDMENT NO. 3

On page 8, at the end of line 18, insert the following: "All bonds and other indebtedness shall be issued through or by the Louisiana Local Government Environmental Facilities and Community Development Authority."

AMENDMENT NO. 4

On page 10, line 4, after "board" and before the comma "," insert "through or by the Louisiana Local Government Environmental Facilities and Community Development Authority"

Respectfully submitted,

Representatives: Melvin Holden John A. Alario, Jr. Emile Bruneau, Jr.
 Senators: Robert J. Barham John J. Hainkel, Jr. Cleo Fields

Rules Suspended

Senator C. Fields asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On

June 21, 1999

motion of Senator C. Fields, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Bajioe, Barham, Boissiere, Branch, Cain, Campbell, Casanova, Cox, Cravins, Dardenne, Dyess, Total—33; Ellington, Fields C, Fields W, Greene, Hainkel, Heitmeier, Hollis, Irons, Johnson, Jones, Jordan; Lambert, Landry, Lentini, Malone, Romero, Schedler, Smith, Tarver, Theunissen, Thomas, Ullo

NAYS

Dean Total—1

ABSENT

Table with 3 columns: Mr. President, Bean, Total—5; Hines, Robichaux; Siracusa

The Chair declared the Conference Committee Report was adopted. Senator C. Fields moved to reconsider the vote by which the report was adopted and laid the motion on the table.

Personal Privilege

Senator Bean 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. 1242. He had intended to vote yea on the Conference Committee Report. He asked that the Official Journal so state.

CONFERENCE COMMITTEE REPORT

House Bill No. 434 By Representative Green

June 21, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 434 by Representative Green, recommend the following concerning the reengrossed bill:

- 1. That Senate Floor Amendment No. 1 proposed by Senator Jordan and adopted by the Senate on June 16, 1999 be rejected.
2. That Senate Floor Amendments Nos. 1 through 4 proposed by Senator Romero and adopted by the Senate on June 16, 1999 be rejected.
3. That Senate Floor Amendment No. 1 proposed by Senator Jones and referenced as Set No. 1086 be rejected.

- 4. That Senate Floor Amendments Nos. 1 and 2 proposed by Senator Jones and referenced as Set No. 1090 and adopted by the Senate on June 16, 1999 be rejected.
5. That the following amendments to the reengrossed bill be adopted:

AMENDMENT NO. 2

n page 1, line 2, after "To" and before "enact" insert "amend and reenact R.S. 27:15(B)(1) and 31(A)(1) and to"

AMENDMENT NO. 3

On page 1, line 2, after "enact" and before "and" delete "R.S. 14:67.16" and insert "R.S. 27:21(G) and Chapter 8 of Title 27 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 27:421,"

AMENDMENT NO. 4

On page 1, at the beginning of line 3, insert "to provide a procedure for negotiation and approval of Indian gaming compacts; to provide relative to approval authority for Indian gaming compacts; to provide relative to the terms of such compacts; to provide for requirements of Indian gaming compacts; to provide limitations upon those compacts; to provide with respect to the dissemination of information;"

AMENDMENT NO. 5

On page 1, line 4, after "Law;" delete the remainder of the line and on line 5, delete "swindling;"

AMENDMENT NO. 6

On page 1, line 7, after "Section 1." and before "hereby" delete "R.S. 14:67.16 is" and insert "R.S. 27:15(B)(1) and 31(A)(1) are hereby amended and reenacted and R.S. 27:21(G) and Chapter 8 of Title 27 of the Louisiana Revised Statutes of 1950, comprised of R.S. 27:421, are"

AMENDMENT NO. 7

On page 1, delete lines 8 through 17 in their entirety

AMENDMENT NO. 8

On page 2, delete lines 1 through 22 and insert in lieu thereof the following:

"§15. Board's authority, responsibilities

* * *

B. The board shall:

(1) Have all regulatory authority, control, and jurisdiction, including investigation, licensing, and enforcement, and all power incidental or necessary to such regulatory authority, control, and jurisdiction over all aspects of gaming activities and operations as authorized pursuant to the provisions of the Louisiana Riverboat Economic Development and Gaming Control Act, the Louisiana Economic Development and Gaming Corporation Act, and the Video Draw Poker Devices Control Law, except as otherwise specified in this Title. Further, the board shall have all regulatory, enforcement, and supervisory authority which exists in the state as to gaming on Indian lands as provided in the provisions of Act No. 888 of the 1990 Regular Session of the Legislature and Act No. 817 of the 1993 Regular Session of the Legislature and R. S. 27:421.

* * *

§21. Records of board deemed open, exceptions

* * *

G. Notwithstanding any provision of law to the contrary, any information or documents disseminated to anyone other than the gaming enforcement section, office of state police, Department of Public Safety and Corrections, the Louisiana Gaming Control Board or its attorney, or a law enforcement agency shall be deemed public and non confidential as otherwise provided by this Section.

* * *

§31. Transfer of obligations, funding sources, and functions

A.(1) Beginning May 1, 1996, the board established in this Title shall undertake and become the sole and exclusive regulatory and supervisory board for gaming operations and activities authorized by the Louisiana Riverboat Economic Development and Gaming Control Act,

the Louisiana Economic Development and Gaming Corporation Act, and the Video Draw Poker Devices Control Law. Further, the board shall have all regulatory, enforcement, and supervisory authority which exists in the state as to gaming on Indian lands as provided in the provisions of Act No. 888 of the 1990 Regular Session of the Legislature and Act No. 817 of the 1993 Regular Session of the Legislature and R.S. 27:421. The board created in this Title shall be the successor to any board of directors, president, board, commission, or committee established prior to May 1, 1996, to regulate gaming under such laws as well as successor to any authority heretofore granted to any other office or division within the Department of Public Safety and Corrections or any other state department or agency, except as otherwise specifically provided herein.

CHAPTER 8. INDIAN GAMING COMPACTS

§421. Indian gaming compacts; negotiations; terms

A. Subject to the provisions of Subsection B 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, and as permitted under the Indian Gaming Regulatory Act, 25 U.S.C. 2701 et seq.

B. 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, 25 U.S.C. 2701 et seq. 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.

C. If the conditions of Subsection B 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.

D. 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.

E. No Indian gaming compact shall be effective until approved by majority vote of each house of the legislature by mail ballot, Act, or resolution."

Respectfully submitted,

Representatives:
Kyle M. Green
Roy J. Quezaire

Senators:
Noble E. Ellington
J. Chris Ullo

Rules Suspended

Senator Jones asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report.

Ruling from the Chair

Senator Jordan asked for a ruling from the Chair as to whether Amendment No. 8 was germane to the bill.

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

Rules Suspended

Senator Dean asked for a suspension of the rules for the purpose of granting the speaker an additional 2 minutes.

Senator Bajoie objected.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Includes Barham, Boissiere, Branch, Campbell, Cox, Dardenne, Dean, Dyess, Ellington, Landry, Fields C, Fields W, Greene, Heitmeier, Hollis, Johnson, Jones, Jordan, Landry, Lentini, Malone, Robichaux, Romero, Smith, Tarver, Theunissen, Ullo.

NAYS

Table with 3 columns: Name, Yeas, Nays. Includes Bajoie, Bean, Cain, Irons, Schedler.

ABSENT

Table with 3 columns: Name, Yeas, Nays. Includes Mr. President, Casanova, Cravins, Hainkel, Hines, Lambert, Siracusa, Thomas.

The Chair declared the rules were suspended and the speaker was granted an additional 2 minutes.

Motion

Senator Jones moved that the Conference Committee Report be adopted.

Senator Jordan moved as a substitute motion that the Conference Committee Report be recommitted to the Conference Committee.

Without objection, so ordered.

CONFERENCE COMMITTEE REPORT

House Bill No. 1445 By Representative Windhorst

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1445 by Representative Windhorst, recommend the following concerning the reengrossed bill:

- 1. That Senate Committee Amendments Nos. 1 through 4 proposed by the Senate Committee on Judiciary B and adopted on the Senate on May 26, 1999, be rejected.

Respectfully submitted,

Representatives:
Stephen J. Windhorst
Audrey A. McCain
Tommy Wright

Senators:
Noble E. Ellington
Donald R. Cravins
B. G. Dyess

June 21, 1999

Rules Suspended

Senator Ellington asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Ellington, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing YEAS for various senators including Bajoie, Barham, Bean, Boissiere, Branch, Cain, Campbell, Casanova, Cox, Cravins, Dardenne, Dean, Dyess, Ellington, Fields C, Fields W, Greene, Hainkel, Heitmeier, Hines, Hollis, Irons, Johnson, Jones, Jordan, Lambert, Malone, Romero, Schedler, Smith, Tarver, Theunissen, Thomas, and Ullo.

NAYS

Landry
Total—2

ABSENT

Mr. President
Total—3
Robichaux
Siracusa

The Chair declared the Conference Committee Report was adopted. Senator Ellington moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. 2120 By Representative Scalise

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 2120 by Representative Scalise, recommend the following concerning the engrossed bill:

- 1. That Senate floor amendments proposed by Senator Hainkel and adopted by the Senate on June 11, 1999, be rejected.
2. That the following amendments to the engrossed bill be adopted.

AMENDMENT NO. 1

On page 1, line 15, after "transfer" and before "any" insert "up to twenty percent annually of"

Respectfully submitted,

Representatives:
James J. "Jim" Donelon
Steve Scalise

Senators:
Gregory W. Tarver, Sr.
John Hainkel

Edwin A. Murray

Donald R. Cravins

Rules Suspended

Senator Hainkel asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Hainkel, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing YEAS for various senators including Bajoie, Barham, Bean, Boissiere, Branch, Cain, Campbell, Casanova, Cox, Cravins, Dardenne, Dean, Dyess, Ellington, Fields C, Fields W, Greene, Hainkel, Heitmeier, Hines, Hollis, Irons, Johnson, Jones, Lambert, Lentini, Malone, Romero, Schedler, Smith, Tarver, Theunissen, Thomas, and Ullo.

NAYS

Jordan
Total—2
Landry
ABSENT

Mr. President
Total—3
Robichaux
Siracusa

The Chair declared the Conference Committee Report was adopted. Senator Hainkel moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. HB1776 By Representative Damico

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. HB1776 by Representative Damico, recommend the following concerning the engrossed bill:

- 1. That Amendment No. 1 proposed by the Legislative Bureau and adopted by the Senate on June 4, 1999, be accepted.
2. That the Senate Committee Amendments No. 2 and 5 proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 10, 1999, be accepted.
3. That the Senate Committee Amendments No. 1, 3 and 4 proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 10, 1999, be rejected.
4. That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "enact" insert "amend and reenact R.S. 33:2002 and 2218.2(A) and to"

AMENDMENT NO. 2

On page 1, line 5, after "servers" and before the semicolon ";", insert "and certain police officers who patrol bridges; to provide eligibility for supplemental pay for ten Chitimacha tribe of Louisiana firemen"

AMENDMENT NO. 3

On page 1, line 7, after "R.S." and before "33:2218.8(G)", insert "33:2002 and 2218.2(A) are hereby amended and reenacted and"

AMENDMENT NO. 4

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

§2002. Extra compensation

A.(1) In addition to the compensation now paid by any municipality, parish, fire protection district, or other political subdivision maintaining a fire department, or by the Chitimacha tribe of Louisiana, hereinafter referred to as "tribe", or by any nonprofit corporation contracting with any such political subdivision to provide fire protection services, to every paid, regularly employed employee who is paid not less than three hundred dollars per month, not including supplemental pay, as distinguished from part-time employees and volunteers of such fire department, who are carried on the payroll of such fire department, and every employee as defined herein who is paid from funds of the parish or municipality or tribe obtained through lawfully adopted bond issues or lawfully assessed taxes, either directly or through a board or commission set up by law or ordinance of the parish or municipality or tribe, shall be paid extra compensation by the state in the amount of three hundred dollars per month for each such paid employee who has completed or who hereafter completes one year of service.

(2) The term "employee" as used herein expressly excludes any person hired primarily to perform secretarial and clerical duties, switchboard operators, secretaries, record clerks, maintenance personnel, and mechanics; it shall expressly exclude employees hired after March 31, 1986, who have not completed and passed a certified fireman's training program equal to National Fire Protection Association Standard 1001 or a firemen's training program as approved by the Louisiana State University Firemen Training Program in accordance with R.S. 40:1541 et seq.; and it shall also expressly exclude part-time employees and volunteers of such municipal, parish, tribe, or fire protection district fire departments.

B. In computing the period of service required by Subsection A of this Section, prior service of employees who have returned or who hereafter return to such service shall be included; provided that service in any municipal, parish, tribe, or fire protection district fire department, whether with the same fire department or not, shall be used in computing such prior service.

C. Notwithstanding any other provision of law to the contrary, the compensation for tribal officers of the Chitimacha tribe of Louisiana shall be for no more than ten such firemen.

Respectfully submitted,

Representatives: N. J. Damico Stephen J. Windhorst

Senators: Francis Heitmeier Noble E. Ellington

Motion

Senator Heitmeier moved that the Conference Committee Report be adopted.

Senator Hollis moved as a substitute motion that the Conference Committee Report be recommitted to the Conference Committee.

Without objection, so ordered.

CONFERENCE COMMITTEE REPORT

House Bill No. 2076 By Representative Perkins

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 2076 by Representative Perkins, recommend the following concerning the engrossed bill:

- 1. That the Senate Floor Amendments proposed by Senator Thomas and adopted by the Senate on June 16, 1999, be rejected.

Respectfully submitted,

Representatives: Tony Perkins Jerry Luke LeBlanc Melvin "Kip" Holden

Senators: Robert Barham Jerry Thomas Mike Branch

Rules Suspended

Senator Branch asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Branch, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Bajoie, 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

Dean Total—1

ABSENT

Mr. President Siracusa Total—2

The Chair declared the Conference Committee Report was adopted. Senator Branch moved to reconsider the vote by which the report was adopted and laid the motion on the table.

SENATE CONFERENCE COMMITTEE REPORT

Senate Bill No. 562 by Senator Jordan

June 21, 1999

June 21, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 562 by Senator Jordan recommend the following concerning the Engrossed bill:

- 1. That House Floor Amendment Nos. 1 through 8 proposed by Representative McCain and adopted by the House on May 19, 1999 be adopted.
2. That House Floor Amendment No. 1 proposed by Representative Green and adopted by the House of June 11, 1999 be adopted.
3. That House Floor Amendment Nos. 1 through 5 proposed by Representative Perkins and adopted by the House on June 11, 1999 be adopted.

Respectfully submitted,

Senators: J. Lomax Jordan, Jr. Charles D. Jones Ron Landry

Representatives: Audrey A. McCain Anthony R. Perkins Stephen Windhorst

Rules Suspended

Senator Jordan asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Jordan, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Bajoie, 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 Conference Committee Report was adopted. Senator Jordan moved to reconsider the vote by which the report was adopted and laid the motion on the table.

SENATE CONFERENCE COMMITTEE REPORT

Senate Bill No. 242 by Senator Landry

June 21, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 242 by Senator Landry recommend the following concerning the Engrossed bill:

- 1. That House Floor Amendments Nos. 1 through 3 and 5 adopted on April 8, 1999 be accepted.
2. That House Floor Amendments Nos. 4 and 6 adopted on April 8, 1999 be rejected.
3. That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, delete lines 13 and 14 and insert: "do all other things incidental thereto. Along the main line levees of the Mississippi river in Jefferson, St. Charles, and St. John Parishes, levee boards and levee and drainage boards may construct bicycle paths and walkways along the top of the"

AMENDMENT NO. 2

On page 2, after line 5, insert the following:

"R.S. 38:301(E) is all proposed new law.

E. (1) Neither a levee board nor a levee and drainage board that constructs a bicycle path or walkway as provided in Subsection A, nor the owner, operator or lessee of property utilized for levee and levee drainage purposes, shall be liable for any personal injury, property damage, or other loss which occurs while a person enters onto such property to utilize the bicycle path or walkway constructed by the levee board or the levee and drainage board.

(2) Nothing contained in this Section shall prevent or restrict a landowner, operator, lessee or adjacent landowners from the normal, reasonable and foreseeable use of levee property upon which a bicycle path or walkway is constructed.

(3) Nothing contained in this Section shall be construed to prevent any landowner from seeking compensation under existing law for use of such landowner's property pursuant to this Section.

(4) Nothing contained in this Section shall be construed to require the removal or modification of any existing structure or pipeline lawfully placed upon or crossing a levee in order to construct a bicycle path or walkway."

Respectfully submitted,

Senators: Ron Landry

Representatives: Juba Diez Mitch Theriot Joel Chaisson

Rules Suspended

Senator Landry asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report.

Rules Suspended

Senator Malone asked for a suspension of the rules for the purpose of granting the speaker an additional 2 minutes.

Senator Irons objected.

ROLL CALL

The roll was called with the following result:

YEAS

Boissiere	Fields C	Lentini
Campbell	Fields W	Malone
Casanova	Greene	Robichaux
Cox	Hines	Romero
Cravins	Hollis	Schedler
Dardenne	Johnson	Smith
Dyess	Jones	Thomas
Ellington	Landry	Ullo
Total—24		

NAYS

Bajoie	Branch	Hainkel
Barham	Cain	Irons
Bean	Dean	Theunissen
Total—9		

ABSENT

Mr. President	Jordan	Siracusa
Heitmeier	Lambert	Tarver
Total—6		

The Chair declared the rules were suspended and the speaker was granted an additional 2 minutes.

On motion of Senator Landry, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Dean	Johnson
Bean	Dyess	Jones
Boissiere	Ellington	Landry
Branch	Fields C	Lentini
Cain	Fields W	Robichaux
Campbell	Greene	Romero
Casanova	Hainkel	Schedler
Cox	Heitmeier	Tarver
Cravins	Hollis	Theunissen
Dardenne	Irons	Ullo
Total—30		

NAYS

Barham	Smith
Malone	Thomas
Total—4	

ABSENT

Mr. President	Jordan	Siracusa
Hines	Lambert	
Total—5		

The Chair declared the Conference Committee Report was adopted. Senator Landry moved to reconsider the vote by which the report was adopted and laid the motion on the table.

SENATE CONFERENCE COMMITTEE REPORT

Senate Bill No. 396 by Landry

June 20, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 396 by Landry recommend the following concerning the Engrossed bill:

1. That Legislative Bureau amendments proposed by the Legislative Bureau and adopted by the House on May 12, 1999 be adopted.
2. That House Floor Amendment No. 1 through 3 proposed by Representative Morrell and adopted by the House on June 10, 1999 be rejected.

Respectfully submitted,

Senators:	Representatives:
Ronald J. "Ron" Landry	John C. "Juba" Diez
Gregory W. Tarver	James J. Donelon
Arthur J. Lentini	

Rules Suspended

Senator Landry asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report.

Motion

Senator Landry moved that the Conference Committee Report be adopted.

Senator C. Fields moved as a substitute motion that the Conference Committee Report be recommitted to the Conference Committee.

Senator Landry objected.

ROLL CALL

The roll was called on the substitute motion with the following result:

YEAS

Bajoie	Cox	Irons
Boissiere	Dean	Jones
Cain	Fields C	
Campbell	Fields W	
Total—10		

NAYS

Mr. President	Greene	Malone
Barham	Hainkel	Romero
Bean	Heitmeier	Schedler
Branch	Hines	Smith
Casanova	Hollis	Tarver
Cravins	Johnson	Theunissen
Dardenne	Lambert	Thomas
Dyess	Landry	Ullo
Ellington	Lentini	
Total—26		

ABSENT

Jordan	Robichaux	Siracusa
Total—3		

The Chair declared the Senate refused to recommit the bill to the Conference Committee Report.

June 21, 1999

ROLL CALL

The roll was called on the original motion to adopt with the following result:

YEAS

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

NAYS

Dean
Total—1

ABSENT

Cravins, Jordan, Total—4; Robichaux, Siracusa

The Chair declared the Conference Committee Report was adopted. Senator Landry moved to reconsider the vote by which the report was adopted and laid the motion on the table.

SENATE CONFERENCE COMMITTEE REPORT

Senate Bill No. 1108 by Senators Thomas, Schedler, and Hainkel

June 21 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 1108 by Senators Thomas, Schedler, and Hainkel recommend the following concerning the Reengrossed bill:

- 1. That House Floor Amendment No. 1 proposed by Representative Schneider and adopted by the House on June 10, 1999, be adopted.
2. That House Floor Amendments No. 1, 2, and 3 proposed by Representative Thornhill and adopted by the House on June 10, 1999, be rejected.
3. That House Floor Amendments No. 1, 2, and 4 proposed by Representatives Murray and Copelin and adopted by the House on June 10, 1999, be adopted.
4. That House Floor Amendment No. 3 proposed by Representatives Murray and Copelin and adopted by the House on June 10, 1999, be rejected.
5. That the following amendment to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 11, between "322.37(A)" and "and" insert: "322.38(A),(B)(2), and (C),"

AMENDMENT NO. 2

On page 4, between lines 19 and 20, insert the following:

"Section 2.
§322.38. Disposition of certain collections in parishes with a population of more than four hundred seventy-five thousand Orleans Parish

A. The avails of the tax imposed by R.S. 47:321 from the sale of services as defined in R.S. 47:301(14)(a) in any parish with a population of more than four hundred seventy-five thousand according to the latest federal census Orleans Parish under the provisions of R.S. 47:321(C) and 322 in each fiscal year 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 "New Orleans Area Tourism and Economic Development Fund".

B. * * *
(2) To the New Orleans Business and Industrial District each state senator and state representative whose district includes all or any portion of Orleans Parish, to be administered through the Louisiana Stadium and Exposition District (hereinafter "the district"), the remainder of the money in the fund after the other distributions provided for in this Subsection, to be used within Orleans Parish for the provision of grants for tourism, economic development, and other activities, all as provided in Subsection C of this Section.

C.(1) Of the total appropriation from the fund which has been allocated pursuant to Paragraph B(2) of this Section for the provision of grants, and which consists of monies placed into the fund on and after July 1, 1999, thirty-five percent shall be designated for grants to be selected by each state senator whose district includes all or any portion of Orleans Parish, and sixty-five percent shall be designated for grants to be selected by each state representative whose district includes all or any portion of Orleans Parish, in consultation with the board of commissioners of the district. The amount available for allocation by each senator shall be determined by dividing the population within Orleans Parish for the respective district by the total parish population and then multiplying such ratio by thirty-five percent of the total appropriation. The amount available for allocation by each representative shall be determined by dividing the population within Orleans Parish for the respective district by the total parish population and then multiplying such ratio by sixty-five percent of the total appropriation. Population data from the latest federal census shall be used in establishing allocation ratios.

(2) The board of commissioners of the district shall have administrative responsibility and authority for funds allocated pursuant to Paragraph (B)(2) of this Section, shall consult with the appropriate representative or senator having authority to determine the grants to be distributed each year from the funds so allocated, but shall not have the authority to expend, obligate, allocate, or otherwise control any of such funds except as specifically provided in this Subsection.

(3) Grants shall be available for activities, projects, or programs undertaken for a public purpose, including but not limited to tourism, recreation, economic development, capital outlay, education, and services for youth and the elderly.

(4) Grants shall be exclusively available to public and private nonprofit entities, and such funds shall be expended only for a public purpose. No grantee which is a private, nonprofit corporation shall be involved in any political activity. "Political activity" shall mean an effort to support or oppose a proposition or the election of a candidate for political office or to support or oppose a particular political party in an election.

(5) The board of commissioners of the district shall develop a grant application process which shall be used by entities seeking grants. Grant applications shall include at a minimum:

(a) A detailed narrative describing the grant applicant, the proposed activity or project and its value, and the objectives to be accomplished through the use of grant funds.

(b) A detailed budget for the activity or project, including measurable indicators of achievement of performance expectations.

(c) If the grant applicant is a private, nonprofit entity, information on the entity's purpose, its size, the names and addresses of the members of its governing body, and its taxpayer identification number.

(6) The board of commissioners of the district shall monitor and evaluate the use of grant funds. The grantee shall cooperate in providing any information requested by the district relative to the funded activity. Each grantee shall be subject to audit by the legislative auditor in accordance with R.S. 24:513.

(7) Following a hearing and upon a finding that any grant provided pursuant to this Subsection is not in compliance with the requirements of this Subsection, the board of commissioners of the district, with the concurrence of the representative or senator whose funds were provided, may revoke further funding of such grant.

ED. All unexpended and unencumbered monies in the fund at the end of any fiscal year 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 fund.

Section 3. All unexpended and unencumbered monies in the fund at the end of fiscal year 1998-1999, shall remain in the fund and shall be appropriated and distributed only for the purposes and to the persons and entities under the terms and conditions provided in Section 2 of this Act. However, forty percent of such monies shall be designated for grants by each state senator and sixty percent shall be designated for grants by each state representative, whose district includes all or any portion of Orleans Parish. The amount of such unexpended and unencumbered monies available for allocation by each senator shall be determined by dividing the population within Orleans Parish for the respective district by the total parish population and then multiplying such ratio by forty percent of the total amount of such monies. The amount of such unexpended and unencumbered monies available for allocation by each representative shall be determined by dividing the population and then multiplying such ratio by sixty percent of the total amount of such monies. Notwithstanding the foregoing provisions of this Section, all such unexpended and unencumbered monies allocated to the senator representing Senatorial District 6 are hereby allocated to the New Orleans Police Foundation."

Respectfully submitted,

Senators:	Representatives:
John J. Hainkel, Jr.	Edwin R. Murray
Diana E. Bajoie	C. E. "Peppi" Bruneau, Jr.
	Sherman Copelin

Rules Suspended

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Bajoie, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Dyess	Jordan
Barham	Ellington	Lentini
Bean	Fields W	Malone
Boissiere	Greene	Romero
Cain	Hainkel	Schedler
Campbell	Heitmeier	Smith
Casanova	Hines	Theunissen
Cox	Hollis	Thomas
Cravins	Irons	Ullo
Dardenne	Jones	
Total—29		

NAYS

Branch	Johnson	
Dean	Landry	
Total—4		
	ABSENT	
Mr. President	Lambert	Siracusa
Fields C	Robichaux	Tarver
Total—6		

The Chair declared the Conference Committee Report was adopted. Senator Bajoie moved to reconsider the vote by which the report was adopted 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

RECOMMITAL OF CONFERENCE COMMITTEE REPORT

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has recommitted the Report of the Conference Committee on the disagreement to House Bill No. 434:

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

Message from the House

RECOMMITAL OF CONFERENCE COMMITTEE REPORT

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has recommitted the Report of the Conference Committee on the disagreement to House Bill No. 1776:

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

Reports of Committees, Resumed

The following reports of committees were received and read:

SENATE CONFERENCE COMMITTEE REPORT

Senate Bill No. 480 by Senator Heitmeier

June 21, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 480 by Senator Heitmeier recommend the following concerning the engrossed bill:

June 21, 1999

1. That House Committee Amendments No. 1 through 3. proposed by the House Committee on Transportation, Highways and Public Works and adopted by the House on May 19, 1999, be adopted.
2. That House Floor Amendments No. 1. through 3. proposed by Representative Alario and adopted by the House on June 11, 1999, be rejected.
3. That the following amendment to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 2, line 17, after "U.S. Highway 90." insert "The Crescent City Connection police shall exercise concurrent police jurisdiction with the sheriff of the parish of Jefferson and the police chiefs of the cities of Gretna and Westwego under the provisions of this Section unless the sheriff of the parish of Jefferson and the police chiefs of the cities of Gretna and Westwego give written notification that such concurrent police jurisdiction is terminated by that law enforcement agency as to the exercise of concurrent jurisdiction within its law enforcement jurisdiction."

Respectfully submitted,

Senators:
Francis Heitmeier
Diana E. Bajoie

Representatives:
John A. Alario, Jr.
John C. Diez
Joseph F. Toomy

Rules Suspended

Senator Heitmeier asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Heitmeier, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Dean	Landry
Total—2	

ABSENT

Mr. President	Robichaux	Thomas
Cravins	Siracusa	
Total—5		

The Chair declared the Conference Committee Report was adopted. Senator Heitmeier moved to reconsider the vote by which the report was adopted and laid the motion on the table.

SENATE CONFERENCE COMMITTEE REPORT

Senate Bill No. 871 by Senator Hainkel

June 21, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 871 by Senator Hainkel recommend the following concerning the Reengrossed bill:

1. That all House Committee Amendments proposed by the House Committee on Labor and Industrial Relations and adopted by the House of Representatives on June 2, 1999 be adopted.
2. That all House Floor Amendments proposed by Representative Bruneau and adopted by the House of Representatives on June 14, 1999 be rejected.
3. That House Floor Amendment proposed by Representative Michot and adopted by the House of Representatives on June 14, 1999 be adopted.

Respectfully submitted,

Senators:
John J. Hainkel, Jr.
Robert J. Barham
Charles D. Jones

Representatives:
C. E. "Peppi" Bruneau
Charles W. DeWitt, Jr.
Michael John Michot

Rules Suspended

Senator Hainkel asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Hainkel, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Jordan	Romero
Lentini	Siracusa
Total—4	

The Chair declared the Conference Committee Report was adopted. Senator Hainkel moved to reconsider the vote by which the report was adopted and laid the motion on the table.

SENATE CONFERENCE COMMITTEE REPORT

Senate Bill No. 1087 by Schedler

June 21, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 1087 by Senator Schedler recommend the following concerning the Engrossed bill:

1. That the set of House Floor Amendments No. 1 through 6 proposed by Representative Daniel and adopted by the House of Representatives on June 16, 1999, be rejected.
2. That the set of House Floor Amendments No. 1 and 2 that begin with "On page 2, line 12," proposed by Representative Daniel and adopted by the House of Representatives on June 16, 1999, be rejected.
3. That House Floor Amendments No. 1 through 6 proposed by Representative Stelly and adopted by the House of Representatives on June 16, 1999, be rejected.
4. That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 2, line 12, after "system" insert "provided the application for such merger is submitted on or before October 15, 1999, and that any cost resulting from the merger shall not be paid for by the system or from the fund established in R.S. 22:1419(A)"

Respectfully submitted,

Senators:
Tom Schedler
Art Lentini
Francis C. Heitmeier

Representatives:
Vic Stelly

Motion

Senator Schedler moved that the Conference Committee Report be adopted.

Senator Cox moved as a substitute motion that the Conference Committee Report be recommitted to the Conference Committee.

Senator Schedler objected.

ROLL CALL

The roll was called with the following result:

YEAS

Cain	Dyess	Jordan
Campbell	Fields C	Landry
Cox	Fields W	Robichaux
Cravins	Johnson	
Total—11		

NAYS

Barham	Hainkel	Romero
Bean	Heitmeier	Schedler
Boissiere	Hines	Smith
Branch	Hollis	Tarver
Casanova	Irons	Theunissen
Dardenne	Jones	Thomas
Dean	Lambert	Ullo
Ellington	Lentini	
Greene	Malone	
Total—25		

ABSENT

Mr. President	Bajoie	Siracusa
Total—3		

The Chair declared the Senate refused to recommit the bill to the Conference Committee.

ROLL CALL

The roll was called on the original motion to adopt with the following result:

YEAS

Mr. President	Dyess	Lentini
Bajoie	Ellington	Malone
Barham	Greene	Romero
Bean	Hainkel	Schedler
Boissiere	Heitmeier	Smith
Branch	Hines	Tarver
Cain	Hollis	Theunissen
Casanova	Irons	Thomas
Cravins	Johnson	Ullo
Dardenne	Jones	
Dean	Lambert	
Total—31		

NAYS

Campbell	Fields W	Robichaux
Cox	Jordan	
Fields C	Landry	
Total—7		

ABSENT

Siracusa
Total—1

The Chair declared the Conference Committee Report was adopted. Senator Schedler moved to reconsider the vote by which the report was adopted and laid the motion on the table.

SENATE CONFERENCE COMMITTEE REPORT

Senate Bill No. 328 by Heitmeier

June 21, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 328 by Senator Heitmeier recommend the following concerning the Engrossed bill:

1. That the set of five House Committee Amendments No. 1 through 5 proposed by the House Committee on Retirement and adopted by the House of Representatives on June 14, 1999, be rejected.
2. That the set of eight House Floor Amendments No. 1 through 8 proposed by Representative Daniel and adopted by the House of Representatives on June 15, 1999, be rejected.
3. That the set of six House Floor Amendments No. 1 through 6 proposed by Representative Wilkerson and adopted by the House of Representatives on June 16, 1999, be rejected.
4. That the set of four House Floor Amendments No. 1 through 4 proposed by Representative Alario and adopted by the House of Representatives on June 16, 1999, be rejected.

June 21, 1999

- 5. That House Floor Amendments No. 6 and 7 proposed by Representatives Curtis and Daniel and adopted by the House of Representatives on June 15, 1999, be adopted.
- 5. That House Floor Amendments No. 1, 2, 3, 4, and 5 proposed by Representatives Curtis and Daniel and adopted by the House of Representatives on June 15, 1999, be rejected.
- 6. That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, delete "R. S. 11:448(A) and 450(C) and (D)(3)" and insert "R. S. 11:62(5)(b), 441(D)(3), 448(A), and 450(B), (C), and (D)(3) and 922, and to enact R. S. 11:441(D)(4), 11:502 through 502.6, and 503"

AMENDMENT NO. 1

On page 1, line 3, after "System" insert "and the Teachers' Retirement System of Louisiana" and on page 1, line 6, after "credit;" insert "to provide for retirement eligibility and contribution rates for correctional officers, probation and parole officers, and security personnel employed by the Department of Public Safety and Corrections; to provide for creation of an optional retirement plan for certain state employees; to provide for type of benefit in an optional retirement plan; to provide for a death benefit for retirees over sixty-five;"

AMENDMENT NO. 2

On page 1, delete lines 9 and 10, and insert:

"Section 1. R.S. 11:62(5)(b), 441(D)(3), 448(A), 450(B), (C), and (D)(3), and 922 are hereby amended and reenacted and R.S. 11:441(D)(4), 502 through 502.6, and 503 are hereby enacted to read as follows:"

AMENDMENT NO. 3

On page 2, between lines 26 and 27, insert the following:

"SUBPART F. OPTIONAL RETIREMENT PLAN

§502. Creation of optional retirement plan

There is created an optional retirement plan for certain unclassified state employees who would otherwise be eligible to become members of the Louisiana State Employees' Retirement System. Those eligible employees who select this optional benefit shall not be considered eligible for any benefits provided by the defined benefit plan, and cannot maintain any service credit in the defined benefit plan once this option is elected.

§502.1 Selection of providers

The Board of Trustees of the Louisiana State Employees' Retirement System shall select no more than three providers with which participants will be authorized to place their contributions in products that shall be selected by the Board. In selecting the providers, the board shall consider, among other things, the following:

- A. The tax status of the product.
- B. The portability of the products offered by the providers.
- C. The types of products offered by the providers.
- D. The relation of the costs and benefits as relates to the amount of the contributions to be made pursuant to the provisions of this Subpart.

E. The ability of the designated provider or providers to provide the rights and benefits under the products.

§502.2 Eligibility; irrevocable election

A.(1) The following unclassified state employees shall be eligible to make an irrevocable election to participate in this optional retirement plan:

(a)(i) Any unclassified state employee who is appointed by a statewide elected official and whose appointment is subject to confirmation by the Louisiana Senate.

(ii) Any unclassified state employee who is a member of the immediate staff of any such employee described in Item (i) of this Subparagraph.

(b) The chief executive officer of the State Group Benefits Program.

(2) Such election shall be made in writing and filed with the Louisiana State Employees' Retirement System within sixty days after such appointment. Elections will be effective as of the date of appointment. If an eligible employee fails to make the election timely, he shall become a member of the retirement system's defined benefit plan as of the date of appointment.

B.(1) Any participating member of the defined benefit plan, who would otherwise be eligible to participate in this optional retirement plan under the provisions of Subsection A of this Section, may irrevocably elect to participate in this optional retirement plan under the provisions of this Subpart, but any such election shall be filed in writing with the Louisiana State Employees' Retirement System prior to September 1, 2000, or the member shall remain in the defined benefit plan.

(2) If, pursuant to this Paragraph, an election is made by a current member of the defined benefit plan to participate in the optional retirement plan, then the employee contributions that were made on behalf of such member in the defined benefit plan shall be transferred to the participant's optional retirement plan.

(3) Any otherwise eligible employee who has service credit in the defined benefit plan shall be ineligible to participate in the optional retirement plan, unless such employee transfers all such credit from the defined benefit plan to this optional retirement plan in accordance with this Subsection.

§502.3 Contributions

A.(1)(a) Each participant in this optional retirement plan shall contribute monthly the same amount that would have been contributed to the defined benefit plan, as if the participant were a member of that plan.

(b) The entirety of each participant's contribution, less any monthly fee established by the Board of Trustees for the Louisiana State Employees' Retirement System to cover the cost of administration and maintenance of the optional retirement plan, shall be remitted to the applicable designated provider or providers for application to the participant's account or accounts.

(2) Participant's contributions may be made by employer pick-up in accordance with the provisions of Section 414(h)(2) of the United States Internal Revenue Code or any amendment thereto.

B. (1) Each employer agency, institution, or board shall contribute to the Louisiana State Employees' Retirement System on behalf of each participant in this optional retirement plan the same amount that would have been contributed to the defined benefit plan.

(2)(a) Upon receipt of this contribution, the Louisiana State Employees' Retirement System shall promptly pay over to the appropriate designated provider or providers an amount equal to the employer's portion of the normal cost contribution as set forth in the actuarial valuation of the retirement system which is approved annually by the Public Retirement Systems' Actuarial Committee. That amount shall be credited to the participant's account or accounts, subject to any other applicable provisions of this Section.

(b) Notwithstanding the provisions of Subparagraph (a) of this Paragraph, the Louisiana State Employees' Retirement System shall retain and apply to the unfunded accrued liability the amount if any, of the employer contributions paid on behalf of any optional retirement plan participant which exceeds the employer's portion of the normal cost contribution.

(3)(a) In addition to the amount retained pursuant to Paragraph (2) of this Subsection, an additional contribution shall be retained, by the system, subject to the following procedures. The annual actuarial valuation presented to the Public Retirement System's Actuarial Committee pursuant to R.S. 11:127(C) shall identify any adverse actuarial impact occurring on and after July 1, 2000, as the result of participation of the employees set forth in this Subpart. Then, the system actuary shall identify and recommend the additional amount of the employer's portion of the normal cost contributions made on behalf of optional retirement plan participants that is necessary to be retained to offset such adverse actuarial impact, if any.

(b) Any additional amount of the employer's portion of the normal cost contributions recommended to be retained pursuant to Subparagraph (a) of this Paragraph, shall be retained from such

employer contributions that are made in the then current plan year. That amount shall be increased or decreased annually thereafter according to the same procedures in the amount needed to offset such adverse actuarial impact to the system, if any.

(4) The process of retaining contributions, as identified in Paragraphs (B) (2) and (3) of this Subsection shall continue until the unfunded accrued liability of the retirement system is fully amortized.

C. Notwithstanding the provisions of Subsections A and B of this Section, the Louisiana State Employees' Retirement System shall not remit any funds or contributions to any provider or providers from an employer agency, institution, or board until the correct and total amount to be remitted to the Louisiana State Employees' Retirement System under Subsections A and B of this Section is received each month from the employer agency, institution, or board.

§502.4. Limitations; unclassified employees

Any eligible unclassified employee who elects to participate in this optional retirement plan shall always be ineligible for membership in the defined benefit plan, even if he is employed in a position covered by the defined benefit plan and shall only be entitled to those benefits set out in this Subpart. If any such optional retirement plan participant assumes a new position covered by the retirement plan then he shall continue to participate in the optional retirement plan, notwithstanding the provisions of R.S. 11:417. If any such optional retirement plan participant assumes a new position in state service not covered by the defined benefit plan he must at that time begin membership in the retirement system which provides benefits for that position in state service.

§502.5. Benefits not obligation of the state; unclassified employees

A. Any eligible employee who elects to participate in this optional retirement plan shall agree that the benefits payable to participants are not the obligations of the state of Louisiana or the Louisiana State Employees' Retirement System and that such benefits and other rights of the optional retirement plan are the sole liability and responsibility of the designated provider or providers to which contributions have been made. Furthermore, each such participant shall in accordance with this agreement expressly waive his or her rights set forth in Article X, Section 29(A) and (B) of the Louisiana Constitution.

B.(1) Benefits shall be payable to such optional retirement plan participants or their beneficiaries by the designated provider or providers and not by the Louisiana State Employees' Retirement System, in accordance with the contract types provided by the providers selected and the contracts approved for use in the optional retirement plan by the board.

(2) Additionally, the board may approve direct transfers by and between providers.

(3) Participants in the optional retirement plan shall not be entitled to any benefits to which members in the defined benefit plan are entitled, including but not limited to disability benefits, survivor benefits, participation in the Deferred Retirement Option Plan, and any cost of living adjustments granted to retirees of the defined benefit plan.

(4) Participants in the optional retirement plan shall specifically acknowledge and do hereby waive any of the benefits that accrue to members in the defined benefit plan.

C. Any such optional retirement plan participant receiving retirement benefits under Subsection B of this Section shall be eligible to participate in the State Employees' Group Benefits Program in accordance with its laws and regulations.

D. By participating in the optional retirement plan, the participant and the provider shall be responsible for complying with all applicable provisions of the Internal Revenue Code, and if any violation of that Code occurs as a result of the participant's participation in the optional retirement plan, it will be the responsibility and liability of the participant and the provider and not the Louisiana State Employees' Retirement System.

E. There shall be no liability on the part of and no cause of action of any nature shall arise against the Louisiana State Employees' Retirement System, or its agents or employees, for any action taken in the performance of the duties under this Subsection.

§502.6 Implementation

The Board of Trustees of the Louisiana State Employees' Retirement System shall implement the optional retirement plan no later

than July 1, 2000, and the employer agencies, institutions, and boards shall implement the optional retirement plan on July 1, 2000.

* * *

§503. Death Benefit

R.S. 11:503 is all proposed new law.

After a retiree reaches the age of sixty-five, upon that retiree's death he shall be entitled to a death benefit in the amount of two thousand dollars, to be payable in a lump sum to the deceased retiree's named beneficiary, or if there is no named beneficiary then to the deceased retiree's estate.

* * *

§922. Purpose

The purpose of the optional retirement plan is to provide retirement and death benefits to the participants while affording the maximum portability of these benefits to the participants. Benefits shall be provided by the purchase of annuity contracts, fixed or variable in nature, or a combination thereof, at the option of the participant.

* * *

AMENDMENT NO. 4

On page 2, line 27, after "Section 2." insert the following:

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

Section 3. The authority for enrollment of employees in the Optional Retirement Plan, as set forth in R.S. 11:502.2 in Section 1 of this Act, shall terminate on July 1, 2001 and, thereafter, no further employees shall be enrolled or transferred for participation therein. Those employees who either enrolled in or transferred into the Optional Retirement Plan on or before June 30, 2001 shall continue participation therein in accordance with the provisions of law applicable thereto.

Section 4."

Respectfully submitted,

Senators:
Francis C. Heitmeier
Ron Landry
Lambert Boissiere

Representatives:
John Alario
William Daniel

Rules Suspended

Senator Heitmeier asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Heitmeier, a vote was taken on the adoption of the report.

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	Smith
Casanova	Hollis	Tarver
Cox	Irons	Theunissen
Cravins	Johnson	Thomas
Dardenne	Jones	Ullo
Dyess	Jordan	

Mr. President Robichaux
 Hainkel Siracusa
 Total—4

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

HOUSE CONCURRENT RESOLUTION NO. 40—
 BY REPRESENTATIVES DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2000 Regular Session of the Legislature the provisions of Chapter 6-A of Title 15 of the Louisiana Revised Statutes of 1950, comprised of R.S. 15:601 through 620 and providing for the DNA Detection of Sexual and Violent Offenders Law.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President Dardenne Siracusa
 Bajoie Robichaux Tarver
 Total—6

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

HOUSE CONCURRENT RESOLUTION NO. 127—
 BY REPRESENTATIVE JOHN SMITH
A CONCURRENT RESOLUTION

To approve the Coastal Wetlands Conservation and Restoration Plan for Fiscal Year 1999-2000, as adopted by the Wetlands Conservation and Restoration Authority.

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

ROLL CALL

The roll was called with the following result:

YEAS

Barham	Ellington	Jordan
Bean	Fields C	Lambert
Boissiere	Fields W	Landry
Branch	Greene	Lentini

Cain	Hainkel	Malone
Campbell	Heitmeier	Romero
Casanova	Hines	Schedler
Cox	Hollis	Smith
Cravins	Irons	Theunissen
Dardenne	Johnson	Thomas
Dyess	Jones	Ullo
Total—33		

NAYS

Dean
 Total—1

ABSENT

Mr. President Robichaux Tarver
 Bajoie Siracusa
 Total—5

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

HOUSE CONCURRENT RESOLUTION NO. 158—
 BY REPRESENTATIVE MONTGOMERY
A CONCURRENT RESOLUTION

To repeal any and all rules adopted by the Department of Health and Hospitals requiring operators of emergency medical vehicles to possess a valid Class "D" driver's license.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	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	Theunissen
Cravins	Irons	Thomas
Dardenne	Johnson	Ullo
Dean	Jones	
Total—35		

NAYS

Total—0

ABSENT

Mr. President Siracusa
 Robichaux Tarver
 Total—4

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

Rules Suspended

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

Reports of Committees

The following reports of committees were received and read:

June 21, 1999

Mr. President in the Chair

CONFERENCE COMMITTEE REPORT
House Bill No. 1973 By Representative Daniel

June 21, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1973 by Representative Daniel, recommend the following concerning the engrossed bill:

- 1. That the amendments proposed by the Senate Committee on Retirement and adopted by the Senate on June 7, 1999, be rejected.
2. That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 5

On page 1, line 2, after "reenact" delete "R.S. 11:2256(A)(1) and (2) and (C)" and insert in lieu thereof "R.S. 11:62(5)(b), 441(D)(3), 450(B), 922, 1316, 2214(A)(2)(b)(ii), 2225(A)(11)(a) and (e), 2253(A)(1)(b)(ii), and 2256(A)(1) and (2) and (C)"

AMENDMENT NO. 6

On page 1, at the end of line 2, delete "R.S." and at the beginning of line 3, delete "11:2256(A)(4) and (5)," and insert "R.S. 11:441(D)(4), Subpart F of Part IV of Chapter 1 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:502 through 502.6, 2256(A)(4) and (5), and 2260(A)(11)(h),"

AMENDMENT NO. 7

On page 1, line 3, between "to" and "the" insert "the Louisiana State Employees' Retirement System, the Teachers' Retirement System, the State Police Pension and Retirement System; Municipal Police Employees' Retirement System"

AMENDMENT NO. 8

On page 1, at the end of line 3, change the semi-colon ";" to a comma "," and add "and the Baton Rouge City Parish Employees' Retirement System; to provide with respect to the employee contribution rate and retirement eligibility criteria for certain members who have terminated participation in the Deferred Retirement Option Plan; to provide with respect to the benefits of minor children whose parent is killed in the line of duty with no surviving spouse; to provide with respect to the merger of individual members from the Baton Rouge City Parish Employees' Retirement System to the applicable fire and police statewide system and the procedures related thereto; to provide with respect to the creation, implementation, and administration of certain optional retirement plans;"

AMENDMENT NO. 9

On page 1, line 11, between "Section 1." and "are hereby" delete "R.S. 11:2256(A)(1) and (2) and (C)" and insert in lieu thereof "R.S. 11:62(5)(b), 441(D)(3), 450(B), 922, 1316, 2214(A)(2)(b)(ii), 2225(A)(11)(a) and (e), 2253(A)(1)(b)(ii), and 2256(A)(1) and (2) and (C)"

AMENDMENT NO. 10

On page 1, line 12, delete "and R.S. 11:2256(A)(4) and (5)" and insert "R.S. 11:441(D), Subpart F of Part IV of Chapter 1 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, to

be comprised of R.S. 11:502 through 502.6, R.S. 11:2256(A)(4) and (5), and 2260(A)(11)(b)"

AMENDMENT NO. 11

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

"§62. Employees contributions established

Employee contributions to state and statewide public retirement systems shall be as follows:

(5) Louisiana State Employees' Retirement System

(b)(i) Correction officers, probation and parole officers, and security officers of the Louisiana Department of Public Safety and Corrections -- 9%.

(ii) Correction officers, probation and parole officers, and security officers of the Department of Public Safety and Corrections who have terminated participation in the deferred retirement option plan but not employment --7.5%.

§441. Eligibility for retirement

D.

(3) Notwithstanding any other provision of law to the contrary, effective July 1, 1999, correctional officers, probation and parole officers, and security personnel employed by the Louisiana Department of Public Safety and Corrections shall be eligible for retirement at any age upon attaining twenty-five or more years of service, at least ten of which were served immediately prior to application for retirement in a position with the Louisiana Department of Public Safety and Corrections.

(4) For purposes of this Subsection, Louisiana Department of Public Safety and Corrections includes predecessor and successor agencies to such department.

§450. Termination of participation

B. Upon termination of participation in the plan but not employment, credits to the account shall cease, and no retirement benefits shall be paid to the participant until employment is terminated. No payment shall be made based on credits in the account until employment is terminated. Employer and employee contributions shall resume. Correction officers, probation and parole officers, and security officers of the Department of Public Safety and Corrections who have ended their participation in the deferred retirement option plan but not employment shall make contributions at the rate established in R.S. 11:62(5)(b)(ii).

SUBPART F. OPTIONAL RETIREMENT PLAN

§502. Creation of optional retirement plan

There is created an optional retirement plan for certain unclassified state employees who would otherwise be eligible to become members of the Louisiana State Employees' Retirement System. Those eligible employees who select this optional benefit shall not be considered eligible for any benefits provided by the defined benefit plan, and cannot maintain any service credit in the defined benefit plan once this option is elected.

§502.1 Selection of providers

The Board of Trustees of the Louisiana State Employees' Retirement System shall select no more than three providers with which participants will be authorized to place their contributions in products that shall be selected by the board. In selecting the providers, the board shall consider, among other things, the following:

A. The tax status of the product.

B. The portability of the products offered by the providers.

C. The types of products offered by the providers.

D. The relation of the costs and benefits as relates to the amount of the contributions to be made pursuant to the provisions of this Subpart.

E. The ability of the designated provider or providers to provide the rights and benefits under the products.

§502.2 Eligibility; irrevocable election

A.(1) The following unclassified state employees shall be eligible to make an irrevocable election to participate in this optional retirement plan:

(a)(i) Any unclassified state employee who is appointed by a statewide elected official and whose appointment is subject to confirmation by the Louisiana Senate.

(ii) Any unclassified state employee who is a member of the immediate staff of any such employee described in Item (i) of this Subparagraph.

(b) The chief executive officer of the State Group Benefits Program.

(2) Such election shall be made in writing and filed with the Louisiana State Employees' Retirement System within sixty days after such appointment. Elections will be effective as of the date of appointment. If an eligible employee fails to make the election timely, he shall become a member of the retirement system's defined benefit plan as of the date of appointment.

B.(1) Any participating member of the defined benefit plan, who would otherwise be eligible to participate in this optional retirement plan under the provisions of Subsection A of this Section, may irrevocably elect to participate in this optional retirement plan under the provisions of this Subpart, but any such election shall be filed in writing with the Louisiana State Employees' Retirement System prior to September 1, 2000, or the member shall remain in the defined benefit plan.

(2) If, pursuant to this Paragraph, an election is made by a current member of the defined benefit plan to participate in the optional retirement plan, then the employee contributions that were made on behalf of such member in the defined benefit plan shall be transferred to the participant's optional retirement plan.

(3) Any otherwise eligible employee who has service credit in the defined benefit plan shall be ineligible to participate in the optional retirement plan, unless such employee transfers all such credit from the defined benefit plan to this optional retirement plan in accordance with this Subsection.

§502.3 Contributions

A.(1)(a) Each participant in this optional retirement plan shall contribute monthly the same amount that would have been contributed to the defined benefit plan, as if the participant were a member of that plan.

(b) The entirety of each participant's contribution, less any monthly fee established by the Board of Trustees for the Louisiana State Employees' Retirement System to cover the cost of administration and maintenance of the optional retirement plan, shall be remitted to the applicable designated provider or providers for application to the participant's account or accounts.

(2) Participant's contributions may be made by employer pick-up in accordance with the provisions of Section 414(h)(2) of the United States Internal Revenue Code or any amendment thereto.

B. (1) Each employer agency, institution, or board shall contribute to the Louisiana State Employees' Retirement System on behalf of each participant in this optional retirement plan the same amount that would have been contributed to the defined benefit plan.

(2)(a) Upon receipt of this contribution, the Louisiana State Employees' Retirement System shall promptly pay over

to the appropriate designated provider or providers an amount equal to the employer's portion of the normal cost contribution as set forth in the actuarial valuation of the retirement system which is approved annually by the Public Retirement Systems' Actuarial Committee. That amount shall be credited to the participant's account or accounts, subject to any other applicable provisions of this Section.

(b) Notwithstanding the provisions of Subparagraph (a) of this Paragraph, the Louisiana State Employees' Retirement System shall retain and apply to the unfunded accrued liability the amount if any, of the employer contributions paid on behalf of any optional retirement plan participant which exceeds the employer's portion of the normal cost contribution.

(3)(a) In addition to the amount retained pursuant to Paragraph (2) of this Subsection, an additional contribution shall be retained by the system, subject to the following procedures. The annual actuarial valuation presented to the Public Retirement System's Actuarial Committee pursuant to R.S. 11:127(C) shall identify any adverse actuarial impact occurring on and after July 1, 2000, as the result of participation of the employees set forth in this Subpart. Then, the system actuary shall identify and recommend the additional amount of the employer's portion of the normal cost contributions made on behalf of optional retirement plan participants that is necessary to be retained to offset such adverse actuarial impact, if any.

(b) Any additional amount of the employer's portion of the normal cost contributions recommended to be retained pursuant to Subparagraph (a) of this Paragraph, shall be retained from such employer contributions that are made in the then current plan year. That amount shall be increased or decreased annually thereafter according to the same procedures in the amount needed to offset such adverse actuarial impact to the system, if any.

(4) The process of retaining contributions, as identified in Paragraphs (B) (2) and (3) of this Subsection shall continue until the unfunded accrued liability of the retirement system is fully amortized.

C. Notwithstanding the provisions of Subsections A and B of this Section, the Louisiana State Employees' Retirement System shall not remit any funds or contributions to any provider or providers from an employer agency, institution, or board until the correct and total amount to be remitted to the Louisiana State Employees' Retirement System under Subsections A and B of this Section is received each month from the employer agency, institution, or board.

§502.4. Limitations; unclassified employees

Any eligible unclassified employee who elects to participate in this optional retirement plan shall always be ineligible for membership in the defined benefit plan, even if he is employed in a position covered by the defined benefit plan and shall only be entitled to those benefits set out in this Subpart. If any such optional retirement plan participant assumes a new position covered by the retirement plan then he shall continue to participate in the optional retirement plan, notwithstanding the provisions of R.S. 11:417. If any such optional retirement plan participant assumes a new position in state service not covered by the defined benefit plan he must at that time begin membership in the retirement system which provides benefits for that position in state service.

§502.5. Benefits not obligation of the state; unclassified employees

A. Any eligible employee who elects to participate in this optional retirement plan shall agree that the benefits payable to participants are not the obligations of the state of Louisiana or the Louisiana State Employees' Retirement System and that such benefits and other rights of the optional retirement plan are the sole liability and responsibility of the designated provider or providers to which contributions have been made. Furthermore, each such participant shall in accordance with

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this agreement expressly waive his or her rights set forth in Article X, Section 29(A) and (B) of the Louisiana Constitution.

B.(1) Benefits shall be payable to such optional retirement plan participants or their beneficiaries by the designated provider or providers and not by the Louisiana State Employees' Retirement System, in accordance with the contract types provided by the providers selected and the contracts approved for use in the optional retirement plan by the board.

(2) Additionally, the board may approve direct transfers by and between providers.

(3) Participants in the optional retirement plan shall not be entitled to any benefits to which members in the defined benefit plan are entitled, including but not limited to disability benefits, survivor benefits, participation in the Deferred Retirement Option Plan, and any cost of living adjustments granted to retirees of the defined benefit plan.

(4) Participants in the optional retirement plan shall specifically acknowledge and do hereby waive any of the benefits that accrue to members in the defined benefit plan.

C. Any such optional retirement plan participant receiving retirement benefits under Subsection B of this Section shall be eligible to participate in the State Employees' Group Benefits Program in accordance with its laws and regulations.

D. By participating in the optional retirement plan, the participant and the provider shall be responsible for complying with all applicable provisions of the Internal Revenue Code, and if any violation of that Code occurs as a result of the participant's participation in the optional retirement plan, it will be the responsibility and liability of the participant and the provider and not the Louisiana State Employees' Retirement System.

E. There shall be no liability on the part of and no cause of action of any nature shall arise against the Louisiana State Employees' Retirement System, or its agents or employees, for any action taken in the performance of the duties under this Subsection.

§502.6 Implementation

The Board of Trustees of the Louisiana State Employees' Retirement System shall implement the optional retirement plan no later than July 1, 2000, and the employer agencies, institutions, and boards shall implement the optional retirement plan on July 1, 2000.

* * *

§922. Purpose

The purpose of the optional retirement plan is to provide retirement and death benefits to the participants while affording the maximum portability of these benefits to the participants. Benefits shall be provided by the purchase of annuity contracts, fixed or variable in nature, or a combination thereof, at the option of the participant.

* * *

§1316. Death in the line of duty; Pension pension of surviving spouse of deceased employee; minor children with no surviving spouse

A. The surviving spouse of any state police employee whose death results from injury received in line of duty shall be pensioned at seventy-five percent of the salary being received by the employee at the time of the injury. This pension shall be paid only so long as the surviving spouse is eligible under the provisions of this Chapter.

B.(1) If there is no surviving spouse of any state police employee whose death results from injury received in line of duty, then any surviving minor children shall be pensioned at the amounts set forth in Subsection A of this Section.

(2) As each minor child reaches eighteen years of age, or twenty-three years of age if a student, he shall receive no further benefits and the monthly pension shall be reduced by the amount previously paid to him.

* * *

§2214. Membership

A. The membership of the retirement system shall be composed as follows:

* * *

(2)

* * *

(b)

* * *

(ii) The Subject to the provisions of R.S. 11:2225(A)(11)(a)(ii), the mandatory membership provisions of this Paragraph shall apply to the municipality of Baton Rouge if with respect to all law enforcement employees meeting the definition of "employee" under the provisions of this Chapter after the boards of trustees of this retirement system and of the Baton Rouge City Parish Employees' Retirement System enter into an agreement to merge the any members of the latter system who qualify as employees under the provisions of R.S. 11:2213(11) this Chapter into this system. However, any such agreement shall only be effective upon ratification by ordinance of the Metropolitan Council of the city of Baton Rouge and the parish of East Baton Rouge, with the approval of the mayor-president, and subsequent approval by the Joint Legislative Committee on Retirement.

* * *

§2225. Administration

A. Board of trustees:

* * *

(11)(a)(i) Every municipality which has a police retirement plan or system shall merge its active members into the Municipal Police Employees' Retirement System and such merger shall be binding on all parties; however, any merger of the law enforcement members of the Baton Rouge City Parish Employees' Retirement System into this system shall be subject to the provisions of R.S. 11:2214(A)(2)(b)(ii) and Subparagraph (ii) of this Paragraph. Such merger shall be preceded by an actuarial investigation of the assets and liabilities of the system being merged. The municipalities which provide retirement with sixteen, twenty, or twenty-five years of service credit at any age shall guarantee and pay its regular retirement benefits to any employee who takes a deferred retirement with sixteen, twenty, or twenty-five years of service credit prior to reaching age fifty or fifty-five until the retiree reaches the age of fifty or fifty-five and is eligible to receive a benefit from the Municipal Police Employees' Retirement System. The municipality paying the benefit shall in computing said benefit use the salary and all years of service credit that would have been used had no merger taken place and if the municipality is one where military service credit cannot be purchased until the member has twenty years of service credit, the computation of the benefit shall not include any years of military service credit unless the member actually has twenty years of service credit without the military service credit. The municipality shall pay to the Municipal Police Employees' Retirement System in one cash payment an amount equal to sixty percent of the accrued liability, as determined or approved by the actuary for the Municipal Police Employees' Retirement System, for all members and service credit merged or at the option of the municipality, such payment may be made in annual payments plus seven percent interest compounded annually over a period not exceeding thirty years.

(ii) Notwithstanding any other provision of law to the contrary, the consolidated government of the City of Baton Rouge and Parish of East Baton Rouge may merge into this system less than all of the active law enforcement members of the Baton Rouge City Parish Employees' Retirement System meeting the definition of "employee" under the provisions of this Chapter. Such a partial merger shall be undertaken subsequent to a one time, thirty day election period, to be conducted by the consolidated government of

the City of Baton Rouge and Parish of East Baton Rouge. During this election period, each active law enforcement member may elect either to: (1) maintain his individual membership in the Baton Rouge City Parish Employees' Retirement System; or (2) transfer his membership to this retirement system. Such election shall be irrevocable. Any partial merger of these active law enforcement employees into this system shall be preceded by an actuarial investigation of the assets and liabilities in the system to the credit of the employees being merged. To each employee electing to avail himself of the provisions of this Subparagraph, the consolidated government shall guarantee by individual guarantee of benefits contracts with each individual employee electing to merge additional benefits not payable under the Municipal Police Employees' Retirement System. The municipality shall pay to the Municipal Police Employees' Retirement System in one cash payment an amount equal to sixty percent of the accrued liability, as determined or approved by the actuary for this system, for all members and service credit merged or at the option of the municipality, such payment may be made in annual payments plus seven percent interest compounded annually over a period not exceeding thirty years. Subsequent to such partial merger, all newly hired law enforcement employees meeting the definition of "employee" as contained in this Chapter shall be enrolled in this system as a condition of employment. This Subparagraph shall be subject to Subparagraphs (b) through (h) of this Paragraph.

* * *

(e) Notwithstanding any other provision of law to the contrary, any police officer who is a member of any municipal retirement system, ~~except the police retirement system maintained by the city of Baton Rouge,~~ shall be eligible to enter into a merger agreement where the individual officer and this system are the sole parties to the agreement; provided that the municipal retirement system is not a police retirement plan or system that is subject to the mandatory merger requirements set forth in this Section. The merger shall be accomplished by transferring all of the member's individual accredited service along with all of the employee and employer contributions plus interest at the board-approved actuarial valuation rate of the transferring system. If the funds transferred are less than sixty percent of the liabilities transferred under the merger, the member shall pay the balance up to the sixty percent requirement. The remaining amount due shall be paid from the fund established in R.S. 22:1419(A) for the merger of retirement systems and funds with this system. This Subparagraph shall be subject to the provisions of Subparagraph (d) of this Paragraph.

* * *

§2253. Membership
 A. The membership of the retirement system shall be composed as follows:
 (1) * * *
 (b) * * *
 (ii) ~~The~~ Subject to the provisions of R.S. 11:2260(A)(11)(h), the mandatory membership provisions of this Paragraph shall apply to the municipality, parish, and fire protection districts in and for the parish of East Baton Rouge if with respect to firefighter employees meeting the definition of "employee" under the provisions of this Chapter when the boards of trustees of this retirement system and of the Baton Rouge City Parish Employees' Retirement System enter into an agreement to merge the any members of the latter system, who qualify as employees under the provisions of R.S. 11:2252(9); this Chapter, into this system. However, any such agreement shall only be effective upon ratification by ordinance of the Metropolitan Council of the city of Baton Rouge and the parish of East Baton Rouge, with the approval

of the mayor-president, and subsequent approval by the Joint Legislative Committee on Retirement.

* * *

§2260. Administration
 A. Board of trustees:
 * * *
 (11) * * *

(h) Notwithstanding any other provision of law to the contrary, the board of trustees for this system is hereby authorized to enter into an agreement with the consolidated government of the city of Baton Rouge and parish of East Baton Rouge to merge less than all of the firefighter members of the Baton Rouge City Parish Employees' Retirement System meeting the definition of "employee" under the provisions of this Chapter. Such a partial merger shall be undertaken subsequent to a one time, thirty day election period, to be conducted by the consolidated government of the City of Baton Rouge and Parish of East Baton Rouge. During this election each active firefighter member may elect either to: (1) maintain his individual membership in the Baton Rouge City Parish Employee's Retirement System; or (2) transfer his members to this retirement system. Such election shall be irrevocable. Any partial merger of these active firefighter employees into this system shall be preceded by an actuarial investigation of the assets and liabilities in the system to the credit of the employees being merged. To each employee electing to avail himself of the provisions of this Subparagraph, the consolidated government shall guarantee by individual guarantee of benefits contracts with each individual employee electing to merge additional benefits not payable under the Firefighters' Retirement System. The municipality shall pay to this system in one cash payment an amount equal to sixty percent of the accrued liability, as determined or approved by the actuary for this system, for all members and service credit merged, or at the option of the municipality, such payment may be made in annual payments plus seven percent interest compounded annually over a period not exceeding thirty years. Subsequent to such partial merger, all newly hired firefighter employees meeting the definition of "employee" as contained in this Chapter shall be enrolled in this system as a condition of employment. This subparagraph shall be subject to the provisions of Subparagraphs (a), (b), (c), (d), and (e) of this Paragraph.

AMENDMENT NO. 12

On page 3, after line 15, add:

"Section 2.A. 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.

B. The authority for enrollment of employees in the Optional Retirement Plan, as set forth in R.S. 11:502.2 in Section 1 of this Act, shall terminate on July 1, 2001 and, thereafter, no further employees shall be enrolled or transferred for participation therein. Those employees who either enrolled in or transferred into the Optional Retirement Plan on or before June 30, 2001 shall continue participation therein in accordance with the provisions of law applicable thereto."

Respectfully submitted,

Representatives:
 William B. Daniel

Senators:
 Francis C. Heitmeier

June 21, 1999

Victor T. Stelly
Ronnie Johns

Arthur J. Lentini
Lambert C. Boissiere, Jr.

Rules Suspended

Senator Heitmeier asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Heitmeier, a vote was taken on the adoption of the report.

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 Conference Committee Report was adopted. Senator Heitmeier moved to reconsider the vote by which the report was adopted 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

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 242:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 30:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 388:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 396:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 406:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 480:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 562:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 871:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 1060:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 1087:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to Senate Bill No. 1108:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 1:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 2:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 504:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 640:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 743:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 792:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 1187:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 1242:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 1424:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 1445:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 1547:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 1775:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 1776:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 1784:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 1973:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 2027:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 2076:

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 2120:

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

Message from the House

ADOPTION OF CONFERENCE COMMITTEE REPORT

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 2265:

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

Rules Suspended

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

Messages from the House

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

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

June 21, 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. 353— BY REPRESENTATIVES JENKINS, DEWITT, AND WIGGINS A CONCURRENT RESOLUTION

To commend and congratulate the Honorable Carl N. Gunter, Jr. for his twenty years of distinguished service as a member of the Louisiana House of Representatives, and to express the appreciation of the Legislature of Louisiana for his accomplishments and contributions to the people of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 263— BY REPRESENTATIVE LANDRIEU A CONCURRENT RESOLUTION

To create a special joint legislative committee on juvenile courts and juvenile justice to study and make recommendations regarding the resource needs of the four juvenile courts of the state, and possibly other courts having juvenile jurisdiction, with respect to the adequacy of their operational funding and capital facilities, and the availability of secured detention, alternative sanctions, and treatment services in their respective jurisdictions.

HOUSE CONCURRENT RESOLUTION NO. 359— BY REPRESENTATIVES DOWNER, DEWITT, LEBLANC AND THOMPSON AND SENATORS EWING, HAINKEL AND DARDENNE A CONCURRENT RESOLUTION

To create the Tobacco Revenue Enhancement Task Force to study and make recommendations regarding alternative methods by which to enhance available revenue from tobacco proceeds.

HOUSE CONCURRENT RESOLUTION NO. 360— BY REPRESENTATIVES WIGGINS, THORNHILL, FRUGE, FRITH, SHAW, BAUDOIN, DIEZ, FONTENOT, JENKINS, WRIGHT, AND PERKINS A CONCURRENT RESOLUTION

To authorize the public, private, or parochial elementary and secondary school boards of this state to adopt rules or policies concerning donations from gaming licensees or permittees to the schools within those systems which are more restrictive than rules adopted or administrative actions enforced by the Louisiana Gaming Control Board.

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

House Concurrent Resolutions

Senator Bean asked for and obtained a suspension of the rules to take up at this time the following House Concurrent Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 263— BY REPRESENTATIVE LANDRIEU A CONCURRENT RESOLUTION

To create a special joint legislative committee on juvenile courts and juvenile justice to study and make recommendations regarding the resource needs of the four juvenile courts of the state, and possibly other courts having juvenile jurisdiction, with respect to the adequacy of their operational funding and capital facilities, and the availability of secured detention, alternative sanctions, and treatment services in their respective jurisdictions.

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

HOUSE CONCURRENT RESOLUTION NO. 353— BY REPRESENTATIVES JENKINS, DEWITT, AND WIGGINS A CONCURRENT RESOLUTION

To commend and congratulate the Honorable Carl N. Gunter, Jr. for his twenty years of distinguished service as a member of the Louisiana House of Representatives, and to express the appreciation of the Legislature of Louisiana for his accomplishments and contributions to the people of Louisiana.

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

ROLL CALL

The roll was called with the following result:

Table with columns for YEAS and NAYS, listing names of members present and absent.

Total—0

ABSENT

Boissiere
Siracusa
Total—4

Tarver
Theunissen

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

Senator Hainkel in the Chair

HOUSE CONCURRENT RESOLUTION NO. 359—
BY REPRESENTATIVES DOWNER, DEWITT, LEBLANC AND THOMPSON
AND SENATORS EWING, HAINKEL AND DARDENNE
A CONCURRENT RESOLUTION

To create the Tobacco Revenue Enhancement Task Force to study and make recommendations regarding alternative methods by which to enhance available revenue from tobacco proceeds.

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

ROLL CALL

The roll was called with the following result:

YEAS

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
Total—2

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

HOUSE CONCURRENT RESOLUTION NO. 360—
BY REPRESENTATIVES WIGGINS, THORNHILL, FRUGE, FRITH, SHAW,
BAUDOIN, DIEZ, FONTENOT, JENKINS, WRIGHT, AND PERKINS
A CONCURRENT RESOLUTION

To authorize the public, private, or parochial elementary and secondary school boards of this state to adopt rules or policies concerning donations from gaming licensees or permittees to the schools within those systems which are more restrictive than rules adopted or administrative actions enforced by the Louisiana Gaming Control Board.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie
Barham
Bean
Branch
Cain
Campbell
Casanova
Cox
Dardenne
Dean
Dyess
Total—33

Ellington
Fields C
Fields W
Greene
Hainkel
Heitmeier
Hines
Hollis
Johnson
Jones
Jordan

Lambert
Landry
Lentini
Malone
Robichaux
Romero
Schedler
Smith
Theunissen
Thomas
Ullo

NAYS

Total—0

ABSENT

Mr. President
Boissiere
Total—6

Cravins
Irons

Siracusa
Tarver

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

Rules Suspended

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

Reports of Committees

The following reports of committees were received and read:

CONFERENCE COMMITTEE REPORT
House Concurrent Resolution No. 259 By Representative Alexander

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Concurrent Resolution No. 259 by Representative Alexander, recommend the following concerning the reengrossed resolution:

1. That the Senate Floor Amendment proposed by Senator Bajoie and adopted by the Senate on June 18, 1999, be rejected.

Respectfully submitted,

Representatives:
Rodney Alexander
Kay Iles
Melinda Schwegmann

Senators:
Donald Hines
Noble Ellington

Rules Suspended

Senator Hines asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Hines, a vote was taken on the adoption of the report.

June 21, 1999

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	Theunissen
Cravins	Johnson	Thomas
Dardenne	Jones	Ullo
Dyess	Jordan	
Total—35		

NAYS

Total—0

ABSENT

Mr. President	Siracusa
Dean	Tarver
Total—4	

The Chair declared the Conference Committee Report was adopted. Senator Hines moved to reconsider the vote by which the report was adopted and laid the motion on the table.

Rules Suspended

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

House Concurrent Resolutions to be Adopted Subject to Call

The following House Concurrent Resolutions were read and acted upon as follows:

Called from the Calendar

Senator Branch asked that House Concurrent Resolution No. 248 be called from the Calendar at this time.

HOUSE CONCURRENT RESOLUTION NO. 248—
BY REPRESENTATIVE PERKINS
A CONCURRENT RESOLUTION

To encourage each city and parish school board to adopt any necessary policies to permit teachers to maintain any or all records mandated by law, regulation, or requirement of the State Board of Elementary and Secondary Education, the state Department of Education, the school board, or any school administrative personnel or school system under the jurisdiction of the board, through the use of electronic data processing.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dyess	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 Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

Called from the Calendar

Senator W. Fields asked that House Concurrent Resolution No. 9 be called from the Calendar at this time.

HOUSE CONCURRENT RESOLUTION NO. 9—
BY REPRESENTATIVE TRAVIS
A CONCURRENT RESOLUTION

To authorize Meeks Land and Timber Company to file suit or to prosecute any suit now pending against the state of Louisiana through the division of administration, state land office, concerning a claim of ownership or possession, or both, of present or former water bottoms under or in the vicinity of the middle fork of Thompson Creek in West Feliciana Parish, and concerning the ownership of and the rights to the minerals associated with those water bottoms, and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President	Robichaux	Thomas
Greene	Siracusa	
Hines	Tarver	
Total—7		

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

Called from the Calendar

Senator Dardenne asked that House Concurrent Resolution No. 241 be called from the Calendar at this time.

HOUSE CONCURRENT RESOLUTION NO. 241—
BY REPRESENTATIVE WALSWORTH
A CONCURRENT RESOLUTION

To request the Louisiana State Law Institute to study the adoption of amendments to Chapter 9 of the Uniform Commercial Code, and to redraft and add comments to House Bill 2130 of the 1999 Regular Session so that it may be reintroduced in a subsequent session, and to report its findings and recommendations no later than January 1, 2000.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President	Siracusa	Thomas
Hines	Tarver	
Total—5		

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

**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. 77—
BY SENATOR ULLO

A RESOLUTION

To urge and request the Senate Committee on Judiciary A to study and make recommendations with respect to the liability the state may have relative to certain aspects of Medicaid and uncompensated care expenditures.

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

SENATE RESOLUTION NO. 78—
BY SENATOR ROMERO

A RESOLUTION

To commend Ian Calais on his outstanding record of achievements in both academics and athletics.

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

SENATE RESOLUTION NO. 79—
BY SENATOR JONES

A RESOLUTION

To establish the Dr. Martin Luther King, Jr. Commission; to provide for its membership, powers and responsibilities; and to provide for related matters.

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

Rules Suspended

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

**Senate Concurrent Resolutions
to be Adopted, Subject to Call**

The following Senate Concurrent Resolutions to be adopted, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Romero asked that Senate Concurrent Resolution No. 70 be called from the Calendar at this time.

SENATE CONCURRENT RESOLUTION NO. 70—
BY SENATOR ROMERO

A CONCURRENT RESOLUTION

To urge and request the Louisiana Public Service Commission to investigate the use of regulated funds by public utility companies for non-regulated contracting activities.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Ellington

June 21, 1999

Total—1

ABSENT

Mr. President	Robichaux	Thomas
Bajoie	Siracusa	
Cravins	Tarver	
Total—7		

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

Messages from the House

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

Message from the House

**RECOMMITAL OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has recommitted the Report of the Conference Committee on the disagreement to Senate Bill No. 328:

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

Introduction of Senate Resolutions

The following Senate Resolutions were introduced and acted upon as follows:

Rules Suspended

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

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 80
BY SENATOR BEAN

A RESOLUTION

BE IT RESOLVED by the Senate of the State of Louisiana that a committee of five be appointed by the President of the Senate to serve with a like committee from the House of Representatives to notify the Governor that the Legislature of the State of Louisiana has completed its labors and is now ready to adjourn sine die.

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

In compliance with the resolution the President of the Senate appointed the following committee: Senators Hainkel, Dardenne, Barham, Schedler, Boissiere, and Lentini.

SENATE RESOLUTION NO. 81
BY SENATOR BEAN

A RESOLUTION

BE IT RESOLVED by the Senate of the State of Louisiana that a committee of five be appointed by the President of the Senate to

notify the House of Representatives that the Senate has completed its labors and is now ready to adjourn sine die.

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

In compliance with the resolution the President of the Senate appointed the following committee: Senators Thomas, Malone, Irons, Ellington, and Jones.

Reports of Committees

The committee to notify the Governor that the Senate had completed its labors and was ready to adjourn sine die returned and reported it had performed that duty. The President of the Senate thanked the Committee and discharged it.

The committee to notify the House of Representatives that the Senate had completed its labors and was ready to adjourn sine die returned and reported it had performed that duty. The President of the Senate thanked the committee and discharged it.

**Committee from the
House of Representatives**

A committee from the House of Representatives appeared before the Bar of the Senate and informed the Senate that the House of Representatives was organized and ready to adjourn sine die.

Mr. President in the Chair

**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 21, 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. 154—
BY SENATOR SMITH

AN ACT

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

SENATE BILL NO. 170—
BY SENATOR HAINKEL

AN ACT

To amend and reenact R.S. 17:3973(2)(b)(ii), (iii), and (iv), 3983(A)(2)(a)(ii), and 3991(B)(1) and (3) and (C)(6)(a), relative to charter schools; to provide relative to the types of charter schools and the eligibility of pupils to attend such schools; to provide relative to denial of a chartering proposal by a local school board; to provide relative to admission requirements; to provide relative to faculty requirements; and to provide for related matters.

SENATE BILL NO. 296—
BY SENATORS GREENE AND DARDENNE
AN ACT

To amend and reenact R.S. 17:47(D), 500.2 and 1202, relative to sick leave for school personnel; to eliminate the prohibition on certain deductions from the salary of a teacher or school bus driver under certain circumstances; to provide for the granting of certain extended sick leave under certain circumstances; to provide for additional compensation to certain teachers; to provide for the responsibilities of city and parish school boards and the State Board of Elementary and Secondary Education; and to provide for related matters.

SENATE BILL NO. 297 (Duplicate of House Bill No. 1792)—
BY SENATOR GREENE AND REPRESENTATIVE MCDONALD AND
COAUTHORED BY SENATOR DARDENNE AND REPRESENTATIVE
DOWNER

AN ACT

To amend and reenact R.S. 17:46(A) through (G) and (N), 1171(A), 1172 through 1177, and 1184, relative to sabbatical leave for teachers and college faculty; to repeal the authority for the granting of such leaves for rest and recuperation; to provide relative to the effect of such repeal on leaves previously granted; to provide for the granting of medical sabbatical leaves; to provide for the application and eligibility requirements for such medical sabbatical leaves; and to provide for related matters.

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. 37:751(N), 770(E), 777(A)(24) and (25), 786(E), and 788(C) and (D), 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.

SENATE BILL NO. 775—
BY SENATOR DARDENNE AND REPRESENTATIVE MARIONNEAUX
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.

SENATE BILL NO. 832 (Duplicate of House Bill No. 544)—
BY SENATOR ROMERO AND REPRESENTATIVE JOHNS
AN ACT

To amend and reenact Code of Civil Procedure Article 1732, relative to civil jury trials; to repeal the prohibition against jury trials in suits on admiralty or general maritime claims in state court; and to provide for related matters.

SENATE BILL NO. 833—
BY SENATOR JOHNSON

AN ACT

To amend and reenact R.S. 39:1410.60(C)(1), relative to local government finances; to provide with respect to the definition of

debt for purposes of State Bond Commission approval; and to provide for related matters.

SENATE BILL NO. 919—
BY SENATOR EWING AND REPRESENTATIVE BAYLOR, CLARKSON,
DUPRE, FONTENOT, GLOVER, HUDSON, JETSON, PIERRE, PINAC, PRATT,
QUEZAIRE, WESTON, WILKERSON, WILLARD, WINSTON AND WRIGHT
AN ACT

To enact Chapter 27 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1231 through 1236, and R.S. 36:744(O) and 919.6, relative to museums; to establish the Eddie G. Robinson Museum Commission; to provide for its domicile; to provide for membership; to provide for the powers and duties of the commission; to provide relative to funding; and to provide for related matters.

SENATE BILL NO. 936 (Duplicate of House Bill No. 1885)—
BY SENATOR THOMAS AND REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 37:1518(A)(4), 1526(A)(2) and (B), 1549(A), 1551, 1552(3) and (4), 1553(4)(b), 1554(A), 1556, 1557(C), and 1558 and to enact R.S. 37:1552(5), 1553(6), relative to professions and occupations; to provide relative to certain veterinary practices and technicians; to provide relative to the Louisiana Veterinary Practice Law, veterinary technicians, and certified euthanasia technicians; to provide for definitions and duties; to provide for board powers and duties; to provide grounds and procedures for disciplinary actions; to provide for applications and for fee schedules; to provide for rules and regulations; to provide penalties for violations; and to provide for related matters.

SENATE BILL NO. 217—
BY SENATOR MALONE
A JOINT RESOLUTION

Proposing to amend Article IV, Section 5(E)(1) of the Constitution of Louisiana, relative to the powers and duties of the governor; to limit the automatic pardon provision to persons convicted of a non-violent crime and certain crimes of violence; to specify an election date for submission of the proposition to electors and provide a ballot proposition.

Respectfully submitted,
JAY DARDENNE
Chairman

The foregoing Senate Bills were signed by the President of the Senate.

**Privilege Report of the Committee on
Senate and Governmental Affairs**

ENROLLMENTS

Senator Dardenne, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

June 21, 1999

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Concurrent Resolutions have been properly enrolled:

June 21, 1999

SENATE CONCURRENT RESOLUTION NO. 106—

BY SENATOR CAIN

A CONCURRENT RESOLUTION

To repeal Joint Rule No. 5 of the Joint Rules of the Senate and House of Representatives, relative to the designation of a legislative instrument as a duplicate of an instrument introduced in the other house; to repeal provisions relative to duplicate bills.

SENATE CONCURRENT RESOLUTION NO. 132—

BY SENATORS ULLO AND DARDENNE

A CONCURRENT RESOLUTION

To urge and request manufacturers and sellers of firearms and ammunition who sell or distribute within the state of Louisiana to provide suggestions or advice on how to provide for additional forms of safety or security relative to the sale, distribution, handling, use or storage of firearms or ammunition.

SENATE CONCURRENT RESOLUTION NO. 144—

BY SENATOR DARDENNE AND REPRESENTATIVE LEBLANC

A CONCURRENT RESOLUTION

To direct the Joint Legislative Committee on the Budget to create a task force to study the practices and standards followed by certain departments of the executive branch of state government, with respect to contracting with nonprofit organizations, in order to better assist such organizations in developing consistent professional standards of excellence applicable to contracts with certain departments and agencies of state government.

SENATE CONCURRENT RESOLUTION NO. 151—

BY SENATOR ELLINGTON

A CONCURRENT RESOLUTION

To create a Juvenile Justice Study Commission to study the current system of serving at-risk children and youth and make recommendations regarding ways to increase the use of programs and services designed to prevent and/or divert youth from being adjudicated to the Department of Public Safety and Corrections.

SENATE CONCURRENT RESOLUTION NO. 163—

BY SENATOR HOLLIS

A CONCURRENT RESOLUTION

To create and provide with respect to a joint legislative committee to study and make recommendations with respect to a "do not call" list for Louisiana telephone subscribers who do not wish to receive telephone solicitation calls.

SENATE CONCURRENT RESOLUTION NO. 165—

BY SENATOR HEITMEIER

A CONCURRENT RESOLUTION

To urge and request the Senate Commerce and Consumer Protection Committee and the House Commerce Committee to meet and function as a joint committee to study the various aspects regarding access to multi-tenant buildings by all registered or certificated telecommunications providers on a nondiscriminatory basis.

SENATE CONCURRENT RESOLUTION NO. 168—

BY SENATORS EWING, BAJOIE, BARHAM, BEAN, BOISSIERE, BRANCH, CAIN, CAMPBELL, CASANOVA, COX, CRAVINS, DARDENNE, DEAN, DYESS, ELLINGTON, C. FIELDS, W. FIELDS, GREENE, HAINKEL, HEITMEIER, HINES, HOLLIS, IRONS, JOHNSON, JONES, JORDAN, LAMBERT, LANDRY, LENTINI, MALONE, ROBICHAUX, ROMERO, SCHEDLER, SIRACUSA, SMITH, TARVER, THEUNISSEN, THOMAS AND ULLO

A CONCURRENT RESOLUTION

To recognize and commend Coach Wilbert Ellis on six hundred career wins and for his inspiration to the Grambling State University baseball program, to pay tribute to his many contributions to Grambling State University and his community, and to wish him much success in the continuation of his celebrated career.

SENATE CONCURRENT RESOLUTION NO. 169—

BY SENATOR ELLINGTON AND REPRESENTATIVE KENNEY

A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana upon the death of William E. "Bill" Young, Sr., husband, father,

grandfather, great-grandfather, businessman, civic and community leader.

Respectfully submitted,
JAY DARDENNE
Chairman

The foregoing Senate Concurrent Resolutions were signed by the President of the Senate.

Message to the Governor

SIGNED SENATE BILLS

June 21, 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. 110—

BY SENATORS HOLLIS, BEAN, CAIN, COX, DYESS, HAINKEL, HINES, LAMBERT, LANDRY, LENTINI, SCHEDLER, SIRACUSA, SMITH, TARVER, THEUNISSEN, THOMAS, ULLO, BAJOIE, BARHAM, BOISSIERE, CAMPBELL, CRAVINS, DARDENNE, DEAN, ELLINGTON, EWING, C. FIELDS, W. FIELDS, GREENE, IRONS, JORDAN, MALONE AND ROBICHAUX AND REPRESENTATIVES ANSARDI, BARTON, BAYLOR, BOWLER, BRUCE, BRUNEAU, CHAISSON, CLARKSON, DAMICO, DOERGE, DUPRE, DURAND, FAUCHEUX, FRITH, GAUTREAU, GLOVER, HEATON, HEBERT, HILL, HOLDEN, JENKINS, JOHNS, KENNARD, LANCASTER, LANDRIEU, LONG, MCDONALD, MICHOT, MONTGOMERY, MURRAY, ODINET, PERKINS, PINAC, POWELL, QUEZAIRE, SCHNEIDER, SCHWEGMANN, SHAW, JACK SMITH, STELLY, VITTER, WADDELL, WESTON, WIGGINS, WINDHORST, PRATT, TRICHE, SCALISE AND WILKERSON

AN ACT

To enact R.S. 32:429.1, relative to the Department of Public Safety and Corrections; to provide for the establishment of a toll free hotline in the Department of Public Safety and Corrections; to provide for the accurate and complete information to be provided and the hours of operation; to require the hotline be operated by a person; and to provide for related matters.

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.

SENATE BILL NO. 158—

BY SENATORS LENTINI AND SCHEDLER

AN ACT

To enact R.S. 40:1299.44(D)(6), relative to medical malpractice; to prohibit certain indemnity agreements by the Patient's Compensation Fund Oversight Board and its employees, agents, and representatives; to provide for discovery of certain evidence; and to provide for related matters.

SENATE BILL NO. 270—

BY SENATOR DYESS

AN ACT

To enact R.S. 40:1496(G) and 1501(E)(9), relative to fire protection districts; to provide relative to the appointment of members in certain parishes; to authorize the governing authority of the fire protection districts located in Rapides Parish to levy additional ad valorem taxes; to provide for voter approval of such tax; and to provide for related matters.

June 21, 1999

SENATE BILL NO. 393—

BY SENATORS DARDENNE AND LANDRY AND REPRESENTATIVE MURRAY

AN ACT

To amend and reenact R.S. 14:79(A)(1), R.S. 46:2132(4), 2135(A) and (B), 2136(F) and 2137(A), Children's Code Arts. 1569(B) and 1571(B), and Code of Civil Procedure Art. 3603.1(B); and to enact 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 relative to temporary restraining and protective orders; to provide for the duration of protective orders in domestic abuse cases; and to provide for related matters.

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), and (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) and 1472.20, relative to the regulation of explosives; provides that the deputy secretary for public safety services of the Department of Public Safety and Corrections 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; to establish the Explosives Trust Fund as a special fund in the state treasury; and to provide for related matters.

SENATE BILL NO. 441—

BY SENATOR COX AND REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 33:4065.1 and 4065.2(A), (B) and (F), 4065.3(C) and (G), 4065.4(B) and (C), and 4065.5 and R.S. 40:5.6, to repeal R.S. 33:4065.2(D) and (H), and to rename the title of Subpart F-1 of Part II of Chapter 9 of Title 33 of the Louisiana Revised Statutes of 1950, relative to safe drinking water; to provide for the development, management, and maintenance of safe water supplies for residential, commercial, and governmental users; to provide for monitoring of public water supplies; to provide for certain sewage and water districts and for the composition and functions of such districts to develop, monitor, and maintain safe public water supplies and the disposal or treatment of contaminated public water supplies in certain municipalities; and to provide for related matters.

SENATE BILL NO. 454—

BY SENATOR DARDENNE AND REPRESENTATIVE LANCASTER

AN ACT

To amend and reenact R.S. 42:1102(8), relative to ethics; to provide for the definition of "controlling interest"; and to provide for related matters.

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, state agencies, and political subdivisions shall not be required to furnish any appeal bond or any other bond in any judicial proceedings; and to provide for related matters.

SENATE BILL NO. 511—

BY SENATOR CRAVINS AND REPRESENTATIVES MURRAY AND SCHNEIDER

AN ACT

To amend and reenact R.S. 15:536, 537, 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.

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.

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.

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.

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 increase the threshold for the exemption of such projects for the capital outlay process; and to provide for related matters.

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.

SENATE BILL NO. 886—

BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 33:1563(G), relative to coroners; to require submission of information required for a death certificate within ten days after the receipt of all test results associated with the investigation into the cause and manner of death; and to provide for related matters.

SENATE BILL NO. 977—

BY SENATOR JOHNSON AND REPRESENTATIVES COPELIN AND MURRAY

AN ACT

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

June 21, 1999

SENATE BILL NO. 1089—

BY SENATORS HINES AND BAJOIE
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.

SENATE BILL NO. 116—

BY SENATORS CAIN, BARHAM, SMITH, DYESS, SCHEDLER, THOMAS, HINES AND ROMERO AND REPRESENTATIVES DEVILLE, SALTER, THOMPSON AND WALSWORTH
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.

SENATE BILL NO. 256—

BY SENATORS HINES, EWING, IRONS, BAJOIE, SCHEDLER, DARDENNE, HAINKEL, BARHAM, BEAN, BOISSIERE, CAIN, CAMPBELL, CASANOVA, CRAVINS, DYESS, ELLINGTON, C. FIELDS, W. FIELDS, HOLLIS, JOHNSON, JONES, LAMBERT, LANDRY, LENTINI, ROBICHAUX, SIRACUSA, SMITH, TARVER THEUNISSEN, THOMAS AND ULLO AND REPRESENTATIVES DEWITT, DOWNER, MCMAINS, DURAND, FRITH, GLOVER, GUILLORY, HOLDEN, HUNTER, MURRAY, PRATT AND THOMPSON
AN ACT

To amend and reenact R.S. 46:976(A)(5), (B)(1) and (2), the introductory paragraph of (C), (D), and (E) and to repeal R.S. 46:976(F), relative to the Children's Health Insurance Program; to expand eligibility criteria for the program and for implementation thereof; to provide relative to a private insurance model; to provide an effective date; and to provide for related matters.

SENATE BILL NO. 257—

BY SENATORS DYESS AND ELLINGTON AND REPRESENTATIVE WIGGINS
A JOINT RESOLUTION

Proposing to amend Article VIII, Section 13(D) of the Constitution of Louisiana, to remove the grant to the school system operated in Wards 9, 10, and 11 of Rapides Parish that it shall be regarded and treated as a parish and shall have the authority granted parishes, including the purposes of funding and the raising of certain local revenues for the support of elementary and secondary schools; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

SENATE BILL NO. 294—

BY SENATOR HEITMEIER AND REPRESENTATIVE WINDHORST
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.

SENATE BILL NO. 863—

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

SENATE BILL NO. 1031—

BY SENATORS GREENE, CASANOVA, DYESS, HINES AND SCHEDLER AND REPRESENTATIVES ANSARDI, BAUDOIN, BOWLER, CRANE, DEVILLE, DIEZ, DONELON, DOWNER, DUPRE, DURAND, FAUCHEUX, FLAVIN, FONTENOT, FRITH, FRUGE, GAUTREUX, HEBERT, HOPKINS, HUDSON, JENKINS, JOHNS, KENNARD, KENNEY, LANCASTER, LANDRIEU, MARTINY, MCCALLUM, MCDONALD, MICHOT, MONTGOMERY, NEVERS, ODINET, PERKINS, POWELL, RIDDLE, ROMERO, SCALISE, SCHNEIDER, SHAW, JACK SMITH, SNEED,

THOMPSON, THORNHILL, WARNER, WESTON, WIGGINS, WOOTON AND WRIGHT

AN ACT

To amend and reenact R.S. 40:1299.35.1, 1299.35.2, 1299.35.4, 1299.35.10(A)(18) and 1299.35.12, and to repeal R.S. 40:1299.35.3, relative to abortion; to provide for definitions; to provide with respect to abortion after viability of the unborn child; to provide for legislative findings and purpose; to prohibit the performance or inducement of an abortion unless performed or induced by a physician licensed by the state; to require the performance of an ultrasound test prior to performing or inducing an abortion or termination of pregnancy after viability; to prohibit the performance or inducement of an abortion after viability; to provide for termination of pregnancy after viability under certain circumstances and for certification of reason thereof; to provide for certain information contained in an abortion report; to provide for emergency exceptions; to provide for severability provisions; and to provide for related matters.

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.

SENATE BILL NO. 217—

BY SENATOR MALONE

A JOINT RESOLUTION

Proposing to amend Article IV, Section 5(E)(1) of the Constitution of Louisiana, relative to the powers and duties of the governor; to limit the automatic pardon provision to persons convicted of a non-violent crime and certain crimes of violence; to specify an election date for submission of the proposition to electors and provide a ballot proposition.

SENATE BILL NO. 858—

BY SENATORS DARDENNE, EWING, HAINKEL, BARHAM, SCHEDLER, BEAN, DEAN AND ROMERO AND REPRESENTATIVES MCMAINS, DEWITT, DOWNER, JOHNS, CRANE, FLAVIN, SCALISE, SHAW, WIGGINS, CLARKSON AND WRIGHT

AN ACT

To enact R.S. 48:35(F) through (I), relative to public liability; to provide for the duty of the Department of Transportation and Development or any political subdivision of the state with respect to highway and bridge construction and maintenance; to provide for the inadmissibility of certain evidence; and to provide for related matters.

SENATE BILL NO. 1036 (Duplicate of House Bill No. 1316)—

BY SENATOR JOHNSON AND REPRESENTATIVE WILLARD

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 create the Lake Carmel Subdivision Improvement District as a special taxing district in the parish of Orleans; to provide relative to a board of commissioners created to govern the district; to provide for the powers, duties, and functions of such board; to authorize the board, subject to voter approval; to provide for the levying of a parcel fee; and to provide for related matters.

SENATE BILL NO. 154—

BY SENATOR SMITH

AN ACT

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

SENATE BILL NO. 170—
BY SENATOR HAINKEL

AN ACT

To amend and reenact R.S. 17:3973(2)(b)(ii), (iii), and (iv), 3983(A)(2)(a)(ii), and 3991(B)(1) and (3) and (C)(6)(a), relative to charter schools; to provide relative to the types of charter schools and the eligibility of pupils to attend such schools; to provide relative to denial of a chartering proposal by a local school board; to provide relative to admission requirements; to provide relative to faculty requirements; and to provide for related matters.

SENATE BILL NO. 296—

BY SENATORS GREENE AND DARDENNE
AN ACT

To amend and reenact R.S. 17:47(D), 500.2 and 1202, relative to sick leave for school personnel; to eliminate the prohibition on certain deductions from the salary of a teacher or school bus driver under certain circumstances; to provide for the granting of certain extended sick leave under certain circumstances; to provide for additional compensation to certain teachers; to provide for the responsibilities of city and parish school boards and the State Board of Elementary and Secondary Education; and to provide for related matters.

SENATE BILL NO. 297 (Duplicate of House Bill No. 1792)—
BY SENATOR GREENE AND REPRESENTATIVE McDONALD AND COAUTHORED BY SENATOR DARDENNE AND REPRESENTATIVE DOWNER

AN ACT

To amend and reenact R.S. 17:46(A) through (G) and (N), 1171(A), 1172 through 1177, and 1184, relative to sabbatical leave for teachers and college faculty; to repeal the authority for the granting of such leaves for rest and recuperation; to provide relative to the effect of such repeal on leaves previously granted; to provide for the granting of medical sabbatical leaves; to provide for the application and eligibility requirements for such medical sabbatical leaves; and to provide for related matters.

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. 37:751(N), 770(E), 777(A)(24) and (25), 786(E), and 788(C) and (D), 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.

SENATE BILL NO. 775—

BY SENATOR DARDENNE AND REPRESENTATIVE MARIONNEAUX
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.

SENATE BILL NO. 832 (Duplicate of House Bill No. 544)—
BY SENATOR ROMERO AND REPRESENTATIVE JOHNS
AN ACT

To amend and reenact Code of Civil Procedure Article 1732, relative to civil jury trials; to repeal the prohibition against jury trials in suits on admiralty or general maritime claims in state court; and to provide for related matters.

SENATE BILL NO. 833—

BY SENATOR JOHNSON
AN ACT

To amend and reenact R.S. 39:1410.60(C)(1), relative to local government finances; to provide with respect to the definition of debt for purposes of State Bond Commission approval; and to provide for related matters.

SENATE BILL NO. 919—

BY SENATOR EWING AND REPRESENTATIVE BAYLOR, CLARKSON, DUPRE, FONTENOT, GLOVER, HUDSON, JETSON, PIERRE, PINAC, PRATT, QUEZAIRE, WESTON, WILKERSON, WILLARD, WINSTON AND WRIGHT
AN ACT

To enact Chapter 27 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1231 through 1236, and R.S. 36:744(O) and 919.6, relative to museums; to establish the Eddie G. Robinson Museum Commission; to provide for its domicile; to provide for membership; to provide for the powers and duties of the commission; to provide relative to funding; and to provide for related matters.

SENATE BILL NO. 936 (Duplicate of House Bill No. 1885)—

BY SENATOR THOMAS AND REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 37:1518(A)(4), 1526(A)(2) and (B), 1549(A), 1551, 1552(3) and (4), 1553(4)(b), 1554(A), 1556, 1557(C), and 1558 and to enact R.S. 37:1552(5), 1553(6), relative to professions and occupations; to provide relative to certain veterinary practices and technicians; to provide relative to the Louisiana Veterinary Practice Law, veterinary technicians, and certified euthanasia technicians; to provide for definitions and duties; to provide for board powers and duties; to provide grounds and procedures for disciplinary actions; to provide for applications and for fee schedules; to provide for rules and regulations; to provide penalties for violations; and to provide for related matters.

and they are hereby presented for executive approval.

Respectfully submitted,
MICHAEL S. BAER, III
Secretary of the Senate

Message to the Secretary of State

**SIGNED
SENATE CONCURRENT RESOLUTIONS**

June 21, 1999

To the Honorable Secretary of State:

The President of the Senate and the Speaker of the House of Representatives have signed the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 53—

BY SENATOR HEITMEIER
A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to take necessary steps to continue providing accessible health care services to the residents of Algiers, Louisiana.

SENATE CONCURRENT RESOLUTION NO. 67—

BY SENATOR DARDENNE

A CONCURRENT RESOLUTION

To authorize and direct the commissioner of administration to establish a Year 2000 contingency planning committee to develop and implement a statewide contingency plan as it relates to disruptions caused by the Year 2000 problem.

SENATE CONCURRENT RESOLUTION NO. 119—

BY SENATOR C. FIELDS

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install a left-turn signal at the intersection of Scenic Highway and Mills Avenue in Scotlandville in East Baton Rouge Parish.

SENATE CONCURRENT RESOLUTION NO. 126—

BY SENATORS BOISSIERE AND HAINKEL

A CONCURRENT RESOLUTION

To recognize the Louisiana Diabetes Council, Southeast Region, as an organization dedicated toward improving the recognition, education, and treatment of the disease, diabetes mellitus, and reducing the long-term costs to the state for treating patients with diabetes mellitus and its many complications.

SENATE CONCURRENT RESOLUTION NO. 88—

BY SENATOR BARHAM

A CONCURRENT RESOLUTION

To urge and request the House Committee on Ways and Means and the Senate Committee on Revenue and Fiscal Affairs to meet and to function as a joint committee to study and investigate the tax laws of Louisiana and report to the legislature with respect thereto and to urge and request the Louisiana State Law Institute to form a committee on taxation to study and investigate particular areas of the tax laws of Louisiana at the direction of and in consultation with the joint committee and to report to the joint committee in the manner and as requested by the joint committee.

SENATE CONCURRENT RESOLUTION NO. 99—

BY SENATORS HINES AND LANDRY

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to study the effect of disease management/education combined with pharmaceutical compliance on health complications of asthma.

SENATE CONCURRENT RESOLUTION NO. 110—

BY SENATORS DARDENNE AND LANDRY AND REPRESENTATIVES ALARIO, CLARKSON, MONTGOMERY, SCALISE, TRICHE AND WELCH

A CONCURRENT RESOLUTION

To urge and request subcommittees of the House Committee on Appropriations, the House Committee on Health and Welfare, the Senate Committee on Finance, and the Senate Committee on Health and Welfare as herein provided to meet and to function as a joint committee to identify and analyze the various waiting lists of Louisiana citizens with mental retardation or other developmental disabilities in need of community services and support and to study the effectiveness and funding of the community services delivery system in meeting those needs.

SENATE CONCURRENT RESOLUTION NO. 112—

BY SENATOR JONES

A CONCURRENT RESOLUTION

To urge and request the governor of the state of Louisiana to launch an initiative on violence in schools.

SENATE CONCURRENT RESOLUTION NO. 115—

BY SENATOR JOHNSON AND REPRESENTATIVES DURAND AND HUDSON

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to utilize a portion of monies which may be appropriated to the department from monies the state receives from the tobacco settlement to research and study the high rate of lung cancer among black men residing in south Louisiana.

SENATE CONCURRENT RESOLUTION NO. 121—

BY SENATORS JOHNSON AND BARHAM

A CONCURRENT RESOLUTION

To direct the governor of the state of Louisiana, the president of the Senate, and the speaker of the House of Representatives to, individually or jointly, take appropriate action to prohibit smoking throughout the state capitol thereby creating and declaring the capitol a "smoke-free" environment.

SENATE CONCURRENT RESOLUTION NO. 125—

BY SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections, the Louisiana Highway Safety Commission, and the director of the Council on Automobile Insurance Rates and Enforcement (C.A.I.R.E.) to study the feasibility of implementing a driver violation point system.

SENATE CONCURRENT RESOLUTION NO. 133—

BY SENATORS HINES AND LANDRY

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to study the effect of existing diabetes management/education programs in the state.

SENATE CONCURRENT RESOLUTION NO. 141—

BY SENATOR HINES

A CONCURRENT RESOLUTION

To create a task force to study the impact of assisted conception and artificial means of reproduction relative to state law.

SENATE CONCURRENT RESOLUTION NO. 153—

BY SENATORS EWING, BARHAM, DARDENNE, ELLINGTON, HAINKEL AND TARVER

A CONCURRENT RESOLUTION

To urge and request the Board of Commissioners of the Louisiana Stadium and Exposition District to rename the Superdome to the "John J. McKeithen Superdome" and that Governor M. J. "Mike" Foster join with the legislature in requesting that the board take such action.

SENATE CONCURRENT RESOLUTION NO. 106—

BY SENATOR CAIN

A CONCURRENT RESOLUTION

To repeal Joint Rule No. 5 of the Joint Rules of the Senate and House of Representatives, relative to the designation of a legislative instrument as a duplicate of an instrument introduced in the other house; to repeal provisions relative to duplicate bills.

SENATE CONCURRENT RESOLUTION NO. 132—

BY SENATORS ULLO AND DARDENNE

A CONCURRENT RESOLUTION

To urge and request manufacturers and sellers of firearms and ammunition who sell or distribute within the state of Louisiana to provide suggestions or advice on how to provide for additional forms of safety or security relative to the sale, distribution, handling, use or storage of firearms or ammunition.

SENATE CONCURRENT RESOLUTION NO. 144—

BY SENATOR DARDENNE AND REPRESENTATIVE LEBLANC

A CONCURRENT RESOLUTION

To direct the Joint Legislative Committee on the Budget to create a task force to study the practices and standards followed by certain departments of the executive branch of state government, with respect to contracting with nonprofit organizations, in order to better assist such organizations in developing consistent professional standards of excellence applicable to contracts with certain departments and agencies of state government.

June 21, 1999

SENATE CONCURRENT RESOLUTION NO. 151—

BY SENATOR ELLINGTON

A CONCURRENT RESOLUTION

To create a Juvenile Justice Study Commission to study the current system of serving at-risk children and youth and make recommendations regarding ways to increase the use of programs and services designed to prevent and/or divert youth from being adjudicated to the Department of Public Safety and Corrections.

SENATE CONCURRENT RESOLUTION NO. 163—

BY SENATOR HOLLIS

A CONCURRENT RESOLUTION

To create and provide with respect to a joint legislative committee to study and make recommendations with respect to a "do not call" list for Louisiana telephone subscribers who do not wish to receive telephone solicitation calls.

SENATE CONCURRENT RESOLUTION NO. 165—

BY SENATOR HEITMEIER

A CONCURRENT RESOLUTION

To urge and request the Senate Commerce and Consumer Protection Committee and the House Commerce Committee to meet and function as a joint committee to study the various aspects regarding access to multi-tenant buildings by all registered or certificated telecommunications providers on a nondiscriminatory basis.

SENATE CONCURRENT RESOLUTION NO. 168—

BY SENATORS EWING, BAJOIE, BARHAM, BEAN, BOISSIERE, BRANCH, CAIN, CAMPBELL, CASANOVA, COX, CRAVINS, DARDENNE, DEAN, DYESS, ELLINGTON, C. FIELDS, W. FIELDS, GREENE, HAINKEL, HEITMEIER, HINES, HOLLIS, IRONS, JOHNSON, JONES, JORDAN, LAMBERT, LANDRY, LENTINI, MALONE, ROBICHAUX, ROMERO, SCHEDLER, SIRACUSA, SMITH, TARVER, THEUNISSEN, THOMAS AND ULLO

A CONCURRENT RESOLUTION

To recognize and commend Coach Wilbert Ellis on six hundred career wins and for his inspiration to the Grambling State University baseball program, to pay tribute to his many contributions to Grambling State University and his community, and to wish him much success in the continuation of his celebrated career.

SENATE CONCURRENT RESOLUTION NO. 169—

BY SENATOR ELLINGTON AND REPRESENTATIVE KENNEY

A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana upon the death of William E. "Bill" Young, Sr., husband, father, grandfather, great-grandfather, businessman, civic and community leader.

SENATE CONCURRENT RESOLUTION NO. 117—

BY SENATORS IRONS AND C. FIELDS

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to establish a task force to study the feasibility of providing as a requirement for high school graduation a course of study in life management and marriage and relationship skills or the inclusion of such instruction in the health education curriculum, and to make a report to the Senate and House committees on education prior to the 2000 Regular Session.

SENATE CONCURRENT RESOLUTION NO. 124—

BY SENATOR SMITH

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to provide funding for the construction of the Big Creek Recreation Access Project.

SENATE CONCURRENT RESOLUTION NO. 131—

BY SENATORS DARDENNE AND SCHEDLER

A CONCURRENT RESOLUTION

To create the Task Force on Motor Vehicle Speed Differential and Highway Safety to study and make recommendations as to the feasibility of a speed differential between freight bearing motor vehicles and other motor vehicles on the highways of the state or other methods to address safety issues involving the interaction of such vehicles traveling throughout the state.

SENATE CONCURRENT RESOLUTION NO. 136—

BY SENATORS CAIN AND SMITH

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to pass the Flag Protection Amendment, an amendment to the Constitution of the United States giving Congress the authority to pass laws protecting the United States flag from desecration.

SENATE CONCURRENT RESOLUTION NO. 138—

BY SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To create the Louisiana Public Mental Health Review Commission to study the feasibility of restructuring the public mental health system to reflect the challenges facing the system in the twenty-first century.

SENATE CONCURRENT RESOLUTION NO. 145—

BY SENATOR LANDRY AND REPRESENTATIVE DIEZ

A CONCURRENT RESOLUTION

To urge and request the Joint Committee on Transportation, Highways, and Public Works to conduct a study of both deep draft and shallow draft ports throughout the state.

SENATE CONCURRENT RESOLUTION NO. 159—

BY SENATORS DARDENNE, CAIN, CAMPBELL, COX, DEAN, DYESS, EWING, HINES, HOLLIS, LAMBERT, LANDRY, ROMERO, SCHEDLER, SMITH, THEUNISSEN AND ULLO

A CONCURRENT RESOLUTION

To provide for legislative approval of the formula developed by the State Board of Elementary and Secondary Education and adopted by the board on June 10, 1999, to determine the cost of a minimum foundation program of education in all public elementary and secondary schools as well as to equitably allocate the funds to parish and city school systems.

SENATE CONCURRENT RESOLUTION NO. 166—

BY SENATOR BAJOIE AND REPRESENTATIVES PRATT AND WILKERSON

A CONCURRENT RESOLUTION

To commend and express sincere appreciation to Delta Sigma Theta Sorority, Inc., for selecting Baton Rouge, Louisiana as the site of its 37th Conference of the Southwest Region, and to designate June 24 -27 Delta Sigma Theta Sorority Week in Louisiana.

SENATE CONCURRENT RESOLUTION NO. 167—

BY SENATOR HAINKEL

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana on the death of Cecil Morgan, political leader, business leader, judge, dean, Louisiana legend, father, grandfather, great grandfather, great-great grandfather, friend, and Christian.

SENATE CONCURRENT RESOLUTION NO. 161—

BY SENATORS COX AND CAIN AND REPRESENTATIVE HILL

A CONCURRENT RESOLUTION

To commend Starks Business and Civic Association, the Starks Volunteer Fire Department, the Starks Historical Society, the Starks Lions Club, the Starks VFW Post Number 4759, Willard and Evelyn White, James Ray Franks, James and Lillian Karr, Earl Stark, Sandy Treme, and Wayne Stanley for their efforts in developing and establishing the Mayhaw Festival.

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.

Respectfully submitted,
MICHAEL S. BAER, III
Secretary of the Senate

June 21, 1999

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 21, 1999

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Resolutions have been properly enrolled:

SENATE RESOLUTION NO. 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.

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.

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.

SENATE RESOLUTION NO. 66— BY SENATOR ELLINGTON A RESOLUTION

To urge and request the Senate Committee on Judiciary B and the Senate Committee on Education to function as a joint committee; to study the feasibility of transferring the state and private juvenile correction facilities educational programs from the Department of Public Safety and Corrections to a specially created school district within the State Board of Elementary and Secondary Education.

SENATE RESOLUTION NO. 67— BY SENATOR ELLINGTON A RESOLUTION

To commend Ken Ward for completing his doctoral dissertation in the area of legislative ethics.

SENATE RESOLUTION NO. 69— BY SENATORS CASANOVA, GREENE, BAJOE, BARHAM, BEAN, BOISSIERE, BRANCH, CAIN, CAMPBELL, COX, CRAVINS, DARDENNE, DEAN, ELLINGTON, EWING, C. FIELDS, W. FIELDS, HAINKEL, HEITMEIER, HINES, HOLLIS, IRONS, JOHNSON, JONES, JORDAN, LAMBERT, LANDRY, LENTINI, MALONE, ROBICHAUX, ROMERO, SCHEDLER, SMITH, TARVER, THEUNISSEN, THOMAS AND ULLO A RESOLUTION

To commend and congratulate Senator B. G. Dyess on his contributions to the state as a minister and public official.

SENATE RESOLUTION NO. 70— BY SENATOR THOMAS AND REPRESENTATIVES STRAIN AND NEVERS A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of David W. Bickham, son, husband, father, brother, civic/community leader, friend and Christian.

SENATE RESOLUTION NO. 71— BY SENATOR COX A RESOLUTION

To commend Father Raymond Anthony Michael Jones of Sacred Heart Church for his commitment to promote religious and family values.

SENATE RESOLUTION NO. 72— BY SENATOR W. FIELDS AND C. FIELDS A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana on the death of Karla Wade Johnson, mother, daughter, granddaughter, niece, godchild, civic/community leader, teacher, counselor, director, friend, and Christian.

SENATE RESOLUTION NO. 73— BY SENATORS HINES, BAJOE, BARHAM, BEAN, BOISSIERE, BRANCH, CAIN, CAMPBELL, CASANOVA, COX, CRAVINS, DARDENNE, DEAN, DYESS, ELLINGTON, EWING, C. FIELDS, W. FIELDS, GREENE, HAINKEL, HEITMEIER, HOLLIS, IRONS, JOHNSON, JONES, JORDAN, LAMBERT, LANDRY, LENTINI, MALONE, ROBICHAUX, ROMERO, SCHEDLER, SIRACUSA, SMITH, TARVER, THEUNISSEN, THOMAS AND ULLO A RESOLUTION

To invite the Honorable B.G. Dyess, Senator to present the opening prayer at the Organizational Session of the Senate.

SENATE RESOLUTION NO. 74— BY SENATOR DYESS A RESOLUTION

To commend and congratulate Kathryn Elizabeth Vandersteen on her high school accomplishments.

SENATE RESOLUTION NO. 75— BY SENATOR HAINKEL A RESOLUTION

To condemn canned-hunts.

Respectfully submitted, JAY DARDENNE Chairman

The foregoing Senate Resolutions were signed by the President of the Senate and presented to the Secretary of State by the Secretary.

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 1— BY REPRESENTATIVE SALTER A CONCURRENT RESOLUTION

To urge and request the office of elderly affairs not to make certain planning and service area changes and federal funding distribution changes relative to the Older Americans Act.

HOUSE CONCURRENT RESOLUTION NO. 23— BY REPRESENTATIVE WILKERSON A CONCURRENT RESOLUTION

To urge and request the State Board of Commerce and Industry to urge recipients of the industrial tax exemption to provide internships to students attending Louisiana educational institutions.

HOUSE CONCURRENT RESOLUTION NO. 38—

BY REPRESENTATIVE HEBERT

A CONCURRENT RESOLUTION

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

HOUSE CONCURRENT RESOLUTION NO. 57—

BY REPRESENTATIVE LONG AND SENATOR SMITH

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to select the route of the east-west corridor project from the Mississippi state line to the Texas state line in the vicinity of Louisiana Highway 84 and Louisiana Highway 6.

HOUSE CONCURRENT RESOLUTION NO. 63—

BY REPRESENTATIVE FAUCHEUX AND SENATOR LAMBERT

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install a left-turn signal light at the intersection of Louisiana Highway 3125 and Louisiana Highway 3274 in St. James Parish, Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 64—

BY REPRESENTATIVES DOWNER, BARTON, BAUDOIN, CRANE, DOERGE, KENNEY, LONG, MCDONALD, POWELL, PRATT, SALTER, SHAW, WINSTON, WRIGHT, AND JETSON

A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections and the Department of Labor to work together to develop a comprehensive prison education, vocation, and rehabilitation program which encourages industry-based training with competent transferable skills.

HOUSE CONCURRENT RESOLUTION NO. 90—

BY REPRESENTATIVE CLARKSON

A CONCURRENT RESOLUTION

To urge and request the House and Senate Committees on Transportation, Highways and Public Works to review all information relative to the installation of the video or photo monitoring system on the Greater New Orleans Mississippi River Bridge and to request the Crescent City Connection Division of the Department of Transportation and Development to report to, and submit such information to, the House and Senate Transportation, Highways and Public Works Committees.

HOUSE CONCURRENT RESOLUTION NO. 93—

BY REPRESENTATIVE WALSWORTH

A CONCURRENT RESOLUTION

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

HOUSE CONCURRENT RESOLUTION NO. 101—

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

A CONCURRENT RESOLUTION

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

HOUSE CONCURRENT RESOLUTION NO. 138—

BY REPRESENTATIVE PRATT

A CONCURRENT RESOLUTION

To create the Task Force on Alternative Education Programs, hereafter referred to as the "task force", to be in existence for the period from its first meeting not later than April 1, 2000, through October 31, 2000, to review the most effective operation of alternative education programs for students, including any current programs in operation, and to report its findings and recommendations to the House Committee on Education and the Senate Committee on Education at least sixty days prior to the beginning of the 2000 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 162—

BY REPRESENTATIVE MURRAY

A CONCURRENT RESOLUTION

To urge and request the Honorable M.J. "Mike" Foster, governor of Louisiana, to take appropriate action to prevent the New Orleans Saints football franchise from having to relocate to another city.

HOUSE CONCURRENT RESOLUTION NO. 170—

BY REPRESENTATIVES DOWNER, DUPRE, GAUTREUX, THERIOT, AND TRICHE AND SENATOR LANDRY

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to divide Highway District 2 and create an additional district.

HOUSE CONCURRENT RESOLUTION NO. 173—

BY REPRESENTATIVES MURRAY AND QUEZAIRE

A CONCURRENT RESOLUTION

To urge and request the Louisiana Public Service Commission to formulate and begin broadcasting public service announcements to warn consumers against the illegal practices of slamming and cramming.

HOUSE CONCURRENT RESOLUTION NO. 180—

BY REPRESENTATIVES MCDONALD, BARTON, BAUDOIN, CRANE, CURTIS, DOERGE, KENNEY, NEVERS, POWELL, PRATT, SHAW, SNEED, AND WRIGHT AND SENATORS GREENE, JONES, AND THEUNISSEN

A CONCURRENT RESOLUTION

To create the Task Force on School Discipline and Safety, hereinafter referred to as the "task force", to be in existence for the period from its first meeting not later than July 15, 1999, through December 15, 1999, to study and review current policies, procedures, programs, and laws in place in Louisiana as well as in other select states as the task force deems appropriate relative to providing disciplined, safe, and productive learning environments for all children, including effective measures for assisting students who engage in or who are at risk of engaging in disruptive and disorderly behavior, and to report its findings and recommendations to the House Committee on Education and the Senate Committee on Education by not later than January 15, 2000.

HOUSE CONCURRENT RESOLUTION NO. 204—

BY REPRESENTATIVES WALSWORTH AND ALEXANDER

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to develop a program of instruction on school bus safety, to adopt policies requiring each city and parish school board to provide such instruction to students in kindergarten through grade three, and to submit such proposed program of instruction to the House Committee on Education and the Senate Committee on Education for review and comment at least thirty days prior to the approval of such program by the board.

HOUSE CONCURRENT RESOLUTION NO. 205—
BY REPRESENTATIVE WESTON AND SENATORS DARDENNE AND JORDAN

A CONCURRENT RESOLUTION

To memorialize the United States Congress to amend federal law relating to the compensation of retired military personnel to permit full, concurrent receipt of military longevity pay and service-connected disability compensation pay.

HOUSE CONCURRENT RESOLUTION NO. 210—
BY REPRESENTATIVE WILKERSON

A CONCURRENT RESOLUTION

To urge and request the boards of trustees of all state and statewide public retirement systems to establish an internship program for undergraduate college students who would not ordinarily have an opportunity to work directly in administrative or managerial positions in major corporations and allow such students to be exposed to the administrative and managerial functions involved in the business and financial aspects of the retirement industry.

HOUSE CONCURRENT RESOLUTION NO. 222—
BY REPRESENTATIVE HOLDEN

A CONCURRENT RESOLUTION

To memorialize the United States Congress to continue to support and fund the United States-Asia Environmental Partnership, the Environmental Technology Network for Asia, and the Council of State Governments' State Environmental Initiative.

HOUSE CONCURRENT RESOLUTION NO. 273—
BY REPRESENTATIVE ALEXANDER

A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections to honor out-of-state motor vehicle inspection stickers until their expiration.

HOUSE CONCURRENT RESOLUTION NO. 15—
BY REPRESENTATIVE ANSARDI

A CONCURRENT RESOLUTION

To memorialize the United States Department of Commerce, the United States Department of Transportation, the National Transportation Safety Board, and the United States Environmental Protection Agency, to require all barges, cargo ships, and commercial vessels of any type transporting hazardous materials on the navigable waters of the state to identify all hazardous materials being transported by utilizing a placarding system recognized by the United Nations or the North American Placarding System.

HOUSE CONCURRENT RESOLUTION NO. 16—
BY REPRESENTATIVE MURRAY

A CONCURRENT RESOLUTION

To request the House Committee on House and Governmental Affairs and the Senate Committee on Senate and Governmental Affairs to meet and to function as a joint committee to study the feasibility of increasing campaign contribution limits based on the rate of inflation and to report the findings of the joint committee to the legislature prior to the convening of the 2001 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 19—
BY REPRESENTATIVES BAYLOR AND BAUDOIN

A CONCURRENT RESOLUTION

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

HOUSE CONCURRENT RESOLUTION NO. 36—
BY REPRESENTATIVE MICHOT

A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections, office of motor vehicles, to extend its office hours and to open additional "express" offices.

HOUSE CONCURRENT RESOLUTION NO. 43—
BY REPRESENTATIVE LONG

A CONCURRENT RESOLUTION

To urge and request the legislative auditor to conduct a comprehensive study and comparison of state-operated correctional and privately operated facilities in Louisiana to determine the overall effectiveness and efficiency of each.

HOUSE CONCURRENT RESOLUTION NO. 46—
BY REPRESENTATIVE WRIGHT

A CONCURRENT RESOLUTION

To urge and request the Department of Wildlife and Fisheries to study the results and consequences of the introduction of livestock on the Dewey Wills Wildlife Management Area, and to report findings and recommendations to the House and Senate Committees on Natural Resources prior to the convening of the 2000 Regular Session of the Legislature.

HOUSE CONCURRENT RESOLUTION NO. 56—
BY REPRESENTATIVES ANSARDI AND CHAISSON AND SENATOR LANDRY

A CONCURRENT RESOLUTION

To memorialize the United States Congress to appropriate sufficient funds to install lighting on Interstate Highway 10 and Interstate Highway 310 in the vicinity of the intersection of Jefferson Parish, Louisiana, and St. Charles Parish, Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 58—
BY REPRESENTATIVE LONG AND SENATOR SMITH

A CONCURRENT RESOLUTION

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

HOUSE CONCURRENT RESOLUTION NO. 59—
BY REPRESENTATIVES RIDDLE, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, SCHEDLER, AND LANDRY

A CONCURRENT RESOLUTION

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

HOUSE CONCURRENT RESOLUTION NO. 89—
BY REPRESENTATIVE WALSWORTH

A CONCURRENT RESOLUTION

To designate the square dance as the American Folk Dance of the state of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 99—
BY REPRESENTATIVE QUEZAIRE

A CONCURRENT RESOLUTION

To urge and request the state Department of Health and Hospitals to monitor any action by the federal government that would affect the patients' rights to remain at the Gillis Long Hansen's Disease Center.

HOUSE CONCURRENT RESOLUTION NO. 139—
BY REPRESENTATIVES DANIEL AND LEBLANC AND SENATORS HAINKEL AND DARDENNE

A CONCURRENT RESOLUTION

To request the House Committee on Civil Law and Procedure and the Senate Committee on Judiciary A to meet and to function as a joint committee to study and make recommendations with respect to the practices of state departments, boards, and commissions relative to contracting for outside legal counsel for general counsel duties in lieu of utilizing the attorney general as counsel.

HOUSE CONCURRENT RESOLUTION NO. 183—

BY REPRESENTATIVE THOMPSON

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the drainage problems along Interstate Highway 20 in Richland Parish and especially in the towns of Rayville, Delhi, and Start.

HOUSE CONCURRENT RESOLUTION NO. 185—

BY REPRESENTATIVE FLAVIN

A CONCURRENT RESOLUTION

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

HOUSE CONCURRENT RESOLUTION NO. 197—

BY REPRESENTATIVES STELLY, BOWLER, DANIEL, DURAND, FLAVIN, JOHNS, SHAW, TRICHE, WILKERSON, AND WALSWORTH

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to preserve the right of state and local governments to operate pension plans for their employees in place of the federal social security system and to develop legislation for responsible reform of the federal social security system that does not include mandatory participation by employees of state and local governments.

HOUSE CONCURRENT RESOLUTION NO. 200—

BY REPRESENTATIVES LONG, ALARIO, ALEXANDER, ANSARDI, BARTON, BAUDOIN, BAYLOR, BOWLER, BRUCE, BRUNEAU, CARTER, CHAISSON, CLARKSON, COPELIN, CRANE, CURTIS, DAMICO, DANIEL, DEVILLE, DEWITT, DIEZ, DOERGE, DONELON, DOWNER, DUPRE, DURAND, FARVE, FAUCHEUX, FLAVIN, FONTENOT, FRITH, FRUGE, GAUTREAUX, GLOVER, GREEN, GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HOLDEN, HOPKINS, HUDSON, HUNTER, ILES, JENKINS, JETSON, JOHNS, KENNARD, KENNEY, LANCASTER, LANDRIEU, LEBLANC, MARIONNEAUX, MARTINY, MCCAIN, MCCALLUM, MCDONALD, MCMAINS, MICHOT, MITCHELL, MONTGOMERY, MORRELL, MORRISH, MURRAY, NEVERS, ODINET, PERKINS, PIERRE, PINAC, POWELL, PRATT, QUEZAIRE, RIDDLE, ROMERO, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, JACK SMITH, JOHN SMITH, SNEED, STELLY, STRAIN, THERIOT, THOMPSON, THORNHILL, TOOMY, TRAVIS, TRICHE, WADDELL, WALSWORTH, WARNER, WELCH, WESTON, WIGGINS, WILKERSON, WILLARD, WINDHORST, WINSTON, WOOTON, AND WRIGHT AND SENATORS BRANCH, CASANOVA, DEAN, ELLINGTON, W. FIELDS, GREENE, AND THEUNISSEN

A CONCURRENT RESOLUTION

To urge and request Northwestern State University, through its management board, to designate an existing scholarship available to students enrolled in the College of Education in the name of the Honorable Everett G. Doerge, former State Representative.

HOUSE CONCURRENT RESOLUTION NO. 201—

BY REPRESENTATIVE FAUCHEUX AND SENATOR LANDRY

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install lighting at the intersections of Interstate Highway 55 and Interstate Highway 10 and Interstate Highway 10 and United States Highway 51 in La Place, Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 211—

BY REPRESENTATIVES FLAVIN, JOHNS, AND STELLY

A CONCURRENT RESOLUTION

To urge and request the governor to renegotiate this state's obligation under the federal Social Security Act and particularly Section 218 thereof, with the objective of releasing from participation therein those municipalities whose police departments are covered by both the federal social security system and the Municipal Police Employees' Retirement System; further requests the governor to make it a high state priority to work with this state's congressional delegation to accomplish the same objective through federal legislation, if federal law, rule, or regulation preempts this state's governor from such renegotiation.

HOUSE CONCURRENT RESOLUTION NO. 212—

BY REPRESENTATIVE WESTON

A CONCURRENT RESOLUTION

To urge and request the Department of Culture, Recreation and Tourism to develop a plan for implementation of a golf trail in the state of Louisiana and to submit such plan and related recommendations to the Legislature of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 221—

BY REPRESENTATIVE MCCALLUM

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study a successor's rights relative to transfers of succession interests in immovable property prior to the judicial opening of the succession, the effect of creating a preemptive period for actions arising out of transfers of succession interests in immovable property which occurred prior to the judicial opening of the succession, and to report its findings and recommendations to the Legislature of Louisiana no later than January 1, 2001.

HOUSE CONCURRENT RESOLUTION NO. 2—

BY REPRESENTATIVE GUILLORY

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the traffic problems at the intersection of Prien Lake Road and Interstate 210 in Lake Charles, and to consider the inclusion of traffic mitigation improvements at this intersection when compiling the Highway Priority Program.

HOUSE CONCURRENT RESOLUTION NO. 5—

BY REPRESENTATIVE MORRISH

A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections, office of state police, to strictly enforce the provisions of the Louisiana Revised Statutes which govern vehicles driving on the right side of the road, overtaking, and passing.

HOUSE CONCURRENT RESOLUTION NO. 7—

BY REPRESENTATIVES LONG AND JOHN SMITH AND SENATOR SMITH

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to establish a rest area at the Interstate 49 and Highway 6 interchange and to urge and request the Department of Culture, Recreation and Tourism to maintain a tourist information center at that site.

HOUSE CONCURRENT RESOLUTION NO. 11—

BY REPRESENTATIVE LONG AND SENATOR SMITH

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development and United States Army Corps of Engineers to study drainage problems on the lower Cane River in Natchitoches Parish, Louisiana, and make recommendations to the legislature prior to the 2000 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 12—

BY REPRESENTATIVE LONG AND SENATOR SMITH

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to erect lighting at the intersection of Interstate Highway 49 and Louisiana Highway 6 in Natchitoches Parish, Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 13—

BY REPRESENTATIVE JOHN SMITH

A CONCURRENT RESOLUTION

To request that the Department of Natural Resources study the possibility of establishment of new rental and royalty requirements for the lease of state land and the possibility of incorporating such new requirements into existing leases.

HOUSE CONCURRENT RESOLUTION NO. 18—
BY REPRESENTATIVE BAYLOR AND SENATOR BAJOE
A CONCURRENT RESOLUTION

To encourage municipal officials to provide increased funding for youth-based facilities, programs, and services of recreation departments and agencies as a budget priority.

HOUSE CONCURRENT RESOLUTION NO. 20—
BY REPRESENTATIVE BAYLOR AND SENATOR BAJOE
A CONCURRENT RESOLUTION

To proclaim support for the Boys and Girls Clubs of America and their services to the youth of our communities and urge municipal officials to become better informed about the benefits of working with these organizations.

HOUSE CONCURRENT RESOLUTION NO. 24—
BY REPRESENTATIVE WILLARD
A CONCURRENT RESOLUTION

To direct the Louisiana Gaming Control Board to study the feasibility, practicality, and effectiveness of offering compulsive gambling services in more than one language.

HOUSE CONCURRENT RESOLUTION NO. 26—
BY REPRESENTATIVE THERIOT
A CONCURRENT RESOLUTION

To direct the Department of Transportation and Development to install a traffic light at the intersection of Louisiana Highway 1 and Louisiana Highway 3235 in Cut Off, Louisiana, Lafourche Parish no later than one hundred twenty days after passage of this Resolution.

HOUSE CONCURRENT RESOLUTION NO. 28—
BY REPRESENTATIVE FAUCHEUX AND SENATOR LAMBERT
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to construct an exit ramp from Louisiana Highway 3213 to Louisiana Highway 641 in Gramercy, Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 29—
BY REPRESENTATIVE FAUCHEUX
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install a new traffic light at the intersection of Louisiana Highway 3274 and Louisiana Highway 3125 in Gramercy, Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 30—
BY REPRESENTATIVE FAUCHEUX
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to update and modernize Louisiana Highway 3274, located in the town of Gramercy, Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 66—
BY REPRESENTATIVE JETSON
A CONCURRENT RESOLUTION

To urge and request the division of administration to study and develop a strategy to preserve public access to public waterways and to report findings and recommendations to the House and Senate Committees on Natural Resources prior to the convening of the 2000 Regular Session of the Legislature.

HOUSE CONCURRENT RESOLUTION NO. 74—
BY REPRESENTATIVE FARVE
A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections to promulgate rules to authorize and encourage members of the clergy to provide daily ministerial services to state and parish prisoners.

HOUSE CONCURRENT RESOLUTION NO. 75—
BY REPRESENTATIVE HEBERT
A CONCURRENT RESOLUTION

To urge and request the Department of Natural Resources to study the effects of the Keystone Lock and Dam located on Bayou Teche on fields and siltation, and to report study findings and recommendations to the House and Senate Committees on Natural Resources prior to the convening of the 2000 Regular Session of the Legislature.

HOUSE CONCURRENT RESOLUTION NO. 84—
BY REPRESENTATIVE DEWITT
A CONCURRENT RESOLUTION

To urge and request the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to reconsider a recent change in its season ticket policy for football, basketball, and baseball that provides for season ticket renewal only by the account holder and for very limited changes in the account holder.

HOUSE CONCURRENT RESOLUTION NO. 87—
BY REPRESENTATIVE WALSWORTH
A CONCURRENT RESOLUTION

To urge and request the Louisiana State Board of Examiners of Nursing Facility Administrators to waive all or part of administrator-in-training requirements for internships completed for persons with degrees in gerontology.

HOUSE CONCURRENT RESOLUTION NO. 94—
BY REPRESENTATIVES COPELIN AND WILKERSON
A CONCURRENT RESOLUTION

To urge and request the House and Senate Health and Welfare Committees to meet and function as a joint committee to study potential reforms of the Medicaid system.

HOUSE CONCURRENT RESOLUTION NO. 98—
BY REPRESENTATIVES HEBERT, ROMERO, AND WIGGINS AND SENATOR ROMERO
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take appropriate action to provide that reimbursement of operational expenses of school bus drivers who own their own school buses and are contract employees of a school system will not be taxed as income.

HOUSE CONCURRENT RESOLUTION NO. 103—
BY REPRESENTATIVES DURAND, DEWITT, DOWNER, MCMAINS, DIEZ, CRANE, DOERGE, FRITH, MICHOT, MORRELL, MURRAY, PINAC, POWELL, SCHNEIDER, AND SCHWEGMANN AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER
A CONCURRENT RESOLUTION

To create a task force to study and make recommendations to the legislature on issues affecting the flammability of upholstered furniture.

HOUSE CONCURRENT RESOLUTION NO. 105—
BY REPRESENTATIVE LONG AND SENATOR SMITH
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to raise the Black Lake Bridge located along Louisiana Highway 9 in Natchitoches Parish and to include in the bridge replacement project, listed in the Highway Priority Program and scheduled for construction in Fiscal Year 2001-2002, a plan to raise the approaches to such bridge.

HOUSE CONCURRENT RESOLUTION NO. 107—
BY REPRESENTATIVES DANIEL, DOWNER, DEWITT, DIEZ, MCMAINS, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER
A CONCURRENT RESOLUTION

To memorialize the United States Congress to amend the Federal Migratory Bird Conservation Act (16 U.S.C.A. 715) to authorize certain states to issue temporary federal duck stamp privileges through electronic license issuance systems.

June 21, 1999

HOUSE CONCURRENT RESOLUTION NO. 121—BY REPRESENTATIVE ILES AND SENATOR CAIN
A CONCURRENT RESOLUTION

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

HOUSE CONCURRENT RESOLUTION NO. 142—BY REPRESENTATIVE THERIOT
A CONCURRENT RESOLUTION

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

HOUSE CONCURRENT RESOLUTION NO. 143—BY REPRESENTATIVE POWELL AND SENATOR SCHEDLER
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install lighting at the intersections of Interstate Highway 55 and U.S. Highway 190, Interstate Highway 55 and Wardline Road, and Interstate Highway 12 and U.S. Highway 51 in Hammond, Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 153—BY REPRESENTATIVE JOHN SMITH
A CONCURRENT RESOLUTION

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

HOUSE CONCURRENT RESOLUTION NO. 159—BY REPRESENTATIVE THERIOT
A CONCURRENT RESOLUTION

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

HOUSE CONCURRENT RESOLUTION NO. 172—BY REPRESENTATIVE FAUCHEUX AND SENATOR LANDRY
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install a left-turn lane and an acceleration lane on U.S. Highway 61 at the entrance to the Reserve Christian Church and School in St. John Parish.

HOUSE CONCURRENT RESOLUTION NO. 213—BY REPRESENTATIVE QUEZAIRE AND SENATOR LANDRY
A CONCURRENT RESOLUTION

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

HOUSE CONCURRENT RESOLUTION NO. 231—BY REPRESENTATIVE WALSWORTH
A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections, office of motor vehicles, to authorize third parties to administer the skills tests necessary to obtain drivers' licenses.

HOUSE CONCURRENT RESOLUTION NO. 234—BY REPRESENTATIVE MURRAY
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the feasibility of developing, adopting, and submitting to the legislature for its approval and funding a minimum foundation program formula that provides a base per pupil funding amount at least equal to one-half of the most recently

reported average annual cost to the state and its political subdivisions to care for adults and juveniles incarcerated in correctional facilities.

HOUSE CONCURRENT RESOLUTION NO. 236—BY REPRESENTATIVES WILKERSON AND DOWNER
A CONCURRENT RESOLUTION

To urge and request the office of state parks of the Department of Culture, Recreation and Tourism and other persons and agencies to proceed with efforts to make Camp Ruston a state commemorative area.

HOUSE CONCURRENT RESOLUTION NO. 238—BY REPRESENTATIVES CLARKSON, FLAVIN, AND LEBLANC
A CONCURRENT RESOLUTION

To direct the Louisiana Real Estate Commission and the Louisiana REALTORS Association to form a working task force to study the possibility of improving real estate licensee educational programs throughout the state.

HOUSE CONCURRENT RESOLUTION NO. 242—BY REPRESENTATIVE WINSTON
A CONCURRENT RESOLUTION

To urge and request the Louisiana Supreme Court to adopt rules governing the appointment of counsel for children in Child In Need of Care proceedings.

HOUSE CONCURRENT RESOLUTION NO. 245—BY REPRESENTATIVE WINSTON
A CONCURRENT RESOLUTION

To urge and request the Judicial Council of the Supreme Court of Louisiana to review child support guidelines for the purpose of determining whether those guidelines are sufficient to implement the purposes for which they were enacted, to determine the effects of inflation and economic development on those guidelines, and to recommend any changes which the Judicial Council believes are necessary in order to insure that those guidelines continue to reflect the needs of the children.

HOUSE CONCURRENT RESOLUTION NO. 253—BY REPRESENTATIVE PERKINS
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to adopt rules and procedures permitting a city or parish school board, under specified circumstances, to add elective courses to its program of studies for high school students without obtaining the approval of the state Department of Education and for BESE to treat successful completion of such courses by students in the same manner as successful completion by students of elective courses that have been approved by the department.

HOUSE CONCURRENT RESOLUTION NO. 255—BY REPRESENTATIVE WIGGINS
A CONCURRENT RESOLUTION

To urge and request the Department of Culture, Recreation and Tourism and the Department of Transportation and Development to preserve a portion of Military Highway as an historical route.

HOUSE CONCURRENT RESOLUTION NO. 282—BY REPRESENTATIVE WINSTON
A CONCURRENT RESOLUTION

To urge and request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to meet and function as a joint committee to study the methods by which children are identified and placed when adoption is indicated.

HOUSE CONCURRENT RESOLUTION NO. 351—BY REPRESENTATIVES FAUCHEUX, CHAISSON, AND QUEZAIRE AND SENATORS LAMBERT AND LANDRY
A CONCURRENT RESOLUTION

To commend Mr. Cleveland Farlough on the occasion of his retirement from the position of Superintendent of Schools of St. John the Baptist Parish.

HOUSE CONCURRENT RESOLUTION NO. 85—

BY REPRESENTATIVE WALSWORTH
A CONCURRENT RESOLUTION

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

HOUSE CONCURRENT RESOLUTION NO. 147—

BY REPRESENTATIVE CARTER AND SENATOR THOMAS
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install a traffic light at the intersection of Louisiana Highway 38 and 13th Street in Kentwood, Louisiana, Tangipahoa Parish.

HOUSE CONCURRENT RESOLUTION NO. 149—

BY REPRESENTATIVES WILKERSON AND DURAND
A CONCURRENT RESOLUTION

To urge and request that Indian casinos contribute to the state Compulsive and Problem Gambling Fund, monies from which are used to treat and prevent compulsive gambling.

HOUSE CONCURRENT RESOLUTION NO. 154—

BY REPRESENTATIVE QUEZAIRE
A CONCURRENT RESOLUTION

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

HOUSE CONCURRENT RESOLUTION NO. 157—

BY REPRESENTATIVES ROMERO, HEBERT, BRUNEAU, COPELIN, GREEN, HUNTER, LANCASTER, MONTGOMERY, SCALISE, WADDELL, WALSWORTH, WELCH, AND WILLARD
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to ensure that United States military service personnel under the age of twenty-one are not sent to participate in any combat operations carried out by ground troops in Yugoslavia.

HOUSE CONCURRENT RESOLUTION NO. 165—

BY REPRESENTATIVE TRAVIS
A CONCURRENT RESOLUTION

To approve the State of Louisiana Master Plan for Economic Development, as adopted by the Louisiana Economic Development Council.

HOUSE CONCURRENT RESOLUTION NO. 192—

BY REPRESENTATIVES WILLARD, BAUDOIN, CURTIS, FARVE, KENNEY, NEVERS, POWELL, PRATT, ALARIO, ANSARDI, BARTON, BRUCE, CARTER, CLARKSON, COPELIN, DEWITT, DUPRE, FARVE, FAUCHEUX, FRITH, FRUGE, GAUTREAUX, LANDRIEU, LEBLANC, MARTINY, MCMAINS, MORRISH, ODINET, PERKINS, PIERRE, RIDDLE, ROMERO, SALTER, SCHWEGMANN, THOMPSON, TRICHE, WADDELL, WALSWORTH, WESTON, WIGGINS, WILKERSON, WINDHORST, AND WOOTON
A CONCURRENT RESOLUTION

To urge and request each city and parish school board to adopt policies to prohibit students from wearing pants too loosely on the hips.

HOUSE CONCURRENT RESOLUTION NO. 202—

BY REPRESENTATIVES FONTENOT AND FAUCHEUX
A CONCURRENT RESOLUTION

To urge and request the Wildlife and Fisheries Commission to study for possible revision the rules applicable to size and creel limits for black bass on the Amite River, Blind River, Tickfaw River, and Lake Maurepas with the intention of applying the same size and creel limits for black bass as those applicable to the Atchafalaya Basin and the Lake Verret-Lake Palourde area.

HOUSE CONCURRENT RESOLUTION NO. 203—

BY REPRESENTATIVES LONG, KENNEY, SALTER, THOMPSON, AND WRIGHT
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study certain alternative education programs in the

Houston Independent School District and the feasibility of implementing such programs in Louisiana and to report its findings and recommendations to the House Committee on Education and the Senate Committee on Education by not later than February 1, 2000.

HOUSE CONCURRENT RESOLUTION NO. 206—

BY REPRESENTATIVES MCDONALD AND SHAW
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to direct efforts within the state Department of Education toward reducing the requirements for paperwork and other noninstructional tasks placed on teachers, including a revision of procedures and requirements aimed at streamlining paperwork, eliminating duplications, finding ways to more fully utilize teachers' talents during instructional time, eliminating the waste of teachers' talents on noninstructional activities, and developing plans that include more volunteer parents and others as participants in extracurricular activities and to submit a written report on the progress of these efforts to the House Committee on Education and the Senate Committee on Education prior to the beginning of the 2000 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 250—

BY REPRESENTATIVES FAUCHEUX, QUEZAIRE, CHAISSON, AND ANSARDI AND SENATORS LANDRY AND LAMBERT
A CONCURRENT RESOLUTION

To urge and request the Louisiana Highway Safety Commission to study the cause or causes of the Mother's Day bus accident which occurred in New Orleans, Louisiana, and to report its findings and recommendations for prevention of future bus accidents to the House and Senate Transportation, Highways and Public Works Committees prior to January 1, 2000.

HOUSE CONCURRENT RESOLUTION NO. 261—

BY REPRESENTATIVE QUEZAIRE
A CONCURRENT RESOLUTION

To urge and request higher education governing boards to appropriately fund intramural and recreational sport facilities and programs.

HOUSE CONCURRENT RESOLUTION NO. 272—

BY REPRESENTATIVE FARVE
A CONCURRENT RESOLUTION

To urge and request the State Boxing and Wrestling Commission to adopt rules and regulations which require all boxers to wear protective headgear when participating in boxing contests in Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 275—

BY REPRESENTATIVE MARIONNEAUX
A CONCURRENT RESOLUTION

To urge and request the Department of Natural Resources and the Department of Wildlife and Fisheries to jointly study and make recommendations relative to drainage and sedimentation in False River.

HOUSE CONCURRENT RESOLUTION NO. 300—

BY REPRESENTATIVE QUEZAIRE
A CONCURRENT RESOLUTION

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

HOUSE CONCURRENT RESOLUTION NO. 338—

BY REPRESENTATIVE WELCH
A CONCURRENT RESOLUTION

To declare June 21st through June 27th, 1999, as Delta Sigma Theta Week in Louisiana and to congratulate and commend the host of the 37th Southwest Regional Conference of Delta Sigma Theta Sorority, Inc.

HOUSE CONCURRENT RESOLUTION NO. 340—

BY REPRESENTATIVE FARVE

A CONCURRENT RESOLUTION

To commend and congratulate the Gospel Music Workshop of America, Incorporated, for holding its thirty-second annual convention in New Orleans, Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 344—

BY REPRESENTATIVE WELCH

A CONCURRENT RESOLUTION

To commend Dr. Lonise Bias, noted lecturer and consultant, and keynote speaker for the 37th Southwest Regional Conference of Delta Sigma Theta Sorority, Inc.

HOUSE CONCURRENT RESOLUTION NO. 346—

BY REPRESENTATIVE WILKERSON

A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana upon the death of Gregory A. Brown.

HOUSE CONCURRENT RESOLUTION NO. 37—

BY REPRESENTATIVE HEBERT

A CONCURRENT RESOLUTION

To urge and request each state department and agency which employs state classified employees to adopt a rewards and recognition policy in accordance with civil service regulations to recognize and reward outstanding achievements by its employees in the performance of their public service.

HOUSE CONCURRENT RESOLUTION NO. 44—

BY REPRESENTATIVE LANCASTER

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to conduct a feasibility study of adopting Chapters 2 and 2A of the Uniform Commercial Code and repealing the Civil Code articles regarding sales and leases.

HOUSE CONCURRENT RESOLUTION NO. 82—

BY REPRESENTATIVE POWELL

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to enter into settlement negotiations with Options, Inc. over their dispute regarding Medicaid reimbursement funds.

HOUSE CONCURRENT RESOLUTION NO. 125—

BY REPRESENTATIVE WIGGINS

A CONCURRENT RESOLUTION

To urge and request the office of state parks to consider developing a state park in the Pineville area.

HOUSE CONCURRENT RESOLUTION NO. 126—

BY REPRESENTATIVE FARVE

A CONCURRENT RESOLUTION

To urge and request the Orleans Parish School Board to combine the Helen S. Edwards Elementary School, the G. W. Carver Middle School, and the G. W. Carver Senior High School into the Helen S. Edwards/G. W. Carver Accelerated Center for Excellence for purposes of implementing on a pilot basis accelerated school programs designed to improve the academic achievement levels of students.

HOUSE CONCURRENT RESOLUTION NO. 128—

BY REPRESENTATIVE DUPRE

A CONCURRENT RESOLUTION

To memorialize the United States Congress to enact the Estuary Habitat Restoration Partnership Act to be introduced by United States Senators John Chaffe and John Breaux.

HOUSE CONCURRENT RESOLUTION NO. 130—

BY REPRESENTATIVES CARTER, POWELL, FAUCHEUX AND SENATOR THOMAS

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to increase the speed limit on Interstate Highway 55 between Pontchatoula, Louisiana, and LaPlace, Louisiana, from 60 m.p.h. to 70 m.p.h.

HOUSE CONCURRENT RESOLUTION NO. 134—

BY REPRESENTATIVES GUILLORY, BAUDOIN, DAMICO, FONTENOT, HOLDEN, KENNEY, MARTINY, MORRISH, ROMERO, WADDELL, AND WOOTON

A CONCURRENT RESOLUTION

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

HOUSE CONCURRENT RESOLUTION NO. 146—

BY REPRESENTATIVE CARTER AND SENATOR THOMAS

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install lighting at the intersection of Interstate Highway 55 and Louisiana Highway 40 at the Independence exit in Tangipahoa Parish, Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 155—

BY REPRESENTATIVE LONG AND SENATOR SMITH

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to include the Natchitoches By-Pass project in the proper priority in the Highway Priority Program for FY 2000-2001 and to include an appropriate level of funding in the Capital Outlay Bill for FY 2001-2002.

HOUSE CONCURRENT RESOLUTION NO. 215—

BY REPRESENTATIVES SCHNEIDER, BRUCE, KENNARD, WINDHORST, PERKINS, ALEXANDER, BARTON, BAUDOIN, CARTER, CRANE, DAMICO, DONELON, DOWNER, FAUCHEUX, FRITH, GAUTREAU, HEATON, HILL, JENKINS, KENNEY, LANCASTER, MCCALLUM, MONTGOMERY, MORRISH, NEVERS, ODINET, POWELL, RIDDLE, ROMERO, SCALISE, SCHWEGMANN, THOMPSON, WIGGINS, AND WOOTON AND SENATORS DYESS, HINES, IRONS, AND SCHEDLER

A CONCURRENT RESOLUTION

To condemn and reject an article in the July 1998 Psychological Bulletin published by the American Psychological Association (Vol. 124, No. 1, pp. 22-53) which suggests that sexual relations between adults and children may not always be harmful to children.

HOUSE CONCURRENT RESOLUTION NO. 216—

BY REPRESENTATIVES JOHN SMITH, HILL, AND ILES AND SENATOR CAIN

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to adequately fund and staff the DeRidder Automated Flight Service Station.

HOUSE CONCURRENT RESOLUTION NO. 220—

BY REPRESENTATIVES WILLARD AND CLARKSON AND SENATOR JOHNSON

A CONCURRENT RESOLUTION

To recognize the historical significance of Lincoln Beach and the importance of its rehabilitation, to express legislative support for its rehabilitation, and to request that the assistant secretary of the office of cultural development of the Department of Culture, Recreation and Tourism evaluate the site for possible inclusion on the National Register of Historic Places.

HOUSE CONCURRENT RESOLUTION NO. 233—

BY REPRESENTATIVE LONG

A CONCURRENT RESOLUTION

To urge and request the Board of Supervisors for the University of Louisiana System, the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College, the Board of

Supervisors of Southern University and Agricultural and Mechanical College, and the Board of Supervisors of Community and Technical Colleges, in consultation with the Board of Regents, to each adopt policies for the institutions under their respective jurisdictions to provide for the transfer and acceptance of all credits earned by students in programs and courses offered through the Southern Regional Electronic Campus and the application of such credits toward meeting specific degree program requirements.

HOUSE CONCURRENT RESOLUTION NO. 257—
BY REPRESENTATIVES PERKINS, THORNHILL, JENKINS, THOMPSON, AND WRIGHT AND SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To appeal to the Congress of the United States to limit the appellate jurisdiction of the federal courts regarding the specific medical practice of partial-birth abortions.

HOUSE CONCURRENT RESOLUTION NO. 266—
BY REPRESENTATIVE WARNER

A CONCURRENT RESOLUTION

To memorialize the U.S. Congress to appoint a task force to develop a plan to close the Mississippi River Gulf Outlet.

HOUSE CONCURRENT RESOLUTION NO. 278—
BY REPRESENTATIVE CLARKSON

A CONCURRENT RESOLUTION

To the House Committee on Administration of Criminal Justice and the Senate Committee on Judiciary C to study the feasibility of protecting rape victims by limiting access to the identity of the victim, and to report study findings and recommendations to the legislature prior to the convening of the 2000 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 284—
BY REPRESENTATIVES WRIGHT AND DOWNER AND SENATOR SMITH

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to allow social security recipients born between 1917 and 1921 to receive an equal amount of social security benefits as those recipients born between 1910 and 1916.

and asked that the President of the Senate affix his signature to the same.

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

The House Concurrent Resolutions contained herein were signed by the President of the Senate.

Message from the House

**SIGNED HOUSE BILLS AND
JOINT RESOLUTIONS**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Bills and Joint Resolutions:

HOUSE BILL NO. 68—
BY REPRESENTATIVE SALTER

AN ACT

To amend and reenact R.S. 33:4873(2) and R.S. 43:147(B), (C), and (D) and to repeal R.S. 33:4873(3), relative to local government spending on advertising; to increase the maximum amount which some local governing authorities may spend for such purposes; to provide for maximum rates charged for publication of legal minutes in official journals; and to provide for related matters.

HOUSE BILL NO. 95—
BY REPRESENTATIVE DUPRE
AN ACT

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

HOUSE BILL NO. 198—
BY REPRESENTATIVES BRUNEAU, COPELIN, AND HOLDEN
AN ACT

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

HOUSE BILL NO. 315—
BY REPRESENTATIVES DUPRE, CRANE, DOWNER, GAUTREAUX, HEBERT, LONG, MCCALLUM, JACK SMITH, STELLY, THORNHILL, TRICHE, WELCH, AND DANIEL
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" and the recomputation of benefits for certain members and retirees; to provide for retroactive application; and to provide for related matters.

HOUSE BILL NO. 340 (Duplicate of Senate Bill No. 817)—
BY REPRESENTATIVE WESTON AND SENATOR EWING AND
COAUTHORED BY REPRESENTATIVES FRITH AND SCHNEIDER
AN ACT

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

HOUSE BILL NO. 465—
BY REPRESENTATIVE MONTGOMERY AND SENATOR SCHEDLER
AN ACT

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

HOUSE BILL NO. 538—
BY REPRESENTATIVE FAUCHEUX
AN ACT

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

HOUSE BILL NO. 561—
BY REPRESENTATIVES JOHNS, FLAVIN, STELLY, CLARKSON, AND SCHNEIDER
AN ACT

To amend and reenact R.S. 14:40.2(B)(1) and (2) and Code of Criminal Procedure Article 335.1(A) and to enact R.S. 15:571.3(C)(5), all relative to the criminal offense of stalking; to provide for enhanced sentences when committed against certain victims; to prohibit diminution of sentence in certain cases; to provide for conditions of release on bail; and to provide for related matters.

HOUSE BILL NO. 591—

BY REPRESENTATIVE MCCALLUM
AN ACT

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

HOUSE BILL NO. 617—

BY REPRESENTATIVES MURRAY (BY REQUEST), HEATON, AND WILLARD AND SENATOR JOHNSON
A JOINT RESOLUTION

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

HOUSE BILL NO. 665—

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

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

HOUSE BILL NO. 721—

BY REPRESENTATIVE HEBERT
AN ACT

To amend and reenact Children's Code Article 412(B)(7), relative to confidentiality of juvenile records; to allow for disclosure of delinquency adjudications for certain juveniles; and to provide for related matters.

HOUSE BILL NO. 894—

BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 11:929(B), relative to the Teachers' Retirement System; to provide with respect to the Optional Retirement Plan; to provide regarding the payment of benefits therefrom and the authorization for various methods for such payments; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 897—

BY REPRESENTATIVES FAUCHEUX, DANIEL, AND JENKINS
AN ACT

To amend and reenact R.S. 47:301(10)(a)(iii) and (18)(a)(iii) and to enact R.S. 47:315.4 and 1711, relative to local sales and use tax; to exclude tangible personal property which is to be leased or rented; to authorize certain tax credits for sales and use taxes paid if there is a waiver of the homestead exemption; to provide certain terms, conditions, procedures, and requirements; and to provide for related matters.

HOUSE BILL NO. 1178—

BY REPRESENTATIVES MCDONALD AND WALSWORTH AND SENATORS BAJOE, HINES, IRONS, AND LANDRY
AN ACT

To amend and reenact R.S. 46:1352(introductory paragraph) and (1) and 1353(A), (C), and (D) and to enact R.S. 46:1353(E), (F), and (G), relative to runaway youth; to provide notice to parents, guardians, or legal custodians of runaway youths admitted into an approved runaway and homeless youth residence program or

facility; to provide reporting requirements to parents, guardians, or legal custodians; to provide for certain periods of safe harbor for runaway youths at certain licensed facilities; and to provide for related matters.

HOUSE BILL NO. 1314—

BY REPRESENTATIVE ALARIO
AN ACT

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

HOUSE BILL NO. 1353—

BY REPRESENTATIVE WESTON
AN ACT

To enact Part XX 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. 9:3578.1 through 3578.5, relative to credit cards; to provide for registration of credit card companies on college campuses; to prohibit certain debt collection actions; to provide for violations and penalties; and to provide for related matters.

HOUSE BILL NO. 1391—

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

To amend and reenact R.S. 46:446(B), relative to Medicaid reimbursement; to provide for inclusion of certain information in notice to the Department of Health and Hospitals prior to compromise of any claim for damages or compensation involving Medicaid recipients; and to provide for related matters.

HOUSE BILL NO. 1411—

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

To amend and reenact R.S. 36:401(C)(1) and 405(A)(1)(b) and to enact R.S. 36:408(E), relative to public safety services of the Department of Public Safety and Corrections; to establish the office of legal affairs within the department; to provide for the functions of office; to provide for qualifications of the assistant secretary; and to provide for related matters.

HOUSE BILL NO. 1506—

BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 18:463(A)(3) and (D) and to enact R.S. 18:1472, relative to elections; to require that candidates be provided information regarding election offenses; to require that a summary of the laws relative to election offenses be given to each candidate who qualifies for election; to require the notice of candidacy to include a certification that the candidate is aware of the laws governing election offenses; to remove the requirement relative to acknowledgment of receipt of certain informational packets; to provide for the preparation of informational packets concerning election offenses; to provide for the dissemination of certain informational packets to candidates; and to provide for related matters.

HOUSE BILL NO. 1536—

BY REPRESENTATIVE BOWLER AND SENATOR SCHEDLER
AN ACT

To enact R.S. 9:4802(G)(3) and R.S. 38:2242(F), relative to privileges and liens; to provide for privileges and liens of sellers under the Private Works Act and materialmen doing work with a public entity; and to provide for related matters.

June 21, 1999

HOUSE BILL NO. 1664—

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

AN ACT

To amend and reenact R.S. 15:569.1 and 570(D), relative to execution of death sentences; to provide for the times during which death sentences may be executed; to provide with regard to victim notification; and to provide for related matters.

HOUSE BILL NO. 1715—

BY REPRESENTATIVE MONTGOMERY AND JENKINS

AN ACT

To enact Subpart D of Part II of Chapter 4 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:2101, relative to the provision of fire protection services; to authorize certain political subdivisions, subject to voter approval, to contract with private companies for the provision of such services; and to provide for related matters.

HOUSE BILL NO. 1889—

BY REPRESENTATIVES JETSON AND MCMAINS AND SENATORS BOISSIERE, CAIN, COX, CRAVINS, DARDENNE, DEAN, DYESS, ELLINGTON, C. FIELDS, W. FIELDS, HAINKEL, HEITMEIER, HINES, HOLLIS, IRONS, JOHNSON, JONES, LAMBERT, LANDRY, LENTINI, MALONE, ROBICHAUX, ROMERO, SCHEDLER, SMITH, THEUNISSEN, THOMAS, AND ULLO

AN ACT

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

HOUSE BILL NO. 1924—

BY REPRESENTATIVE DURAND

AN ACT

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

HOUSE BILL NO. 2033—

BY REPRESENTATIVE MCDONALD

AN ACT

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

HOUSE BILL NO. 2102 (Duplicate of Senate Bill No. 939)—

BY REPRESENTATIVE BARTON AND SENATOR EWING AND COAUTHORED BY REPRESENTATIVES DOWNER, DUPRE, AND WESTON AND SENATOR LANDRY

AN ACT

To amend and reenact R.S. 33:9101(A) and (B)(4)(introductory paragraph), 9102, 9103(A)(1) and (E), 9105, and 9106(B)(1), and Section 5(A)(4) through (6) and (B) of Act No. 155 of the 1982 Regular Session of the Louisiana Legislature, as amended by Act No. 897 of the 1990 Regular Session, and Act No. 726 of 1995 Regular Session and Section 5(A)(1), (5), and (6) and (B)(1) of Act No. 788 of the 1979 Regular Session of the Louisiana Legislature, as amended by Act No. 441 of the 1981 Regular Session, Act No. 7 of the 1982 Regular Session, and Act No. 1241 of the 1995 Regular Session, to enact R.S. 33:9109, and to repeal Parts III through X of Chapter 31 of Title 33 of the Louisiana Revised Statutes of 1950, comprised of R.S. 33:9131, 9131.1, 9131.2, 9131.3, 9131.4, 9131.5, 9131.6, and 9131.7 respectively, relative to communications districts; to provide for the creation of multiparish communications districts and to authorize contracts between districts; to provide relative to the rate of the emergency telephone service charge on landline phones; to

authorize the levy of an emergency telephone service charge on certain wireless communications systems; to provide for the use of such service charge for certain enhancements to 911 service and other purposes of the districts; to repeal certain existing authority for an emergency telephone service charge; to provide for the collection of the service charge; to provide for agreements between communications districts and service suppliers for the purpose of making technological enhancements; to provide relative to audits of the districts; to provide relative to standards of service, the sharing of certain confidential information, and the liability of the districts and the service suppliers; and to provide for related matters.

HOUSE BILL NO. 2103—

BY REPRESENTATIVE MONTGOMERY

AN ACT

To amend and reenact R.S. 38:2212(I), relative to the bidding requirements for public contracts; to exempt volunteer citizen labor in certain situations; and to provide for related matters.

HOUSE BILL NO. 2168—

BY REPRESENTATIVES MCMAINS, FONTENOT, AND KENNARD

AN ACT

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

HOUSE BILL NO. 592—

BY REPRESENTATIVE COPELIN

AN ACT

To amend and reenact R.S. 9:1841(1), relative to the Louisiana Trust Code; to provide for the distribution of the forced heir's legitime; to provide for related matters.

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, FRITH, AND GLOVER AND SENATORS DEAN, HAINKEL, LENTINI, AND ROMERO

AN ACT

To enact R.S. 15:1229 and 1229.1, relative to the Commission on Law Enforcement and Administration of Criminal Justice; to establish an automated victim notification system within the commission; to provide for the functions, powers, and duties of the system; to permit victims and their families to register for notification; to require other state and local agencies to report to the system; to provide for limitation of liability; to provide for contingency depending upon receipt of adequate funding; and to provide for related matters.

HOUSE BILL NO. 746—

BY REPRESENTATIVES HEBERT AND MORRELL

AN ACT

To enact R.S. 37:1514(10) and Chapter 18-C of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:1561 through 1570, relative to equine dentists; to allow persons to apply for equine dentistry permits; to provide for certain exceptions to activities performed by licensed veterinarians; to provide relative to procedures; to provide relative to rules and regulations; and to provide for related matters.

HOUSE BILL NO. 787—

BY REPRESENTATIVE DUPRE

AN ACT

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

HOUSE BILL NO. 791—

BY REPRESENTATIVE MCCAIN

AN ACT

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

HOUSE BILL NO. 839—

BY REPRESENTATIVE DURAND

AN ACT

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

HOUSE BILL NO. 858 (Duplicate of Senate Bill No. 1001)—

BY REPRESENTATIVE JOHNS AND SENATOR SIRACUSA AND

COAUTHORED BY REPRESENTATIVES CLARKSON AND WALSWORTH

AN ACT

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

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.

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.

HOUSE BILL NO. 925—

BY REPRESENTATIVES HAMMETT, CARTER, AND THOMPSON AND

SENATORS HINES AND SCHEDLER

AN ACT

To amend and reenact R.S. 40:1300.143(3) and 1300.144(A)(3)(b) and to enact R.S. 40:1300.144(A)(3)(c), relative to the Rural Hospital Preservation Act; to provide for the definition of rural hospitals; to provide for 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.

HOUSE BILL NO. 1020 (Duplicate of Senate Bill No. 562)—

BY REPRESENTATIVE MCCAIN AND SENATOR JORDAN

AN ACT

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

HOUSE BILL NO. 1091—

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 27:301(B)(13), 306(A)(3) and (5)(b), and (7)(a), 309(B), and 313(A), to enact R.S. 27:301(B)(16), 310(F) and (G), and 311(J), and to repeal R.S. 27:306(A)(6)(a) and (b)(i) and (ii) and (7)(b), relative to video draw poker license

qualifications; to provide that the owner or lessor of a qualified truck stop facility may lease or sublease certain business operations located on his property; to provide exceptions; to provide for the definition of a slot machine; to provide for minimum wagers on certain video draw poker devices; to repeal obsolete provisions of law; to define institutional investor; to provide with respect to institutional investors and suitability requirements; to provide with respect to interest holders in corporations holding licenses; to provide that within one hundred twenty days of receipt of license application the Louisiana Gaming Control Board shall either issue the license or provide explanation why license has not been issued within that time period; and to provide for related matters.

HOUSE BILL NO. 1139—

BY REPRESENTATIVE SALTER

AN ACT

To enact R.S. 32:866(G) and (H), relative to compulsory liability security; to provide for recovery of civil damages; to provide for defenses; to provide for applicability; to provide for court costs; and to provide for related matters.

HOUSE BILL NO. 1428—

BY REPRESENTATIVES DIEZ, DEWITT, DOWNER, MCMAINS, AND CRANE AND SENATORS DAR DENNE, EWING, HAINKEL, BARHAM, SCHEDLER, AND BEAN

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.

HOUSE BILL NO. 1473—

BY REPRESENTATIVES HOPKINS AND SCALISE

AN ACT

To enact R.S. 15:1186(F), relative to prison litigation; to limit the number of times a prisoner may file a lawsuit in forma pauperis if the prisoner has previously filed a frivolous lawsuit; and to provide for related matters.

HOUSE BILL NO. 1752—

BY REPRESENTATIVES CHAISSON, FAUCHEUX, AND MURRAY

AN ACT

To amend and reenact Code of Criminal Procedure Article 894(B) and to enact Code of Criminal Procedure Article 894(A)(5) and (D), relative to operating a vehicle while intoxicated; to provide for storage of records; to provide for a storage and retrieval fee of records; to require proof of retention of records before setting aside a conviction; to require the Department of Public Safety and Corrections, office of motor vehicles, to be the repository of the records and to maintain them for ten years; and to provide for related matters.

HOUSE BILL NO. 1874—

BY REPRESENTATIVE SCHNEIDER

AN ACT

To amend and reenact R.S. 37:2165(A), 2166(3), and 2170(A)(2) and to enact R.S. 37:2156.1(A)(10), relative to the State Licensing Board for Contractors; to provide for new classifications of licenses; to provide relative to membership of certain committees; to provide relative to continuing education; to provide for certain exceptions; and to provide for related matters.

HOUSE BILL NO. 2052 (Substitute for House Bill No. 1185 by**Rep. Thornhill) (Duplicate of Senate Bill Nos. 655 and 496)—**

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

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;

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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.

HOUSE BILL NO. 2055—
BY REPRESENTATIVES WINDHORST AND TOOMY
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 authorize the Jefferson Parish School Board to name the multipurpose building at the Paul J. Solis Elementary School located in Gretna, Louisiana as the Virginia Phillips Gaudet Building; and to provide for related matters.

HOUSE BILL NO. 2056—
BY REPRESENTATIVES WINSTON AND JENKINS
AN ACT

To authorize the use of chelating agents and chelation therapy by physicians; for a certain period of time to provide for the nullity of rules and regulations in conflict with this grant of authority; and to provide for related matters.

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; to provide for an oversight committee; and to provide for related matters.

HOUSE BILL NO. 2145—
BY REPRESENTATIVE LEBLANC
AN ACT

To provide with respect to the Revenue Sharing Fund and the allocation and distribution thereof for Fiscal Year 1999-2000; and to provide for related matters.

HOUSE BILL NO. 2165—
BY REPRESENTATIVES THORNHILL AND SCHNEIDER
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.

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.

HOUSE BILL NO. 2177—
BY REPRESENTATIVES QUEZAIRE, CRANE, KENNARD, AND FRITH
AN ACT

To amend and reenact R.S. 14:34.4, relative to the crime of battery of school athletic contest officials; to include elementary school and recreation athletic officials; to provide for definitions; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 2208—
BY REPRESENTATIVES COPELIN, CHAISSON, DANIEL, DURAND, FAUCHEUX, GLOVER, HEATON, HILL, LANDRIEU, MCCAIN, MONTGOMERY, ODINET, PIERRE, WARNER, WILLARD, ALARIO, ALEXANDER, ANSARDI, BAUDOIN, BAYLOR, BOWLER, BRUCE, BRUNEAU, CARTER, CLARKSON, CRANE, CURTIS, DAMICO, DEVILLE, DEWITT, DIEZ, DOWNER, DUPRE, FARVE, FLAVIN, FONTENOT, FRITH, FRUGE, GAUTREAU, GREEN, GUILLORY, HAMMETT, HEBERT,

HOLDEN, HOPKINS, HUDSON, HUNTER, ILES, JENKINS, JETSON, JOHNS, KENNARD, KENNEY, LANCASTER, LEBLANC, LONG, MARIONNEAUX, MARTINY, MCCALLUM, MCDONALD, MCMAINS, MICHOT, MITCHELL, MORRELL, MORRISH, MURRAY, NEVERS, PERKINS, PINAC, POWELL, PRATT, QUEZAIRE, RIDDLE, ROMERO, SALTER, SCALISE, SCHNEIDER, SHAW, JACK SMITH, JOHN SMITH, SNEED, STELLY, THOMPSON, THORNHILL, TOOMY, TRAVIS, WADDELL, WALSWORTH, WELCH, WESTON, WIGGINS, WILKERSON, WINDHORST, WINSTON, WOOTON, AND WRIGHT AND SENATORS BAJOE, BARHAM, BEAN, BOISSIERE, CAMPBELL, CASANOVA, COX, DYESS, ELLINGTON, C. FIELDS, W. FIELDS, HAINKEL, HEITMEIER, HINES, HOLLIS, IRONS, JOHNSON, JONES, LAMBERT, MALONE, ROBICHAUX, SCHEDLER, SMITH, TARVER, THEUNISSEN, THOMAS, AND ULLO

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 and R.S. 51:291 and 293, relative to the Louisiana Stadium and Exposition District; 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; 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.

HOUSE BILL NO. 2221—
BY REPRESENTATIVES MORRELL, FRITH, AND MURRAY
AN ACT

To amend and reenact R.S. 4:217(D)(2) relative to racing; to provide relative to purse supplements; and to provide for related matters.

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 two hundred fifty dollars without requiring the issuance of a license; to define terms; and to provide for related matters.

HOUSE BILL NO. 2268 (Substitute for House Bill No. 1458 by Representative Hebert)—
BY REPRESENTATIVE HEBERT
AN ACT

To amend and reenact R.S. 22:228.7(A) and to enact R.S. 22:230.3, relative to health insurance; to require the State Employees Group Benefits program to provide coverage for certain anesthesia and hospital charges for dental procedures; to provide relative to billing insureds, enrollees, or subscribers for certain balances for medical care not paid or covered by health benefits; and to provide for related matters.

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

To enact R.S. 15:574.4(R), relative to parole eligibility of inmates; to require testing for certain infectious diseases prior to releasing persons on parole; to provide for the testing procedure; to provide for payment of associated costs by the inmate; and to provide for related matters.

HOUSE BILL NO. 157—
BY REPRESENTATIVES FLAVIN, BARTON, MICHOT, PERKINS, PINAC, TOOMY, AND WALSWORTH 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.

HOUSE BILL NO. 176—

BY REPRESENTATIVES KENNARD, SCALISE, MCCALLUM, MCMAINS, PERKINS, ROMERO, TRAVIS, WINDHORST, WOOTON, AND THOMPSON AND SENATORS DARDENNE AND ULLO
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.

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.

HOUSE BILL NO. 324 (Duplicate of Senate Bill No. 934)—

BY REPRESENTATIVE 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.

HOUSE BILL NO. 350—

BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 9:2721(B) and R.S. 35:1.1 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; to provide for the validity of certain acts, documents, or other instruments executed or passed before certain notary publics; and to provide for related matters.

HOUSE BILL NO. 421—

BY REPRESENTATIVE HOPKINS AND SENATOR HOLLIS
AN ACT

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

HOUSE BILL NO. 477—

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

HOUSE BILL NO. 700—

BY REPRESENTATIVE MARIONNEAUX AND SENATOR DARDENNE
AN ACT

To amend and reenact R.S. 13:3714, relative to evidence of health care charts and records; to provide for the introduction into evidence of copies of such charts and records of various health care providers; and to provide for related matters.

HOUSE BILL NO. 718—

BY REPRESENTATIVES DANIEL, BARTON, DOERGE, KENNEY, LONG, MCDONALD, POWELL, PRATT, WINSTON, WRIGHT, THOMPSON, AND WADDELL AND SENATORS W. FIELDS AND HOLLIS
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.

HOUSE BILL NO. 794—

BY REPRESENTATIVE TOOMY
AN ACT

To amend and reenact R.S. 26:793(A), relative to the Alcoholic Beverage Control Law; to provide for additional powers of the commissioner pertaining to Class A-Caterers Permit; and to provide for related matters.

HOUSE BILL NO. 844—

BY REPRESENTATIVES DURAND AND BRUCE AND SENATOR LANDRY
AN ACT

To enact R.S. 14:35.2, relative to crimes; to create the crime of simple battery of the infirm; to provide for definitions; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 854—

BY REPRESENTATIVES HEBERT, SCALISE, SCHNEIDER, AND THOMPSON
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 Louisiana State University Medical Center; and to provide for related matters.

HOUSE BILL NO. 900—

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

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

HOUSE BILL NO. 913—

BY REPRESENTATIVE TOOMY
AN ACT

To enact Code of Criminal Procedure Article 761.1, relative to rights of crime victims and witnesses; to authorize a family member of a homicide victim to possess a picture in the courtroom; and to provide for related matters.

HOUSE BILL NO. 1093—

BY REPRESENTATIVE MCCAIN
AN ACT

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

HOUSE BILL NO. 1106—

BY REPRESENTATIVE THORNHILL AND SENATOR SCHEDLER
AN ACT

To amend and reenact R.S. 51:2605(C)(1)(a) and to enact R.S. 51:2613(I), relative to the Louisiana Open Housing Act; to revise the definition of "housing for older persons"; to provide for enforcement by private persons and the awarding of attorney fees

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and cost to ensure substantial equivalency with federal law; and to provide for related matters.

HOUSE BILL NO. 1119—
BY REPRESENTATIVES JOHNS AND THOMPSON
AN ACT

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

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 certain 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.

HOUSE BILL NO. 1227 (Duplicate of Senate Bill No. 385)—
BY REPRESENTATIVE JACK SMITH AND SENATOR DARDENNE
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.

HOUSE BILL NO. 1248—
BY REPRESENTATIVES THOMPSON, LONG, AND WALSWORTH
AN ACT

To amend and reenact R.S. 39:1595(C)(6) and to enact R.S. 38:2212(R), 2313(F), R.S. 39:1503.1, 1595(C)(7), and 1595.7, R.S. 48:255(B)(7) and 287(G), and R.S. 51:1753.1 and 1753.2, relative to public contracts; to provide a preference for paper and paper products manufactured and converted in Louisiana; to provide relative to a mentor-protégé program; to require incentives for participation in such program when awarding certain public contracts; and to provide for related matters.

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(A)(1)(oo) and (H), relative to the hotel occupancy tax levied by certain local entities, to authorize the Shreveport-Bossier Convention and Tourist Commission; to increase the tax levied by the commission; to authorize certain convention and visitor's bureaus or commissions located in certain parishes to levy an additional hotel occupancy tax; to provide for the uses of the proceeds of such increase; and to provide for related matters.

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 enact R.S. 30:86(E)(5), relative to the Oilfield Site Restoration Fund; to provide for an additional purpose for which monies in the fund may be disbursed and expended; and to provide for related matters.

HOUSE BILL NO. 1265—
BY REPRESENTATIVE MCMAINS AND SENATOR DARDENNE
AN ACT

To enact Chapter 14 of Title 6 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 6:1081 through 1098, relative to residential mortgage brokers and lenders; to provide for a short title; to provide for legislative purpose; to provide for definitions;

to provide for prohibitions; to provide for rules and regulations; to provide for requirement of licensure; to provide for exemptions from licensure, annual registration statements and fees; to provide for applications for licensure, issuance of licenses, and application and renewal fees; to provide for changes of name or location, closures, and fees; to provide for restrictions; to provide for recordkeeping and retention, examinations, and investigation of complaints; to provide for suspension and revocation of licensure, exemptions, and disposition of funds; to create and provide for the Residential Mortgage Lending Board and its powers; to provide for certification, examination, and continuing education; to provide for the scope of the provisions; to provide for residential mortgage loans; to provide for items or charges not considered interest; to provide for residential mortgage loan brokerage contracts; and to provide for related matters.

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.

HOUSE BILL NO. 1279—
BY REPRESENTATIVES DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, HAINKEL, BARHAM, AND SCHEDLER
AN ACT

To amend and reenact R.S. 14:32.1(B) and to enact R.S. 14:100(B)(4) and (C)(3), relative to driving offenses; to define accident; to provide for greater penalties if the driver was previously convicted of certain other crimes involving operation of a vehicle; to increase maximum penalties for the crime of vehicular homicide; and to provide for related matters.

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

HOUSE BILL NO. 1480—
BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 9:3572.3(A)(1) and (2) and (B) and 3576.19, and to enact R.S. 6:1074.1 and 1074.2, relative to consumer loan brokers and check cashing and currency exchanges; to provide for an annual fee for licensure and renewal; to provide for a change of information and a fee; to provide for license fees for licensure and regulation of check cashing and currency exchange facilities; to provide for civil penalties for violations; to provide relative to a licensee; to provide for collection; to provide for assignment; and to provide for related matters.

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.

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 or other nonprofit organizations soliciting for charitable purposes; to provide for the promulgation of rules and regulations; and to provide for related matters.

HOUSE BILL NO. 1540—

BY REPRESENTATIVE COPELIN

AN ACT

To amend and reenact R.S. 46:2624(B)(introductory paragraph) and to enact R.S. 46:2624(B)(7) and (8) and (I)(4), (5), and (6) and Chapter 53 of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:2681 through 2685, 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; to increase the membership and the duties of the Louisiana Medical Assistance Trust Fund Advisory Council; and to provide for related matters.

HOUSE BILL NO. 1576—

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

AN ACT

To enact R.S. 40:1578.7, relative to fire safety and prevention; to adopt a State Uniform Fire Prevention Code; to provide for adoption of the same code by political subdivisions of the state; to authorize the promulgation of rules and regulations by the state fire marshal; and to provide for related matters.

HOUSE BILL NO. 1604—

BY REPRESENTATIVES JETSON, ODINET, PIERRE, AND GAUTREAUX

AN ACT

To enact R.S. 30:127(G) and 148.6(C), R.S. 41:1217(E), R.S. 56:30.2 and 1855(J), relative to leased state lands; to require the lessee to maintain public access to public waterways through leased state lands; to provide for restricted access in certain situations; to provide for exceptions for certain activities along the Tchefuncte River; and to provide for related matters.

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.

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. 9:224(E), 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 forms for the recitation and affidavit of the parties and the attestation of the counselor; and to provide for related matters.

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 prohibit the board from

authorizing phantom or simulated riverboat cruises; and to provide for related matters.

HOUSE BILL NO. 1706—

BY REPRESENTATIVE MCCAIN

AN ACT

To enact R.S. 33:1448(G), relative to group insurance for sheriffs and deputy sheriffs; to require the sheriff of Assumption Parish to pay certain premium costs of specified group insurance for certain retired employees; to provide limitations; and to provide for related matters.

HOUSE BILL NO. 1725—

BY REPRESENTATIVES MCDONALD AND THOMPSON

AN ACT

To amend and reenact R.S. 17:3048.1(A)(1)(a)(introductory paragraph), (b), (c), and (d), (2), (3), (4)(introductory paragraph) and (a), (B)(2)(introductory paragraph), (3)(introductory paragraph) and (a), (C)(2)(d) and (f), (D)(introductory paragraph), (E), (P)(1)(a), and (R) and to enact R.S. 17:3048.1(C)(3), (S), and (T), relative to the Tuition Opportunity Program for Students; to provide for eligibility requirements, including residency and attainment of certain academic standards for continued program participation; to provide for award payments, including purposes and use; to provide limitations on certain award payments and for their effectiveness; to provide for notification of certain program changes; to provide for program administration; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1743—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 33:3953, 3956, 3965, 3982, 4043, 4044, and 4065.1 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.

HOUSE BILL NO. 1899—

BY REPRESENTATIVES TRAVIS, THOMPSON, AND NEVERS

AN ACT

To amend and reenact R.S. 32:771(1) and (9) and 773.2(D) and to enact R.S. 32:771(19), (20), (21), and (22), 773.1(A)(2)(m) and (n), and 773.2(E), relative to the sale of certain marine and motorcycle products regulated by the Louisiana Used Motor Vehicle and Parts Commission; to provide for certain prohibited activities; to provide for certain appeals to the commission; and to provide for related matters.

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 increase 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.

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.

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.

HOUSE BILL NO. 2125—

BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 33:4576(B)(1) and (3) and to enact R.S. 33:4576(B)(2)(f) and (g), relative to the West Calcasieu Parish Community Center Authority; to provide relative to the governance of the authority including the appointments and terms of members; and to provide for related matters.

HOUSE BILL NO. 2128—

BY REPRESENTATIVE MCCAIN
AN ACT

To enact R.S. 27:3(8) and 27, relative to the rulemaking authority of the Louisiana Gaming Control Board; to define institutional investor; to provide with respect to institutional investors and suitability requirements; and to provide for related matters.

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 summary procedure; to provide for protection from disciplinary proceedings; and to provide for related matters.

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 (13) 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.

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), 771(1.1), 772(F)(9), 773(C), 775(A)(7)(f), (g), (h), and (i), 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.

HOUSE BILL NO. 428—

BY REPRESENTATIVE JOHN SMITH
AN ACT

To require 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.

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.

HOUSE BILL NO. 788—

BY REPRESENTATIVE LANCASTER AND SENATOR DARDENNE
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.

HOUSE BILL NO. 1011—

BY REPRESENTATIVE CARTER
AN ACT

To amend and reenact R.S. 22:636.1(D)(4), relative to automobile liability policies; to provide for financed insurance premiums; to provide for the return of premium funds; and to provide for related matters.

HOUSE BILL NO. 1378—

BY REPRESENTATIVES KENNARD AND MORRELL
AN ACT

To amend and reenact R.S. 44:9(E) and (F) and to enact R.S. 44:9(G), (H), and (I), relative to expungement or destruction of criminal records; to provide for the procedure for the expungement of records; to provide for maintenance of records for certain purposes; and to provide for related matters.

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.

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.

HOUSE BILL NO. 2051—

BY REPRESENTATIVE HUDSON
AN ACT

To amend and reenact R.S. 40:1662.8(B)(3) and to enact R.S. 40:1498(D), relative to safety and fire protection; to provide relative to per diem paid to members of the governing boards of certain fire protection districts; to provide concerning the

application and qualification of an individual for an alarm contracting license; and to provide for related matters.

HOUSE BILL NO. 2194—
BY REPRESENTATIVES SCHNEIDER AND CLARKSON AND SENATOR SCHEDLER

AN ACT

To enact R.S. 56:1431, relative to Bayou Liberty in St. Tammany Parish; to provide for the clearing of a portion of such bayou; to prohibit and provide relative to expropriation of property along a portion of Bayou Liberty; to provide for conservation easements; and to provide for related matters.

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

AN ACT

To amend and reenact R.S. 15:146(B)(1)(a) and to enact R.S. 13:996.36.1, relative to judicial funds; to authorize a certain judicial district to assess additional fees or costs for judicial expense funds; to provide for the maximum costs which may be imposed for judicial district indigent offender funds; and to provide for related matters.

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.

and asked that the President of the Senate affix his signature to the same.

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

The House Bills and Joint Resolutions contained herein were signed by the President of the Senate.

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

June 21, 1999

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 70—
BY SENATOR ROMERO
A CONCURRENT RESOLUTION

To urge and request the Louisiana Public Service Commission to investigate the use of regulated funds by public utility companies for non-regulated contracting activities.

Reported without amendments.

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

SENATE CONCURRENT STUDY REQUEST NO. 1
BY SENATOR CAIN

A CONCURRENT STUDY REQUEST

To urge and request the Senate and House Natural Resources committees to study the long term effects of taking water from public water sources to be used for commercial purposes.

SENATE STUDY REQUEST NO. 1—
BY SENATOR C. FIELDS

A STUDY REQUEST

To the Senate Committee on Insurance to study the costs and effects of pay at the pump insurance.

SENATE STUDY REQUEST NO. 2—
BY SENATOR ELLINGTON

A STUDY REQUEST

To the Senate Committee on Insurance to study the advantages and disadvantages of Louisiana joining an Insurance Services Organization.

SENATE STUDY REQUEST NO. 3—
BY SENATOR SMITH

A STUDY REQUEST

To urge and request the Senate Committee on Transportation, Highways, and Public Works to study the feasibility of developing a procedure to implement the reduction of speed limits due to construction or repair to be in effect only in areas of active construction or where workers are on site.

SENATE STUDY REQUEST NO. 4—
BY SENATOR IRONS

A STUDY REQUEST

To the Senate Committee on Labor and Industrial Relations to study the prohibitions against discrimination based on actual or perceived sexual orientation.

Leaves of Absence

The following leaves of absence were asked for and granted:

Siracusa 1 Day

Adjournment

Senator Bean moved that the Senate adjourn Sine Die.

The President of the Senate declared the Senate adjourned Sine Die

MICHAEL S. BAER, III
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk