

OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA

SEVENTH DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Monday, April 9, 2001

The Senate was called to order at 4:00 o'clock P.M., by Hon. John Hainkel, President of the Senate.

ROLL CALL

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

PRESENT

Mr. President	Fields, C	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux	McPherson
Bean	Heitmeier	Michot
Boissiere	Hines	Mount
Cain	Hollis	Romero
Campbell	Hoyt	Schedler
Chaisson	Irons	Smith
Cravins	Johnson	Tarver
Dardenne	Jones, B	Theunissen
Dean	Jones, C	Thomas
Dupre	Lambert	Ullo
Ellington	Lentini	
Total—38		

ABSENT

Fields, W
Total—1

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

Prayer

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

Morning Hour

Messages from the Governor

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

State of Louisiana
Office of the Governor
Baton Rouge

April 2, 2001

To the Honorable President and Members of the Senate:

Please be advised that the following individuals have been commissioned as Notaries Public for the parishes indicated through April 2, 2001. In compliance with Article IV, Section 5 (H)(3) of the Louisiana Constitution of 1974, I do hereby present them for your review.

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

ACADIA

Joann Rabalais Myers
6428 Airport Rd.
Crowley, La 70526

ASCENSION

Holly Crochet
223 East Ascension
Gonzales, La 70737

ASSUMPTION

Miriam H. Aucoin
1006 Bayou Drive
Pierre Part, La 70339

CADDO

Melody Grimshaw
P.O. Box 195
Greenwood, La 71033

Angela G. Waltman
4705 Palmetto Rd., Ste. 2
Benton, La 71006

EAST BATON ROUGE

Tracy K. Meyer
6513 Perkins Rd.
Baton Rouge, La 70808

Claiborne Prescott Tanner
8555 United Plaza Blvd.
Baton Rouge, La 70809

GRANT

Rachel E. Honeycutt
2715 Rockhill Rd.
Colfax, La 71417

JEFFERSON

Paul Michael Elvir, Jr.
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E
Metairie, La 70002

Randy D. Lovitt
5325 Rebecca Boulevard
Kenner, La 70065

LAFAYETTE

Vandana Chaturvedi
100 McDonald St., #16g
Lafayette, La 70506

Sherry Sattler
114 Representative Rd.
Lafayette, La 70508

LAFOURCHE

Lana K. Triche
P.O. Box 285
Raceland, La 70394

BOSSIER

Nancy A. Roberts
P.O. Box 8941
Bossier City, La 71113

Kathy D. Strong
7370 S. Noel Drive
Shreveport, La 71107

Jordan Barro Monsour
8555 United Plaza 5th Flr
Baton Rouge, La 70809

Loree Peacock Leboeuf
204 N I-10 Service Rd.

Metairie, La 70005

Pamela J. Nelson
2668 Johnston, Ste. C1
Lafayette, La 70503

NATCHITOCHEs

Priscilla R. Gay
1426 Grace Avenue
Natchitoches, La 71457

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April 9, 2001

7th DAY'S PROCEEDINGS

ORLEANS

Anthony J. Johnson
14101 Michoud Blvd., #394
New Orleans, La 70129

Riguer R. Silva
4902 Canal St, # 201
New Orleans, La 70119

OUACHITA

Carla Sue Sigler
300 St. John, Rm. 206
Monroe, La 71201

RAPIDES

Stephen J. Caballero
4001 Jackson St.
Alexandria, La 71301

Clinton A. Magoun
709 Versailles Blvd.
Alexandria, La 71315

SABINE

Marcella A. Tramel
P.O. Box 25
Zwolle, La 71486

ST LANDRY

Lakesha Miller
1460 West Ash Ave.
Eunice, La 70535

Phyllis Jo Vail
230 Mill St.
Eunice, La 70535

ST MARTIN

Cheremie M. Breaux
1101 E. Bridge St.
Breaux Bridge, La 70517

Mary L. Guidry
121 Barton Place
Breaux Bridge, La 70517

ST MARY

Terry D. Gaudet
800 Brashear Ave.
Morgan City, La 70380

ST TAMMANY

Janet Boogaerts
4006 Azalea Court
Mandeville, La 70448

Candice J. Louis
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Mandeville, La 70471

Kathleen S. Vix
617 Maplewood Drive
Covington, La 70433

TERREBONNE

Bernice C. Begue
1760 W. Main St.
Schriever, La 70395-3545

Reginald C. Johnson
650 Poydras St, Ste. 2800
New Orleans, La 70130

Roxana Tejeda
3209 Annunciation Street
New Orleans, La 70115

Lynton O. Hester, III
3600 Jackson St Ext, Ste 113
Alexandria, La 71303

ST HELENA
Lesa T. Casey
3400 Hwy 38 West
Kentwood, La 70444

Michele Sonnier
107 N. Court Street
Opelousas, La 70570

Elton J. Broussard, III
1090 Daniel Drive
St. Martinville, La 70582

Barbara A. Williams
1059 Hilda Drive
Breaux Bridge, La 70517

Judy Luke Simoneaux
P.O. Box 598
Franklin, La 70538

Judy A. Dipol
139 East Forest Drive
Slidell, La 70458

Edward S. Rapier, Jr.
210 Trinity Lane
Mandeville, La 70471

Heather D. Whittington
516 North Columbia Street
Covington, La 70433

Ronald J. Guillot, Jr.
8026 Main St., Ste. 520
Houma, La 70360

VERNON

Bryan A. Davis
20651 Hwy 111
Evans, La 70639

John M. Holliday
733 Churchman Rd.
Deridder, La 70634

WEBSTER

Mitzi Jones Hammontree
801 Cline St.
Minden, La 71055

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

April 9, 2001

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. 55— BY SENATOR IRONS

A CONCURRENT RESOLUTION
To proclaim September 16-22, 2001 as "Yellow Ribbon Youth Suicide Awareness and Prevention Week" in Louisiana.

Reported without amendments.

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

Introduction of Senate Bills and Joint Resolutions

Senator Lambert asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Bills and Joint Resolutions a first and second time and referring them to committee.

SENATE BILL NO. 989— BY SENATOR MICHOT

AN ACT

To enact Subpart F-2 of Part II of Chapter 9 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4065.11 through 4065.14, relative to sewerage disposal districts; to create the Broussard Environmental Service and Enhancement District within Lafayette Parish; to provide for the composition, term, compensation and quorum of the district; to provide for the district's powers and funding; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

SENATE BILL NO. 990— BY SENATOR C. JONES

AN ACT

To enact R.S. 33:2740.51, relative to special taxing districts; to create the Southside Economic Development District in the City of Monroe; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

Introduction of Resolutions, Senate and Concurrent

Senator Lambert 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. 10— BY SENATOR SCHEDLER

A RESOLUTION

To commend Mr. Mike Stassi of Slidell Junior High School for his dedication to the public school system and its students and to congratulate him upon being named Junior High School Principal of the Year for the state of Louisiana.

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

SENATE CONCURRENT RESOLUTION NO. 56— BY SENATOR LAMBERT

A CONCURRENT RESOLUTION

To invite Chief Justice Pascal Calogero of the Louisiana Supreme Court to address a joint session of the legislature.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Bajoie	Fields, C	McPherson
Barham	Heitmeier	Michot
Bean	Hines	Mount
Boissiere	Hollis	Romero
Cain	Hoyt	Schedler
Campbell	Irons	Tarver
Chaisson	Johnson	Theunissen
Cravins	Jones, B	Thomas
Dardenne	Jones, C	Ullo
Dean	Lambert	
Dupre	Lentini	
Total—34		

NAYS

Total—0

ABSENT

Fields, W	Gautreaux	Smith
Fontenot	Malone	
Total—5		

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

SENATE CONCURRENT RESOLUTION NO. 57— BY SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To establish the Task Force on Local Funding Certification for state match requirements to study and make recommendations regarding resources available to be used as funds for which federal matching funds are allowed.

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

Messages from the House

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

April 9, 2001

To the Honorable President and Members of the Senate:

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

HOUSE BILL NO. 11— BY REPRESENTATIVE LANDRIEU AN ACT

To amend and reenact Code of Criminal Procedure Articles 571, 571.1, and 572, relative to limitations upon the institution of prosecution; to provide that there is no time limitation upon the institution of prosecution for the crime of forcible rape; and to provide for related matters.

HOUSE BILL NO. 16— BY REPRESENTATIVE BRUNEAU AN ACT

To amend and reenact R.S. 18:1300.5, relative to recall petitions; to provide that a recall petition is a public record and to provide for the custodian thereof; and to provide for related matters.

HOUSE BILL NO. 23— BY REPRESENTATIVE BRUNEAU AN ACT

To amend and reenact R.S. 18:451, relative to the qualifications of candidates; to provide with regard to residency and domicile requirements for candidates; and to provide for related matters.

HOUSE BILL NO. 24— BY REPRESENTATIVES STRAIN, E. ALEXANDER, BOWLER, BRUCE, BRUNEAU, CLARKSON, CROWE, DANIEL, DIEZ, DOWNER, FARRAR, FLAVIN, FRUGE, FUTRELL, HILL, HUTTER, JOHNS, KENNARD, LANCASTER, LUCAS, MARTINY, NEVERS, ODINET, POWELL, SCHNEIDER, SHAW, JANE SMITH, SNEED, STELLY, SWILLING, THOMPSON, TOOMY, TRICHE, TUCKER, WINSTON, AND WRIGHT AND SENATORS HAINKEL, CHAISSON, DARDENNE, DUPRE, ELLINGTON, GAUTREAUX, MCPHERSON, MICHOT, MOUNT, SMITH, AND THOMAS AN ACT

To amend and reenact R.S. 18:1463(A), (C)(2)(introductory paragraph), and (D) and 1472(A) and to enact R.S. 18:1463(C)(4), relative to election offenses; to prohibit a person from misrepresenting that he or any committee or organization under his control speaks for or on behalf of any candidate, political party, or any employee or agent thereof; to prohibit willfully and knowingly participating in or conspiring to participate in a plan for any such misrepresentation; to provide for legal remedy and penalties; to provide for attorney fees for a petitioner who is successful in obtaining injunctive relief; to provide for the inclusion in the informational packet on election offenses for candidates of information pertaining to applicable enforcement procedures; and to provide for related matters.

HOUSE BILL NO. 84— BY REPRESENTATIVE POWELL AN ACT

To enact R.S. 22:1475, relative to life and health insurance sales quotas; to provide for prohibitions against sales quotas; to provide for insurers; and to provide for related matters.

HOUSE BILL NO. 239—BY REPRESENTATIVES WADDELL AND BRUNEAU
AN ACT

To amend and reenact R.S. 18:461(A), 463(D), 470(A)(1), 492, and 1472(B) and (D) and to enact R.S. 18:463(A)(1)(c) and (4), relative to the manner of filing a notice of candidacy; to authorize a candidate to file in person, by certified mail or commercial carrier, or by an agent; to prohibit an agent from filing on behalf of a candidate without the candidate's authorization; to provide penalties; to provide for the dissemination of informational packets and certified copies of notices of candidacy to candidates who do not qualify in person; and to provide for related matters.

HOUSE BILL NO. 248—BY REPRESENTATIVE BRUNEAU
AN ACT

To enact R.S. 22:1193(J), relative to continuing education credits for insurance agents; to provide for qualified graduate-level national designation programs; to provide for tests; and to provide for related matters.

HOUSE BILL NO. 315—BY REPRESENTATIVES JACK SMITH AND FAUCHEUX
AN ACT

To amend and reenact R.S. 41:1702(F), relative to reclamation of lands lost to erosion; to include construction of a marina in the definition of reclamation project; and to provide for related matters.

HOUSE BILL NO. 422—BY REPRESENTATIVE FARRAR
AN ACT

To enact R.S. 14:67.17 and R.S. 32:414(O), relative to theft of property; to create the crime of theft of motor vehicle fuel; to provide for penalties; to require the Department of Public Safety and Corrections to suspend the driver's license of the offender; and to provide for related matters.

HOUSE BILL NO. 460—BY REPRESENTATIVE CROWE
AN ACT

To enact R.S. 18:1333.1, relative to allowing a voter who is a resident in an adult residential care facility or an adult residential care home to vote absentee where he resides; to provide for the definition of "adult residential care facility" and "adult residential care home"; to provide for the procedure by which a voter residing in an adult residential care facility or adult residential care home becomes eligible to vote absentee where he resides; to provide for the removal of a voter residing in an adult residential care facility or adult residential care home from the program allowing him to vote absentee where he resides; and to provide for related matters.

HOUSE BILL NO. 489—BY REPRESENTATIVE CRANE AND SENATOR THEUNISSEN
AN ACT

To enact R.S. 17:1952(B)(10), relative to procedural safeguards with respect to children with exceptionalities; to provide relative to procedures for hearings and appeals regarding the provision of special education and related services to such children; to provide certain time limitations for such hearings and appeals; and to provide for related matters.

HOUSE BILL NO. 566—BY REPRESENTATIVE HOPKINS
AN ACT

To amend and reenact R.S. 17:87.6, relative to school board property; to require local school boards to maintain, repair, and care for unused school property until disposal of such property; to provide relative to compliance with certain state and local regulations; and to provide for related matters.

HOUSE BILL NO. 572—BY REPRESENTATIVE MCCALLUM
AN ACT

To authorize and provide for the transfer of certain state property in Union Parish to the Union Parish Police Jury from the Department of Transportation and Development; and to provide for related matters.

HOUSE BILL NO. 619—BY REPRESENTATIVE FAUCHEUX
AN ACT

To authorize and provide for the transfer or lease of certain state property in St. John the Baptist Parish to the parish council of St. John the Baptist Parish from the Department of Transportation and Development; and to provide for related matters.

HOUSE BILL NO. 656—BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 18:175(D), relative to the registrar of voters providing a monthly update of the official list of registered voters to the clerk of court; to require that a monthly update of the official list of registered voters be provided by the registrar of voters to the clerk of court at his request and at no charge or remuneration; and to provide for related matters.

HOUSE BILL NO. 752—BY REPRESENTATIVE DEVILLIER
AN ACT

To amend and reenact R.S. 14:43(A)(1), relative to simple rape; to provide for simple rape when intoxicating agents or other causes of abnormal conditions of the mind are involved; and to provide for related matters.

HOUSE BILL NO. 796—BY REPRESENTATIVES WOOTON, CLARKSON, DOWNER, AND
MCDONALD AND SENATORS HAINKEL AND THEUNISSEN
AN ACT

To amend and reenact R.S. 17:3991(B)(1)(a), relative to charter school enrollment requirements; to exempt from such requirements certain charter schools established with the mission of meeting the needs of children of military personnel; to provide conditions and exceptions; and to provide for related matters.

HOUSE BILL NO. 803—BY REPRESENTATIVES DONELON, ANSARDI, MARTINY, BAYLOR,
BOWLER, CLARKSON AND TUCKER
AN ACT

To amend and reenact R.S. 22:162(A)(1)(a), 842, and 844(C) and (D)(1), to enact R.S. 22:842.2, and to repeal R.S. 22:844(J) and (K), relative to investments by domestic insurers; to provide for reserve liabilities; to provide for investments and security; to provide for derivatives; to provide for definitions; to provide for limits; to provide for regulations; and to provide for related matters.

HOUSE BILL NO. 829—BY REPRESENTATIVES JOHNS AND KENNARD
AN ACT

To amend and reenact R.S. 22:250.12(B)(introductory paragraph) and to enact R.S. 22:250.12(H), relative to the Louisiana Health Plan; to provide relative to eligibility for participation in the state insurance pool established to comply with the federal Health Insurance Portability and Accountability Act; and to provide for related matters.

HOUSE BILL NO. 946—BY REPRESENTATIVE R. ALEXANDER
AN ACT

To amend and reenact R.S. 49:191(13) and to repeal R.S. 49:191(11)(b), relative to the Department of Social Services, including provisions to provide for the re-creation of the Department of Social Services and the statutory entities made a part of the department by law; to provide for the effective

termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

HOUSE BILL NO. 947—

BY REPRESENTATIVES BROOME, DURAND, ILES, SCHWEGMANN, AND WELCH

AN ACT

To amend and reenact R.S. 46:237, relative to the Grandparent Subsidy Program; to rename the program as the Kinship Care Subsidy Program; to expand the program to include aunts and uncles in addition to grandparents and step-grandparents; to allow families participating in the program up to a year in which to obtain legal custody or guardianship; and to provide for related matters.

HOUSE BILL NO. 948—

BY REPRESENTATIVE R. ALEXANDER

AN ACT

To repeal Chapter 30 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:2801 and 2802, relative to long-term care assistance; repeals the Long-Term Care Assistance Program administered by the Office of Elderly Affairs.

HOUSE BILL NO. 961—

BY REPRESENTATIVE DIEZ

AN ACT

To authorize and provide for the transfer or lease of certain state property in St. Tammany Parish to the Department of Transportation and Development from the division of administration; and to provide for related matters.

HOUSE BILL NO. 964—

BY REPRESENTATIVE DIEZ

AN ACT

To authorize and provide for the transfer or lease of certain state property in East Baton Rouge Parish to the Department of Transportation and Development from the Department of Public Safety and Corrections; and to provide for related matters.

HOUSE BILL NO. 55—

BY REPRESENTATIVE DOWNER

AN ACT

To redesignate a portion of Louisiana Highway 311 between St. Charles Avenue and Polk Street, located in Terrebonne Parish, as Veterans Parkway; and to provide for related matters.

HOUSE BILL NO. 126—

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 48:274.3(A)(3), (C), and (D), relative to interstate highways; to provide relative to the placement of major shopping area guide signs; to provide for certain definitions; and to provide for related matters.

HOUSE BILL NO. 135—

BY REPRESENTATIVE RICHMOND

AN ACT

To designate Chef Menteur Highway in Orleans Parish as Chef Menteur Boulevard; and to provide for related matters.

HOUSE BILL NO. 182—

BY REPRESENTATIVE SCHNEIDER

AN ACT

To enact R.S. 48:973, relative to the Lake Pontchartrain Causeway Bridge; to provide that retired or disabled firemen and policemen shall have free passage over the bridge; and to provide for related matters.

HOUSE BILL NO. 216—

BY REPRESENTATIVE PITRE

AN ACT

To designate Louisiana Highway 3162 from Highway 1 to Highway 3235 as "Tarpon Pass"; to designate Louisiana Highway 3161 from Highway 1 to Highway 3235 as "Cote Blanche Connection"; to designate Louisiana Highway 657 from Highway 1 to Highway

3235 as "Larose Link"; to provide for signs; and to provide for related matters.

HOUSE BILL NO. 295—

BY REPRESENTATIVE TOWNSEND

AN ACT

To amend and reenact R.S. 34:3269(8), relative to the Cane River Waterway Commission; to authorize the commission to levy an annual tax not to exceed six mills for capital outlay and for maintenance and operation of the waterway; and to provide for related matters.

HOUSE BILL NO. 243 —

BY REPRESENTATIVES SCALISE AND SWILLING

AN ACT

To amend and reenact R.S. 51:293, relative to the Louisiana Superdome; to authorize the transfer of the right to designate and use an alternative name and trademarks for the Louisiana Superdome; to require approval of the Joint Legislative Committee on the Budget relative to certain transactions; to require certain conditions in any agreement to transfer the right to designate and use an alternative name and trademarks for the Louisiana Superdome; and to provide for related matters.

HOUSE BILL NO. 301—

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 49:191(13) and to repeal R.S. 49:191(11)(f), relative to the Department of Transportation and Development; to provide for the re-creation of the Department of Transportation and Development and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

HOUSE BILL NO. 312—

BY REPRESENTATIVE PITRE

AN ACT

To enact Section 4(J) of Act No. 113 of the 1950 Regular Session of the Louisiana Legislature, relative to the Bayou Lafourche Freshwater District; to provide for powers of the board of commissioners; to authorize the board to develop and implement measures to prevent the intrusion of salt water into the flow of fresh water; and to provide for related matters.

HOUSE BILL NO. 323—

BY REPRESENTATIVE POWELL

AN ACT

To amend and reenact R.S. 33:3813.2(D), relative to the Tangipahoa Water District; to provide relative to the terms of office of the members of the board of commissioners of the district; and to provide for related matters.

HOUSE BILL NO. 333—

BY REPRESENTATIVES POWELL AND ERDEY

AN ACT

To designate Louisiana Highway 43 in Livingston Parish from its intersection with Louisiana Highway 42, north through the village of Albany, Louisiana, to its intersection with U.S. Highway 190 as Veterans Highway; and to provide for related matters.

HOUSE BILL NO. 478—

BY REPRESENTATIVE MORRISH

AN ACT

To amend and reenact R.S. 38:1794(A)(2)(a), (B), (F), and (G), relative to the compensation of members of the boards of commissioners of certain drainage districts; to provide for an increase in the maximum per diem of such members; and to provide for related matters.

HOUSE BILL NO. 711—

BY REPRESENTATIVES CLARKSON AND DOWNER
AN ACT

To amend and reenact R.S. 36:109(E)(15) and R.S. 37:3391, 3392(9), 3394(A), (B)(1)(introductory paragraph), and (H), and 3406(B) and (D), relative to the Louisiana Real Estate Appraisers State Board of Certification; to remove the board from under the jurisdiction of the Louisiana Real Estate Commission; to revise the name of the board; to change the membership of the board; to revise the quorum requirements of the board; and to provide for related matters.

HOUSE BILL NO. 720—

BY REPRESENTATIVES MCMAINS AND ANSARDI
AN ACT

To amend and reenact Code of Civil Procedure Articles 1263, 1314, 1701(B), 1702(A), 1913, 2004, 3612, 4905, and 4922, relative to the continuous revision of the Code of Civil Procedure; to provide for service of process on a partnership in commendam; to provide for service of pleadings by the sheriff; to provide for notice of judgments; to provide for the award of attorney fees in certain cases; to provide for the furnishing of a bond in certain appeals; to provide for exceptions; and to provide for related matters.

HOUSE BILL NO. 721—

BY REPRESENTATIVES MCMAINS AND ANSARDI
AN ACT

To amend and reenact Code of Civil Procedure Article 2166(D) and to enact Code of Civil Procedure Article 2166(E), relative to the filing of applications of writs of certiorari to the supreme court; to allow any other party to apply for certiorari within certain delays after the filing of the initial application; and to provide for related matters.

HOUSE BILL NO. 722—

BY REPRESENTATIVES MCMAINS, ANSARDI, AND WALSWORTH
AN ACT

To amend and reenact Code of Civil Procedure Articles 2332 and 2336, relative to the appraisal and sale of seized property; to provide for the sale of collateral through a writ of fieri facias without appraisal in an ordinary proceeding under certain circumstances; to provide exceptions; and to provide for related matters.

HOUSE BILL NO. 730—

BY REPRESENTATIVE JOHNS
AN ACT

To enact R.S. 47:301(7)(i) and (10)(t), relative to local sales and use taxes; to exclude the sale, lease, or rental of tangible personal property by a person if such sale, lease, or rental is covered under the provisions of Medicare; and to provide for related matters.

HOUSE BILL NO. 846—

BY REPRESENTATIVES MCMAINS AND ANSARDI
AN ACT

To amend and reenact R.S. 9:1789, 1891(A), 1932, 1961(C), 2026(2), 2030, 2045 and 2088(A) and to enact R.S. 9:1784, relative to the Louisiana Trust Code; to provide for the removal of a trustee; to provide for class trusts; to provide for the donation of property; to provide for the interest of the income beneficiary; to provide for the termination or modification of a trust; to provide for combination and division of trusts; to provide for the delegation of the right to revoke a trust; to provide for accountings; to provide for jurisdiction over the trustee; and to provide for related matters.

HOUSE BILL NO. 1129—

BY REPRESENTATIVE PINAC, E. ALEXANDER, BRUCE, CLARKSON, CRANE, CROWE, DAMICO, DANIEL, DIEZ, ERDEY, FLAVIN, FRITH, FUTRELL, HEATON, JOHNS, KATZ, KENNARD, LANCASTER, LEBLANC, MCDONALD, MCMAINS, MORRELL, NEVERS, PERKINS, PIERRE, POWELL, SCHNEIDER, SCHWEGMANN, JANE SMITH, SNEED, STRAIN, WALSWORTH, WELCH, WOOTON, AND WINSTON AND SENATORS FONTENOT, HOYT, SCHEDLER, SMITH, AND THOMAS
AN ACT

To amend and reenact R.S. 9:2771, 2772(A)(introductory paragraph) and (B), 3144(A)(3), and 3146, relative to contractors; to provide

relative to the liability of contractors for certain actions; to provide relative to peremptive periods for recovery of damages; to provide relative to a builder's warranty of a home and actions to enforce such warranties; and to provide for related matters.

HOUSE BILL NO. 962—

BY REPRESENTATIVE DIEZ
AN ACT

To amend and reenact R.S. 47:507, relative to the placement of motor vehicle license plates; to provide for the placement of permanent registration license plates; and to provide for related matters.

HOUSE BILL NO. 938—

BY REPRESENTATIVE DIEZ
AN ACT

To amend and reenact R.S. 32:412(D)(3), relative to driver's license renewals; to remove the prohibition of renewal by mail or electronic commerce of Class "D" or "E" operators' licenses for persons with certain traffic violations; and to provide for related matters.

HOUSE BILL NO. 937—

BY REPRESENTATIVE DIEZ
AN ACT

To repeal R.S. 40:1321(I)(3) and (4), relative to special identification cards; to remove the late fee for renewal of an expired special identification card by mail or by electronic commerce; and to remove provisions for the disposition of that fee.

HOUSE BILL NO. 276—

BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 4:184(D), relative to racing; to require racing associations to make purses for special accredited Louisiana bred thoroughbred races at least equal to purses for races of comparable quality; and to provide for related matters.

HOUSE BILL NO. 256—

BY REPRESENTATIVES DOWNER, BRUNEAU, CLARKSON, DONELON, FUTRELL, ILES, MONTGOMERY, GARY SMITH, JANE SMITH, AND JOHN SMITH AND SENATORS HANKEL, W. FIELDS, AND THEUNISSEN
AN ACT

To amend and reenact R.S. 32:404(C), (D), and (E), relative to drivers' licenses; to provide relative to the authority of certain resident military personnel to drive in Louisiana without possession of a Louisiana driver's license; and to provide for related matters.

HOUSE BILL NO. 246—

BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 32:424, relative to issuance of drivers' licenses; to provide relative to examinations of suspected incompetents; to prohibit the disclosure of certain information; to provide for certain exceptions; to provide liability for damages for certain violations; to authorize the release of the identity of the individual making the report under certain circumstances; and to provide for related matters.

HOUSE BILL NO. 196—

BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 37:2165(D) and to repeal R.S. 37:2172, relative to contractors; to provide relative to the membership of the Residential Building Contractors Subcommittee; to provide relative to exemptions; to repeal certain provisions relative to penalties; and to provide for related matters.

HOUSE BILL NO. 170—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact R.S. 32:429(A), relative to office of motor vehicles field offices; to provide relative to the authorized fee for certain transactions at such field offices; to increase the authorized fee collected by the governing authority of a local governmental

subdivision for support of local office of motor vehicles field offices; and to provide for related matters.

HOUSE BILL NO. 164—

BY REPRESENTATIVE DIEZ

AN ACT

To enact R.S. 32:393.2, relative to traffic violations and motor vehicle accidents; to provide relative to reports of traffic violations and motor vehicle accidents involving certain persons with federal diplomatic privileges; to require law enforcement officers to report certain violations and accidents to the Department of Public Safety and Corrections; to require the Department of Public Safety and Corrections to report such information to the United States Department of State; to provide for certain deadlines; and to provide for related matters.

HOUSE BILL NO. 122—

BY REPRESENTATIVE TOWNSEND

AN ACT

To amend and reenact R.S. 40:1543, relative to the training and certification of firemen at Louisiana State University; to require reciprocity certification when International Fire Service Accreditation Congress accreditation standards are met; and to provide for related matters.

HOUSE BILL NO. 292—

BY REPRESENTATIVE MONTGOMERY

AN ACT

To amend and reenact R.S. 4:179.2, relative to horse racing; to provide relative to horsemen's organizations; and to provide for related matters.

HOUSE BILL NO. 63—

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 27:306(A)(5)(b) and to repeal R.S. 27:306(A)(5)(d), relative to the Video Draw Poker Devices Control Law; to authorize the leasing or subleasing of fuel facilities at qualified truck stop facilities; and to provide for related matters.

HOUSE BILL NO. 1781—

BY REPRESENTATIVE TOWNSEND

AN ACT

To amend and reenact R.S. 23:540, relative to the inspection of hot water heaters; to exempt from inspection hot water heaters located in privately owned or rented homes or apartments; and to provide for related matters.

HOUSE BILL NO. 896—

BY REPRESENTATIVES JOHNS AND THOMPSON

AN ACT

To amend and reenact R.S. 47:304(F), relative to the state sales and use tax; to permit a dealer to absorb the tax under certain circumstances; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 923—

BY REPRESENTATIVES PINAC AND DANIEL

AN ACT

To amend and reenact R.S. 47:303(B)(7), relative to the sales and use tax; to provide for the responsibility for collection and remittance of the tax with regard to a motor vehicle lease agreement; and to provide for related matters.

HOUSE BILL NO. 993—

BY REPRESENTATIVES HAMMETT AND DANIEL

AN ACT

To amend and reenact R.S. 39:128(B)(1), relative to capital outlay budget execution; to exempt from inclusion in the capital outlay budget certain projects for certain higher education institutions; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1177—

BY REPRESENTATIVE POWELL

AN ACT

To amend and reenact R.S. 40:1843, relative to the Liquefied Petroleum Gas Commission; to increase per diem for members; and to provide for related matters.

HOUSE BILL NO. 1190—

BY REPRESENTATIVE SCHWEGMANN AND SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 38:336(B)(2)(b), relative to property of the Orleans Levee District along Lake Pontchartrain; to exempt a specified piece of property from dedication to use as green space; to provide for sale or lease of such property; and to provide for related matters.

HOUSE BILL NO. 1281—

BY REPRESENTATIVE CLARKSON

AN ACT

To enact R.S. 37:1447, relative to real estate licensees; to prohibit solicitation of certain referral fees; to prohibit interference with brokerage relationships; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 1399—

BY REPRESENTATIVES LANCASTER AND MONTGOMERY

AN ACT

To enact R.S. 47:299.2(1)(a)(vii) and 299.11(9), relative to offset claims against individual income tax refunds; to authorize the Louisiana Board of Ethics to file such claim; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1526—

BY REPRESENTATIVE MCMAINS

AN ACT

To amend and reenact R.S. 9:5161, relative to mortgages; to provide for the cancellation of mortgages; to provide for the reinscription of mortgages; to provide for prescription of reinscription; to provide for the effects of reinscription; and to provide for related matters.

HOUSE BILL NO. 1742—

BY REPRESENTATIVE CLARKSON

AN ACT

To amend and reenact R.S. 37:1437(C)(2)(a) and (5)(a) and 1466(H), relative to the Louisiana Real Estate Commission; to provide with respect to licensure requirements for real estate brokers and salespersons; to provide for certain insurance coverage on certain licensees of the commission; and to provide for related matters.

HOUSE BILL NO. 1794—

BY REPRESENTATIVE LEBLANC

AN ACT

To appropriate funds from the State General Fund to the State Employees' Group Benefits Program for the Fiscal Year 2000-2001; and to provide for related matters.

HOUSE BILL NO. 1095—

BY REPRESENTATIVE CLARKSON

AN ACT

To enact R.S. 37:1469, relative to real estate; to require contracts of sale or lease to contain certain notices; to provide for prospective application; and to provide for related matters.

HOUSE BILL NO. 1170—

BY REPRESENTATIVE FUTRELL

AN ACT

To amend and reenact R.S. 32:393(C)(2) and (3), relative to traffic and parking violations; to remove prohibition of certain agencies reporting unpaid fines for traffic and parking violations to credit information agencies; to remove prohibition of certain agencies from entering into contracts to provide records of unpaid traffic and parking fines to credit information agencies; to authorize certain agencies to contract with consumer reporting agencies for

certain services; to remove penalties relative to disclosure of certain information; to limit the information contained in consumer reports for unpaid traffic fines; and to provide for related matters.

HOUSE BILL NO. 1657—

BY REPRESENTATIVE FUTRELL

AN ACT

To amend and reenact R.S. 48:381.2(B)(1) and to enact R.S. 48:381.2(G), relative to rights-of-way; to require approval of certain rights-of-way permits; to provide relative to an annual report by the secretary; and to provide for related matters.

HOUSE BILL NO. 679—

BY REPRESENTATIVES MCMAINS, WALSWORTH, AND CLARKSON

AN ACT

To amend and reenact all of Chapter 9 of Title 10 of the Louisiana Revised Statutes of 1950, heretofore comprised of Parts 1 through 6 and consisting of R.S. 10:9-101 through 9-605, to be comprised of Parts 1 through 7 and consisting of R.S. 10:9-101 through 9-710, to amend and reenact R.S. 3:207 and 3652(14), R.S. 6:312(E) and 664(E), R.S. 9:3306(26), 3342(B), 4865(A)(2), 4870(B)(3), 4888(B)(4), 5001(A), 5551(A) and (C), R.S. 10:1-105(2)(e), 1-201(9)(32), and (37), R.S. 10:4-210(c)(1), R.S. 10:7-503(1), R.S. 10:8-103(f), 8-106(d) and (f), 8-110(e), 8-301(a), 8-302(a), and 8-510, R.S. 12:702(A) and (B), R.S. 23:1546(A), R.S. 32:708(B)(2)(b), 710, and 728(9), R.S. 37:218(A), R.S. 39:1421(2), R.S. 40:2601(1), R.S. 46:236.16(A), and Code of Civil Procedure Articles 2721(C) and 2725(B); to enact R.S. 10:5-118 and R.S. 39:1430.1; to repeal R.S. 9:2737, 3101 through 3112, 4321 through 4391, 4421, and 5351 through 5373, R.S. 12:704, and R.S. 32:704(B), all relative to secured transactions under Louisiana Commercial Laws; to revise the entirety of Chapter 9 to conform to revisions in the Uniform Commercial Code; to provide for definitions and general concepts; to provide for applicability; to provide for effectiveness of security agreements and attachment of security interests; to provide for perfection and priority of security interests; to provide for rights of a bank and of third parties; to provide for duties and operation of filing offices; to provide for uniform form of financing statements and amendments; to provide for fees; to provide for maintenance and destruction of records; to provide for default and enforcement of security interests; to provide for contents and form of notification before disposition of collateral; to provide relative to remedies for noncompliance; to provide for additional default remedies; to provide for transitional provisions; to provide for territorial application of Title 10; to define buyer in the ordinary course of business, purchase, and security interest; to provide relative to the security interest of collecting bank; to provide for the security interest of issuer or nominated person; to provide for document of title to goods defeated in certain cases; to provide for the effects of a commodity contract; to provide for determination of control of a security entitlement; to provide for determination of a securities intermediary's jurisdiction and when possession occurs; to provide for rights of purchaser in certain cases; to provide for conforming amendments; to repeal provisions relative to the schedule of fees; to repeal provisions relative to the assignment of accounts receivable; to repeal provisions relative to certain incorporeal rights and securitized financings; to repeal provisions relative to crop pledges; to repeal provisions relative to the pledge or assignment of secured instruments; to repeal provisions relative to chattel mortgages; to repeal provisions relative to the mortgage of movables used in commercial or industrial activity; to repeal provisions relative to certain mortgages executed by corporations operating natural gas pipelines; to repeal provisions relative to the sale and chattel mortgaging of vehicles; and to provide for related matters.

HOUSE BILL NO. 175—

BY REPRESENTATIVES ILES, E. ALEXANDER, ANSARDI, BAUDOIN, BROOME, CAZAYOUX, DURAND, FRITH, LAFLEUR, MORRELL, GARY SMITH, AND JANE SMITH AND SENATORS CAMPBELL, DUPRE, HOLLIS, AND MOUNT

AN ACT

To enact Chapter 8-H of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:844.11 through 844.15, relative to telephone solicitation; to provide for a "do not call" listing of residential telephone subscribers; to provide for listing procedures; to prohibit certain acts; to provide for notification; to provide for penalties for violations; and to provide for related matters.

HOUSE BILL NO. 278—

BY REPRESENTATIVE MONTGOMERY

AN ACT

To amend and reenact R.S. 37:2160(A)(1), 2163(A)(1), (2), (4), and (5) and (B), 2167(A), and 2171 and to enact R.S. 37:2167.1 and 2171.1, relative to contractors; to provide relative to prohibited activities; to provide relative to bid procedures; to provide for inactive licenses; to provide for inspection of certain building permits; and to provide for related matters.

HOUSE BILL NO. 358—

BY REPRESENTATIVES TRICHE AND DOWNER

AN ACT

To amend and reenact R.S. 32:666(A)(introductory paragraph) and 667(B)(4), relative to traffic accidents; to require chemical tests to be given in certain traffic accidents; to require suspension of a driver's license in certain circumstances; and to provide for related matters.

HOUSE BILL NO. 610—

BY REPRESENTATIVE DOWNER

AN ACT

To amend and reenact R.S. 32:125, relative to motor vehicles; to provide for the operation of vehicles when approaching a parked emergency vehicle; and to provide for related matters.

HOUSE BILL NO. 628—

BY REPRESENTATIVE HUDSON

AN ACT

To enact R.S. 32:216(C) and (D), relative to pedestrians on highways; to prohibit pedestrians from crossing interstate highways; to provide relative to penalties for certain violations; and to provide for related matters.

HOUSE BILL NO. 1438—

BY REPRESENTATIVE PINAC AND SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 51:651, 652(A), 653(A), 654, 655(A), and 656(C)(1)(f) and to enact R.S. 51:652(C), relative to fireworks; to provide conformity with federal classifications of fireworks; to impose penalties for the illegal sale of impermissible fireworks within the state; to prohibit igniting fireworks within one thousand feet of a fireworks retail location; to impose a penalty for the unlawful discharge of a fireworks from a motor vehicle; to require a work permit for anyone under the age of eighteen to work at a firework retail location; and to provide for related matters.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

House Bills and Joint Resolutions

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

HOUSE BILL NO. 11—

BY REPRESENTATIVE LANDRIEU

AN ACT

To amend and reenact Code of Criminal Procedure Articles 571, 571.1, and 572, relative to limitations upon the institution of prosecution; to provide that there is no time limitation upon the institution of prosecution for the crime of forcible rape; and to provide for related matters.

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

HOUSE BILL NO. 16—

BY REPRESENTATIVE BRUNEAU

AN ACT

To amend and reenact R.S. 18:1300.5, relative to recall petitions; to provide that a recall petition is a public record and to provide for the custodian thereof; and to provide for related matters.

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

HOUSE BILL NO. 23—

BY REPRESENTATIVE BRUNEAU

AN ACT

To amend and reenact R.S. 18:451, relative to the qualifications of candidates; to provide with regard to residency and domicile requirements for candidates; and to provide for related matters.

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

HOUSE BILL NO. 24—

BY REPRESENTATIVES STRAIN, E. ALEXANDER, BOWLER, BRUCE, BRUNEAU, CLARKSON, CROWE, DANIEL, DIEZ, DOWNER, FARRAR, FLAVIN, FRUGE, FUTRELL, HILL, HUTTER, JOHNS, KENNARD, LANCASTER, LUCAS, MARTINY, NEVERS, ODINET, POWELL, SCHNEIDER, SHAW, JANE SMITH, SNEED, STELLY, SWILLING, THOMPSON, TOOMY, TRICHE, TUCKER, WINSTON, AND WRIGHT AND SENATORS HAINKEL, CHAISSON, DARDENNE, DUPRE, ELLINGTON, GAUTREAUX, MCPHERSON, MICHOT, MOUNT, SMITH, AND THOMAS

AN ACT

To amend and reenact R.S. 18:1463(A), (C)(2)(introductory paragraph), and (D) and 1472(A) and to enact R.S. 18:1463(C)(4), relative to election offenses; to prohibit a person from misrepresenting that he or any committee or organization under his control speaks for or on behalf of any candidate, political party, or any employee or agent thereof; to prohibit willfully and knowingly participating in or conspiring to participate in a plan for any such misrepresentation; to provide for legal remedy and penalties; to provide for attorney fees for a petitioner who is successful in obtaining injunctive relief; to provide for the inclusion in the informational packet on election offenses for candidates of information pertaining to applicable enforcement procedures; and to provide for related matters.

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

HOUSE BILL NO. 55—

BY REPRESENTATIVE DOWNER

AN ACT

To redesignate a portion of Louisiana Highway 311 between St. Charles Avenue and Polk Street, located in Terrebonne Parish, as Veterans Parkway; and to provide for related matters.

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

HOUSE BILL NO. 63—

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 27:306(A)(5)(b) and to repeal R.S. 27:306(A)(5)(d), relative to the Video Draw Poker Devices Control Law; to authorize the leasing or subleasing of fuel facilities at qualified truck stop facilities; and to provide for related matters.

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

HOUSE BILL NO. 84—

BY REPRESENTATIVE POWELL

AN ACT

To enact R.S. 22:1475, relative to life and health insurance sales quotas; to provide for prohibitions against sales quotas; to provide for insurers; and to provide for related matters.

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

HOUSE BILL NO. 122—

BY REPRESENTATIVE TOWNSEND

AN ACT

To amend and reenact R.S. 40:1543, relative to the training and certification of firemen at Louisiana State University; to require reciprocity certification when International Fire Service Accreditation Congress accreditation standards are met; and to provide for related matters.

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

HOUSE BILL NO. 126—

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 48:274.3(A)(3), (C), and (D), relative to interstate highways; to provide relative to the placement of major shopping area guide signs; to provide for certain definitions; and to provide for related matters.

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

HOUSE BILL NO. 135—

BY REPRESENTATIVE RICHMOND

AN ACT

To designate Chef Menteur Highway in Orleans Parish as Chef Menteur Boulevard; and to provide for related matters.

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

HOUSE BILL NO. 164—

BY REPRESENTATIVE DIEZ

AN ACT

To enact R.S. 32:393.2, relative to traffic violations and motor vehicle accidents; to provide relative to reports of traffic violations and motor vehicle accidents involving certain persons with federal diplomatic privileges; to require law enforcement officers to report certain violations and accidents to the Department of Public Safety and Corrections; to require the Department of Public Safety and Corrections to report such information to the United States Department of State; to provide for certain deadlines; and to provide for related matters.

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

HOUSE BILL NO. 170—

BY REPRESENTATIVE FAUCHEUX

AN ACT

To amend and reenact R.S. 32:429(A), relative to office of motor vehicles field offices; to provide relative to the authorized fee for certain transactions at such field offices; to increase the authorized fee collected by the governing authority of a local governmental subdivision for support of local office of motor vehicles field offices; and to provide for related matters.

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

HOUSE BILL NO. 175—

BY REPRESENTATIVES ILES, E. ALEXANDER, ANSARDI, BAUDOIN, BROOME, CAZAYOUX, DURAND, FRITH, LAFLEUR, MORRELL, GARY SMITH, AND JANE SMITH AND SENATORS CAMPBELL, DUPRE, HOLLIS, AND MOUNT

AN ACT

To enact Chapter 8-H of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:844.11 through 844.15, relative to telephone solicitation; to provide for a "do not call" listing of

residential telephone subscribers; to provide for listing procedures; to prohibit certain acts; to provide for notification; to provide for penalties for violations; and to provide for related matters.

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

HOUSE BILL NO. 182—
BY REPRESENTATIVE SCHNEIDER
AN ACT

To enact R.S. 48:973, relative to the Lake Pontchartrain Causeway Bridge; to provide that retired or disabled firemen and policemen shall have free passage over the bridge; and to provide for related matters.

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

HOUSE BILL NO. 196—
BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 37:2165(D) and to repeal R.S. 37:2172, relative to contractors; to provide relative to the membership of the Residential Building Contractors Subcommittee; to provide relative to exemptions; to repeal certain provisions relative to penalties; and to provide for related matters.

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

HOUSE BILL NO. 216—
BY REPRESENTATIVE PITRE
AN ACT

To designate Louisiana Highway 3162 from Highway 1 to Highway 3235 as "Tarpon Pass"; to designate Louisiana Highway 3161 from Highway 1 to Highway 3235 as "Cote Blanche Connection"; to designate Louisiana Highway 657 from Highway 1 to Highway 3235 as "Larose Link"; to provide for signs; and to provide for related matters.

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

HOUSE BILL NO. 239—
BY REPRESENTATIVES WADDELL AND BRUNEAU
AN ACT

To amend and reenact R.S. 18:461(A), 463(D), 470(A)(1), 492, and 1472(B) and (D) and to enact R.S. 18:463(A)(1)(c) and (4), relative to the manner of filing a notice of candidacy; to authorize a candidate to file in person, by certified mail or commercial carrier, or by an agent; to prohibit an agent from filing on behalf of a candidate without the candidate's authorization; to provide penalties; to provide for the dissemination of informational packets and certified copies of notices of candidacy to candidates who do not qualify in person; and to provide for related matters.

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

HOUSE BILL NO. 243 —
BY REPRESENTATIVES SCALISE AND SWILLING
AN ACT

To amend and reenact R.S. 51:293, relative to the Louisiana Superdome; to authorize the transfer of the right to designate and use an alternative name and trademarks for the Louisiana Superdome; to require approval of the Joint Legislative Committee on the Budget relative to certain transactions; to require certain conditions in any agreement to transfer the right to designate and use an alternative name and trademarks for the Louisiana Superdome; and to provide for related matters.

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

HOUSE BILL NO. 246—
BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 32:424, relative to issuance of drivers' licenses; to provide relative to examinations of suspected incompetents; to prohibit the disclosure of certain information; to provide for certain exceptions; to provide liability for damages for certain violations; to authorize the release of the identity of the individual making the report under certain circumstances; and to provide for related matters.

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

HOUSE BILL NO. 248—
BY REPRESENTATIVE BRUNEAU
AN ACT

To enact R.S. 22:1193(J), relative to continuing education credits for insurance agents; to provide for qualified graduate-level national designation programs; to provide for tests; and to provide for related matters.

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

HOUSE BILL NO. 256—
BY REPRESENTATIVES DOWNER, BRUNEAU, CLARKSON, DONELON, FUTRELL, ILES, MONTGOMERY, GARY SMITH, JANE SMITH, AND JOHN SMITH AND SENATORS HAINKEL, W. FIELDS, AND THEUNISSEN
AN ACT

To amend and reenact R.S. 32:404(C), (D), and (E), relative to drivers' licenses; to provide relative to the authority of certain resident military personnel to drive in Louisiana without possession of a Louisiana driver's license; and to provide for related matters.

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

HOUSE BILL NO. 276—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 4:184(D), relative to racing; to require racing associations to make purses for special accredited Louisiana bred thoroughbred races at least equal to purses for races of comparable quality; and to provide for related matters.

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

HOUSE BILL NO. 278—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 37:2160(A)(1), 2163(A)(1), (2), (4), and (5) and (B), 2167(A), and 2171 and to enact R.S. 37:2167.1 and 2171.1, relative to contractors; to provide relative to prohibited activities; to provide relative to bid procedures; to provide for inactive licenses; to provide for inspection of certain building permits; and to provide for related matters.

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

HOUSE BILL NO. 292—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 4:179.2, relative to horse racing; to provide relative to horsemen's organizations; and to provide for related matters.

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

HOUSE BILL NO. 295—
BY REPRESENTATIVE TOWNSEND
AN ACT

To amend and reenact R.S. 34:3269(8), relative to the Cane River Waterway Commission; to authorize the commission to levy an annual tax not to exceed six mills for capital outlay and for

maintenance and operation of the waterway; and to provide for related matters.

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

HOUSE BILL NO. 301—
BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 49:191(13) and to repeal R.S. 49:191(11)(f), relative to the Department of Transportation and Development; to provide for the re-creation of the Department of Transportation and Development and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

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

HOUSE BILL NO. 312—
BY REPRESENTATIVE PITRE

AN ACT

To enact Section 4(J) of Act No. 113 of the 1950 Regular Session of the Louisiana Legislature, relative to the Bayou Lafourche Freshwater District; to provide for powers of the board of commissioners; to authorize the board to develop and implement measures to prevent the intrusion of salt water into the flow of fresh water; and to provide for related matters.

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

HOUSE BILL NO. 315—
BY REPRESENTATIVES JACK SMITH AND FAUCHEUX

AN ACT

To amend and reenact R.S. 41:1702(F), relative to reclamation of lands lost to erosion; to include construction of a marina in the definition of reclamation project; and to provide for related matters.

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

HOUSE BILL NO. 323—
BY REPRESENTATIVE POWELL

AN ACT

To amend and reenact R.S. 33:3813.2(D), relative to the Tangipahoa Water District; to provide relative to the terms of office of the members of the board of commissioners of the district; and to provide for related matters.

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

HOUSE BILL NO. 333—
BY REPRESENTATIVES POWELL AND ERDEY

AN ACT

To designate Louisiana Highway 43 in Livingston Parish from its intersection with Louisiana Highway 42, north through the village of Albany, Louisiana, to its intersection with U.S. Highway 190 as Veterans Highway; and to provide for related matters.

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

HOUSE BILL NO. 358—
BY REPRESENTATIVES TRICHE AND DOWNER

AN ACT

To amend and reenact R.S. 32:666(A)(introductory paragraph) and 667(B)(4), relative to traffic accidents; to require chemical tests to be given in certain traffic accidents; to require suspension of a driver's license in certain circumstances; and to provide for related matters.

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

HOUSE BILL NO. 422—
BY REPRESENTATIVE FARRAR
AN ACT

To enact R.S. 14:67.17 and R.S. 32:414(O), relative to theft of property; to create the crime of theft of motor vehicle fuel; to provide for penalties; to require the Department of Public Safety and Corrections to suspend the driver's license of the offender; and to provide for related matters.

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

HOUSE BILL NO. 460—
BY REPRESENTATIVE CROWE
AN ACT

To enact R.S. 18:1333.1, relative to allowing a voter who is a resident in an adult residential care facility or an adult residential care home to vote absentee where he resides; to provide for the definition of "adult residential care facility" and "adult residential care home"; to provide for the procedure by which a voter residing in an adult residential care facility or adult residential care home becomes eligible to vote absentee where he resides; to provide for the removal of a voter residing in an adult residential care facility or adult residential care home from the program allowing him to vote absentee where he resides; and to provide for related matters.

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

HOUSE BILL NO. 478—
BY REPRESENTATIVE MORRISH
AN ACT

To amend and reenact R.S. 38:1794(A)(2)(a), (B), (F), and (G), relative to the compensation of members of the boards of commissioners of certain drainage districts; to provide for an increase in the maximum per diem of such members; and to provide for related matters.

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

HOUSE BILL NO. 489—
BY REPRESENTATIVE CRANE AND SENATOR THEUNISSEN
AN ACT

To enact R.S. 17:1952(B)(10), relative to procedural safeguards with respect to children with exceptionalities; to provide relative to procedures for hearings and appeals regarding the provision of special education and related services to such children; to provide certain time limitations for such hearings and appeals; and to provide for related matters.

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

HOUSE BILL NO. 566—
BY REPRESENTATIVE HOPKINS
AN ACT

To amend and reenact R.S. 17:87.6, relative to school board property; to require local school boards to maintain, repair, and care for unused school property until disposal of such property; to provide relative to compliance with certain state and local regulations; and to provide for related matters.

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

HOUSE BILL NO. 572—
BY REPRESENTATIVE MCCALLUM
AN ACT

To authorize and provide for the transfer of certain state property in Union Parish to the Union Parish Police Jury from the Department of Transportation and Development; and to provide for related matters.

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

HOUSE BILL NO. 610—

BY REPRESENTATIVE DOWNER

AN ACT

To amend and reenact R.S. 32:125, relative to motor vehicles; to provide for the operation of vehicles when approaching a parked emergency vehicle; and to provide for related matters.

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

HOUSE BILL NO. 619—

BY REPRESENTATIVE FAUCHEUX

AN ACT

To authorize and provide for the transfer or lease of certain state property in St. John the Baptist Parish to the parish council of St. John the Baptist Parish from the Department of Transportation and Development; and to provide for related matters.

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

HOUSE BILL NO. 628—

BY REPRESENTATIVE HUDSON

AN ACT

To enact R.S. 32:216(C) and (D), relative to pedestrians on highways; to prohibit pedestrians from crossing interstate highways; to provide relative to penalties for certain violations; and to provide for related matters.

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

HOUSE BILL NO. 656—

BY REPRESENTATIVE LANCASTER

AN ACT

To amend and reenact R.S. 18:175(D), relative to the registrar of voters providing a monthly update of the official list of registered voters to the clerk of court; to require that a monthly update of the official list of registered voters be provided by the registrar of voters to the clerk of court at his request and at no charge or remuneration; and to provide for related matters.

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

HOUSE BILL NO. 679—

BY REPRESENTATIVES MCMAINS, WALSWORTH, AND CLARKSON

AN ACT

To amend and reenact all of Chapter 9 of Title 10 of the Louisiana Revised Statutes of 1950, heretofore comprised of Parts 1 through 6 and consisting of R.S. 10:9-101 through 9-605, to be comprised of Parts 1 through 7 and consisting of R.S. 10:9-101 through 9-710, to amend and reenact R.S. 3:207 and 3652(14), R.S. 6:312(E) and 664(E), R.S. 9:3306(26), 3342(B), 4865(A)(2), 4870(B)(3), 4888(B)(4), 5001(A), 5551(A) and (C), R.S. 10:1-105(2)(e), 1-201(9),(32), and (37), R.S. 10:4-210(c)(1), R.S. 10:7-503(1), R.S. 10:8-103(f), 8-106(d) and (f), 8-110(e), 8-301(a), 8-302(a), and 8-510, R.S. 12:702(A) and (B), R.S. 23:1546(A), R.S. 32:708(B)(2)(b), 710, and 728(9), R.S. 37:218(A), R.S. 39:1421(2), R.S. 40:2601(1), R.S. 46:236.16(A), and Code of Civil Procedure Articles 2721(C) and 2725(B); to enact R.S. 10:5-118 and R.S. 39:1430.1; to repeal R.S. 9:2737, 3101 through 3112, 4321 through 4391, 4421, and 5351 through 5373, R.S. 12:704, and R.S. 32:704(B), all relative to secured transactions under Louisiana Commercial Laws; to revise the entirety of Chapter 9 to conform to revisions in the Uniform Commercial Code; to provide for definitions and general concepts; to provide for applicability; to provide for effectiveness of security agreements and attachment of security interests; to provide for perfection and priority of security interests; to provide for rights of a bank and of third parties; to provide for duties and operation of filing offices; to provide for uniform form of financing statements and amendments; to provide for fees; to provide for maintenance and destruction of records; to provide for default and enforcement of security interests; to provide for contents and form of notification before disposition of collateral; to provide relative to

remedies for noncompliance; to provide for additional default remedies; to provide for transitional provisions; to provide for territorial application of Title 10; to define buyer in the ordinary course of business, purchase, and security interest; to provide relative to the security interest of collecting bank; to provide for the security interest of issuer or nominated person; to provide for document of title to goods defeated in certain cases; to provide for the effects of a commodity contract; to provide for determination of control of a security entitlement; to provide for determination of a securities intermediary's jurisdiction and when possession occurs; to provide for rights of purchaser in certain cases; to provide for conforming amendments; to repeal provisions relative to the schedule of fees; to repeal provisions relative to the assignment of accounts receivable; to repeal provisions relative to certain incorporeal rights and securitized financings; to repeal provisions relative to crop pledges; to repeal provisions relative to the pledge or assignment of secured instruments; to repeal provisions relative to chattel mortgages; to repeal provisions relative to the mortgage of movables used in commercial or industrial activity; to repeal provisions relative to certain mortgages executed by corporations operating natural gas pipelines; to repeal provisions relative to the sale and chattel mortgaging of vehicles; and to provide for related matters.

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

HOUSE BILL NO. 711—

BY REPRESENTATIVES CLARKSON AND DOWNER

AN ACT

To amend and reenact R.S. 36:109(E)(15) and R.S. 37:3391, 3392(9), 3394(A), (B)(1)(introductory paragraph), and (H), and 3406(B) and (D), relative to the Louisiana Real Estate Appraisers State Board of Certification; to remove the board from under the jurisdiction of the Louisiana Real Estate Commission; to revise the name of the board; to change the membership of the board; to revise the quorum requirements of the board; and to provide for related matters.

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

HOUSE BILL NO. 720—

BY REPRESENTATIVES MCMAINS AND ANSARDI

AN ACT

To amend and reenact Code of Civil Procedure Articles 1263, 1314, 1701(B), 1702(A), 1913, 2004, 3612, 4905, and 4922, relative to the continuous revision of the Code of Civil Procedure; to provide for service of process on a partnership in commendam; to provide for service of pleadings by the sheriff; to provide for notice of judgments; to provide for the award of attorney fees in certain cases; to provide for the furnishing of a bond in certain appeals; to provide for exceptions; and to provide for related matters.

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

HOUSE BILL NO. 721—

BY REPRESENTATIVES MCMAINS AND ANSARDI

AN ACT

To amend and reenact Code of Civil Procedure Article 2166(D) and to enact Code of Civil Procedure Article 2166(E), relative to the filing of applications of writs of certiorari to the supreme court; to allow any other party to apply for certiorari within certain delays after the filing of the initial application; and to provide for related matters.

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

HOUSE BILL NO. 722—

BY REPRESENTATIVES MCMAINS, ANSARDI, AND WALSWORTH

AN ACT

To amend and reenact Code of Civil Procedure Articles 2332 and 2336, relative to the appraisal and sale of seized property; to provide for the sale of collateral through a writ of fieri facias without appraisal

in an ordinary proceeding under certain circumstances; to provide exceptions; and to provide for related matters.

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

HOUSE BILL NO. 730—

BY REPRESENTATIVE JOHNS

AN ACT

To enact R.S. 47:301(7)(i) and (10)(t), relative to local sales and use taxes; to exclude the sale, lease, or rental of tangible personal property by a person if such sale, lease, or rental is covered under the provisions of Medicare; and to provide for related matters.

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

HOUSE BILL NO. 752—

BY REPRESENTATIVE DEVILLIER

AN ACT

To amend and reenact R.S. 14:43(A)(1), relative to simple rape; to provide for simple rape when intoxicating agents or other causes of abnormal conditions of the mind are involved; and to provide for related matters.

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

HOUSE BILL NO. 796—

BY REPRESENTATIVES WOOTON, CLARKSON, DOWNER, AND MCDONALD AND SENATORS HAINKEL AND THEUNISSEN

AN ACT

To amend and reenact R.S. 17:3991(B)(1)(a), relative to charter school enrollment requirements; to exempt from such requirements certain charter schools established with the mission of meeting the needs of children of military personnel; to provide conditions and exceptions; and to provide for related matters.

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

HOUSE BILL NO. 803—

BY REPRESENTATIVES DONELON, ANSARDI, MARTINY, BAYLOR, BOWLER, CLARKSON AND TUCKER

AN ACT

To amend and reenact R.S. 22:162(A)(1)(a), 842, and 844(C) and (D)(1), to enact R.S. 22:842.2, and to repeal R.S. 22:844(J) and (K), relative to investments by domestic insurers; to provide for reserve liabilities; to provide for investments and security; to provide for derivatives; to provide for definitions; to provide for limits; to provide for regulations; and to provide for related matters.

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

HOUSE BILL NO. 829—

BY REPRESENTATIVES JOHNS AND KENNARD

AN ACT

To amend and reenact R.S. 22:250.12(B)(introductory paragraph) and to enact R.S. 22:250.12(H), relative to the Louisiana Health Plan; to provide relative to eligibility for participation in the state insurance pool established to comply with the federal Health Insurance Portability and Accountability Act; and to provide for related matters.

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

HOUSE BILL NO. 846—

BY REPRESENTATIVES MCMAINS AND ANSARDI

AN ACT

To amend and reenact R.S. 9:1789, 1891(A), 1932, 1961(C), 2026(2), 2030, 2045 and 2088(A) and to enact R.S. 9:1784, relative to the Louisiana Trust Code; to provide for the removal of a trustee; to provide for class trusts; to provide for the donation of property; to provide for the interest of the income beneficiary; to provide for the termination or modification of a trust; to provide for combination and division of trusts; to provide for the delegation of the right to

revoke a trust; to provide for accountings; to provide for jurisdiction over the trustee; and to provide for related matters.

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

HOUSE BILL NO. 896—

BY REPRESENTATIVES JOHNS AND THOMPSON

AN ACT

To amend and reenact R.S. 47:304(F), relative to the state sales and use tax; to permit a dealer to absorb the tax under certain circumstances; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 923—

BY REPRESENTATIVES PINAC AND DANIEL

AN ACT

To amend and reenact R.S. 47:303(B)(7), relative to the sales and use tax; to provide for the responsibility for collection and remittance of the tax with regard to a motor vehicle lease agreement; and to provide for related matters.

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

HOUSE BILL NO. 937—

BY REPRESENTATIVE DIEZ

AN ACT

To repeal R.S. 40:1321(I)(3) and (4), relative to special identification cards; to remove the late fee for renewal of an expired special identification card by mail or by electronic commerce; and to remove provisions for the disposition of that fee.

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

HOUSE BILL NO. 938—

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 32:412(D)(3), relative to driver's license renewals; to remove the prohibition of renewal by mail or electronic commerce of Class "D" or "E" operators' licenses for persons with certain traffic violations; and to provide for related matters.

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

HOUSE BILL NO. 946—

BY REPRESENTATIVE R. ALEXANDER

AN ACT

To amend and reenact R.S. 49:191(13) and to repeal R.S. 49:191(11)(b), relative to the Department of Social Services, including provisions to provide for the re-creation of the Department of Social Services and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

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

HOUSE BILL NO. 947—

BY REPRESENTATIVES BROOME, DURAND, ILES, SCHWEGMANN, AND WELCH

AN ACT

To amend and reenact R.S. 46:237, relative to the Grandparent Subsidy Program; to rename the program as the Kinship Care Subsidy Program; to expand the program to include aunts and uncles in addition to grandparents and step-grandparents; to allow families participating in the program up to a year in which to obtain legal custody or guardianship; and to provide for related matters.

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

HOUSE BILL NO. 948—BY REPRESENTATIVE R. ALEXANDER
AN ACT

To repeal Chapter 30 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:2801 and 2802, relative to long-term care assistance; repeals the Long-Term Care Assistance Program administered by the Office of Elderly Affairs.

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

HOUSE BILL NO. 961—

BY REPRESENTATIVE DIEZ

AN ACT

To authorize and provide for the transfer or lease of certain state property in St. Tammany Parish to the Department of Transportation and Development from the division of administration; and to provide for related matters.

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

HOUSE BILL NO. 962—

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 47:507, relative to the placement of motor vehicle license plates; to provide for the placement of permanent registration license plates; and to provide for related matters.

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

HOUSE BILL NO. 964—

BY REPRESENTATIVE DIEZ

AN ACT

To authorize and provide for the transfer or lease of certain state property in East Baton Rouge Parish to the Department of Transportation and Development from the Department of Public Safety and Corrections; and to provide for related matters.

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

HOUSE BILL NO. 993—

BY REPRESENTATIVES HAMMETT AND DANIEL

AN ACT

To amend and reenact R.S. 39:128(B)(1), relative to capital outlay budget execution; to exempt from inclusion in the capital outlay budget certain projects for certain higher education institutions; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 1095—

BY REPRESENTATIVE CLARKSON

AN ACT

To enact R.S. 37:1469, relative to real estate; to require contracts of sale or lease to contain certain notices; to provide for prospective application; and to provide for related matters.

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

HOUSE BILL NO. 1129—

BY REPRESENTATIVE PINAC, E. ALEXANDER, BRUCE, CLARKSON, CRANE, CROWE, DAMICO, DANIEL, DIEZ, ERDEY, FLAVIN, FRITH, FUTRELL, HEATON, JOHNS, KATZ, KENNARD, LANCASTER, LEBLANC, MCDONALD, MCMAINS, MORRELL, NEVERS, PERKINS, PIERRE, POWELL, SCHNEIDER, SCHWEGMANN, JANE SMITH, SNEED, STRAIN, WALSWORTH, WELCH, WOOTON, AND WINSTON AND SENATORS FONTENOT, HOYT, SCHEDLER, SMITH, AND THOMAS

AN ACT

To amend and reenact R.S. 9:2771, 2772(A)(introductory paragraph) and (B), 3144(A)(3), and 3146, relative to contractors; to provide relative to the liability of contractors for certain actions; to provide relative to peremptive periods for recovery of damages; to provide relative to a builder's warranty of a home and actions to enforce such warranties; and to provide for related matters.

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

HOUSE BILL NO. 1170—

BY REPRESENTATIVE FUTRELL

AN ACT

To amend and reenact R.S. 32:393(C)(2) and (3), relative to traffic and parking violations; to remove prohibition of certain agencies reporting unpaid fines for traffic and parking violations to credit information agencies; to remove prohibition of certain agencies from entering into contracts to provide records of unpaid traffic and parking fines to credit information agencies; to authorize certain agencies to contract with consumer reporting agencies for certain services; to remove penalties relative to disclosure of certain information; to limit the information contained in consumer reports for unpaid traffic fines; and to provide for related matters.

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

HOUSE BILL NO. 1177—

BY REPRESENTATIVE POWELL

AN ACT

To amend and reenact R.S. 40:1843, relative to the Liquefied Petroleum Gas Commission; to increase per diem for members; and to provide for related matters.

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

HOUSE BILL NO. 1190—

BY REPRESENTATIVE SCHWEGMANN AND SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 38:336(B)(2)(b), relative to property of the Orleans Levee District along Lake Pontchartrain; to exempt a specified piece of property from dedication to use as green space; to provide for sale or lease of such property; and to provide for related matters.

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

HOUSE BILL NO. 1281—

BY REPRESENTATIVE CLARKSON

AN ACT

To enact R.S. 37:1447, relative to real estate licensees; to prohibit solicitation of certain referral fees; to prohibit interference with brokerage relationships; to provide for penalties; and to provide for related matters.

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

HOUSE BILL NO. 1399—

BY REPRESENTATIVES LANCASTER AND MONTGOMERY

AN ACT

To enact R.S. 47:299.2(1)(a)(vii) and 299.11(9), relative to offset claims against individual income tax refunds; to authorize the Louisiana Board of Ethics to file such claim; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 1438—

BY REPRESENTATIVE PINAC AND SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 51:651, 652(A), 653(A), 654, 655(A), and 656(C)(1)(f) and to enact R.S. 51:652(C), relative to fireworks; to provide conformity with federal classifications of fireworks; to impose penalties for the illegal sale of impermissible fireworks within the state; to prohibit igniting fireworks within one thousand feet of a fireworks retail location; to impose a penalty for the unlawful discharge of a fireworks from a motor vehicle; to require a work permit for anyone under the age of eighteen to work at a fireworks retail location; and to provide for related matters.

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

HOUSE BILL NO. 1526—

BY REPRESENTATIVE MCMAINS

AN ACT

To amend and reenact R.S. 9:5161, relative to mortgages; to provide for the cancellation of mortgages; to provide for the reinscription of mortgages; to provide for prescription of reinscription; to provide for the effects of reinscription; and to provide for related matters.

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

HOUSE BILL NO. 1657—

BY REPRESENTATIVE FUTRELL

AN ACT

To amend and reenact R.S. 48:381.2(B)(1) and to enact R.S. 48:381.2(G), relative to rights-of-way; to require approval of certain rights-of-way permits; to provide relative to an annual report by the secretary; and to provide for related matters.

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

HOUSE BILL NO. 1742—

BY REPRESENTATIVE CLARKSON

AN ACT

To amend and reenact R.S. 37:1437(C)(2)(a) and (5)(a) and 1466(H), relative to the Louisiana Real Estate Commission; to provide with respect to licensure requirements for real estate brokers and salespersons; to provide for certain insurance coverage on certain licensees of the commission; and to provide for related matters.

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

HOUSE BILL NO. 1781—

BY REPRESENTATIVE TOWNSEND

AN ACT

To amend and reenact R.S. 23:540, relative to the inspection of hot water heaters; to exempt from inspection hot water heaters located in privately owned or rented homes or apartments; and to provide for related matters.

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

HOUSE BILL NO. 1794—

BY REPRESENTATIVE LEBLANC

AN ACT

To appropriate funds from the State General Fund to the State Employees' Group Benefits Program for the Fiscal Year 2000-2001; and to provide for related matters.

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

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**

April 9, 2001

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. 58—

BY REPRESENTATIVE DEWITT AND SENATOR HAINKEL

A CONCURRENT RESOLUTION

To invite Chief Justice Pascal Calogero of the Louisiana Supreme Court to address a joint session of the legislature.

HOUSE CONCURRENT RESOLUTION NO. 1—

BY REPRESENTATIVE DURAND

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to designate Louisiana Highway 96 within St. Martin Parish as a Blue Star Memorial Highway in honor of the citizens of St. Martin Parish who have served, are now serving, or will serve in the future in the armed forces of the United States and to authorize placement of a Blue Star Memorial Highway monument along this route.

HOUSE CONCURRENT RESOLUTION NO. 60—

BY REPRESENTATIVES MCMAINS AND CLARKSON AND SENATOR DARDENNE

A CONCURRENT RESOLUTION

To commend Steven Soderbergh for his outstanding accomplishments in filmmaking and to congratulate him upon the tremendous success of his films at the Seventy-Third Annual Academy Awards in March of 2001.

HOUSE CONCURRENT RESOLUTION NO. 18—

BY REPRESENTATIVES FAUCHEUX, FRITH, HILL, BAUDOIN, BAYLOR, R. CARTER, CLARKSON, CRANE, CROWE, DEVILLIER, DOERGE, DOWNER, DURAND, GREEN, HAMMETT, HEATON, HUDSON, L. JACKSON, LEBLANC, MCDONALD, NEVERS, ODINET, PIERRE, PINAC, PITRE, QUEZAIRE, ROMERO, STRAIN, THOMPSON, TOWNSEND, TRICHE, TUCKER, WADDELL, WELCH, WOOTON, AND WRIGHT

A CONCURRENT RESOLUTION

To urge and request the office of motor vehicles, Department of Public Safety and Corrections, to keep its local offices open and operational.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

House Concurrent Resolutions

Senator Lambert 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. 1—

BY REPRESENTATIVE DURAND

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to designate Louisiana Highway 96 within St. Martin Parish as a Blue Star Memorial Highway in honor of the citizens of St. Martin Parish who have served, are now serving, or will serve in the future in the armed forces of the United States and to authorize placement of a Blue Star Memorial Highway monument along this route.

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

HOUSE CONCURRENT RESOLUTION NO. 18—

BY REPRESENTATIVES FAUCHEUX, FRITH, HILL, BAUDOIN, BAYLOR, R. CARTER, CLARKSON, CRANE, CROWE, DEVILLIER, DOERGE, DOWNER, DURAND, GREEN, HAMMETT, HEATON, HUDSON, L. JACKSON, LEBLANC, MCDONALD, NEVERS, ODINET, PIERRE, PINAC, PITRE, QUEZAIRE, ROMERO, STRAIN, THOMPSON, TOWNSEND, TRICHE, TUCKER, WADDELL, WELCH, WOOTON, AND WRIGHT

A CONCURRENT RESOLUTION

To urge and request the office of motor vehicles, Department of Public Safety and Corrections, to keep its local offices open and operational.

April 9, 2001

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

HOUSE CONCURRENT RESOLUTION NO. 58—
BY REPRESENTATIVE DEWITT AND SENATOR HAINKEL
A CONCURRENT RESOLUTION

To invite Chief Justice Pascal Calogero of the Louisiana Supreme Court to address a joint session of the legislature.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields, W	Marionneaux
Bajoie	Fontenot	McPherson
Barham	Gautreaux	Michot
Bean	Heitmeier	Mount
Boissiere	Hines	Romero
Cain	Hollis	Schedler
Chaisson	Hoyt	Smith
Cravins	Irons	Tarver
Dardenne	Johnson	Theunissen
Dean	Jones, B	Thomas
Dupre	Jones, C	Ullo
Ellington	Lambert	
Fields, C	Lentini	
Total—37		

NAYS

Total—0

ABSENT

Campbell	Malone
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. 60—
BY REPRESENTATIVES MCMAINS AND CLARKSON AND SENATOR DARDENNE

A CONCURRENT RESOLUTION

To commend Steven Soderbergh for his outstanding accomplishments in filmmaking and to congratulate him upon the tremendous success of his films at the Seventy-Third Annual Academy Awards in March of 2001.

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

Mr. President	Fields, C	Lentini
Bajoie	Fields, W	Marionneaux
Barham	Fontenot	McPherson
Bean	Gautreaux	Michot
Boissiere	Heitmeier	Mount
Cain	Hines	Romero
Campbell	Hollis	Schedler
Chaisson	Hoyt	Smith
Cravins	Irons	Tarver

Dardenne
Dean
Dupre
Ellington
Total—38

Johnson
Jones, B
Jones, C
Lambert

Theunissen
Thomas
Ullo

NAYS

Total—0

ABSENT

Malone
Total—1

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

RETIREMENT

Senator Boissiere, Chairman on behalf of the Committee on Retirement, submitted the following report:

April 9, 2001

To the President and Members of the Senate:

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

SENATE BILL NO. 405—
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:217 and 221(D)(4), relative to the Louisiana Assessors' Retirement Fund; to provide relative to disability retirement; to provide relative to when members with a disability retirement reach normal vested retirement age; to provide for an effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 487—
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:3821(D), relative to the Employees' Retirement System of the Sewerage and Water Board of New Orleans; to change the percentage of the pension fund portfolio which may be invested in equities; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 527—
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:1410(B) and 1454, to enact R.S. 11:1413, and to repeal R.S. 11:1410(C), relative to the Louisiana Assessors' Retirement Fund; to provide relative to the membership and eligibility requirements for such fund; to authorize the part-time reemployment of retirees; to provide for retroactive application; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 528—
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:1456(F), relative to the Louisiana Assessors' Retirement Fund; to authorize accounts in the Deferred Retirement Option Plan to earn interest at the end of the plan period when a member remains employed; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 529—
BY SENATOR BOISSIERE

AN ACT

To enact R.S. 11:1423(C) and (D), relative to the Louisiana Assessors' Retirement Fund; to provide relative to retirement options; to provide relative to the payment of benefits upon the death of a spouse if an option is chosen; to provide relative to the option reduction factor; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 530—
BY SENATOR BOISSIERE

AN ACT

To enact R.S. 11:1445, relative to the Louisiana Assessors' Retirement Fund; to provide relative to the payment of employee contributions upon death of the member; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 531—
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:1421(B), relative to the Louisiana Assessors' Retirement Fund; to authorize members of the fund to retire with thirty years of service at any age; to provide for an effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 532—
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:62(1), 1422(A), and 1481(2)(a), to enact R.S. 11:106, and to repeal R.S. 11:1422(B), relative to the Louisiana Assessors' Retirement Fund; to authorize an increase in the employer contribution rate; to increase the employee contribution rate; to provide relative to the accrual rate for the computation of normal retirement benefits; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 833—
BY SENATOR HOYT

AN ACT

To amend and reenact R.S. 11:2258(B)(1), relative to the Firefighters' Retirement System; to provide with respect to disability retirement benefits, including but not limited to the conversion of regular retirement benefits to disability benefits, the standard of evidence used to demonstrate a disability, and the required actuarial neutrality of the transaction; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
LAMBERT BOISSIERE, JR.
Chairman

REPORT OF COMMITTEE ON

COMMERCE AND CONSUMER PROTECTION

Senator Hollis, Chairman on behalf of the Committee on Commerce and Consumer Protection, submitted the following report:

April 4, 2001

To the President and Members of the Senate:

I am directed by your Committee on Commerce and Consumer Protection to submit the following report:

SENATE BILL NO. 18—
BY SENATOR HOLLIS

AN ACT

To enact R.S. 51:293.1, relative to the name of the Superdome building; to require certain conditions in any agreement to transfer the right to designate and use a name for the stadium facility; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 23—

BY SENATORS CAMPBELL, MCPHERSON, MOUNT, FONTENOT, AND IRONS, AND REPRESENTATIVES ILES, CAZAYOUX, JANE SMITH, DUPRE, ANSARDI AND DURAND

AN ACT

To enact Chapter 8-H of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:844.11 through 844.15, relative to telephone solicitation; to provide for a "do not call" listing of residential telephone subscribers; to provide for listing procedures; to prohibit certain acts; to provide for notification; to provide for penalties for violations; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 333—

BY SENATORS MICHOT, ROMERO AND CRAVINS

AN ACT

To amend and reenact R.S. 22:1404.3, relative to criminal bail bonds; to provide for a maximum premium rate; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 381—
BY SENATOR ELLINGTON

AN ACT

To enact R.S. 9:4331.2, relative to promissory notes; to provide for the prohibition to sell, trade, encumber or otherwise convey ownership, or the rights granted by ownership, of any promissory note secured by real estate; to provide for exceptions and to provide for related matters.

Reported favorably.

SENATE BILL NO. 426—
BY SENATOR JOHNSON

AN ACT

To enact R.S. 40:1797.1, relative to firearms; to require all new firearms sold in Louisiana to be equipped with a child safety lock at the time of the sale; to provide for an effective date; and to provide for related matters.

Reported without action.

SENATE BILL NO. 627—

BY SENATORS MICHOT, CHAISSON, HOLLIS, HOYT, SCHEDLER, SMITH, AND THOMAS, AND REPRESENTATIVES E. ALEXANDER, BRUCE, CAZAYOUX, CLARKSON, CRANE, CROWE, DAMICO, DANIELS, DIEZ, FLAVIN, FRITH, FUTRELL, HEATON, JOHNS, KENNARD, LANCASTER, LEBLANC, MORRELL, NEVERS, PERKINS, PIERRE, SCHWEGMANN, JANE SMITH, SNEED, STRAIN, WALSWORTH, AND WOOTEN

AN ACT

To amend and reenact R.S. 37:2170(A)(1), relative to contractors; to provide relative to exemptions to the residential building contractors licensing law; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 629—

BY SENATORS MICHOT, FONTENOT, HOYT, SCHEDLER, SMITH, AND THOMAS, AND REPRESENTATIVES ALEXANDER, BRUCE, CLARKSON, CRANE, CROWE, DAMICO, DANIELS, DIEZ, ERDEY, FLAVIN, FRITH, FUTRELL, HEATON, JOHNS, KATZ, KENNARD, LANCASTER, LEBLANC, MCDONALD, MCMAINS, MORRELL, NEVERS, PERKINS, PIERRE, POWELL, SCHNEIDER, SCHWEGMANN, JANE SMITH, SNEED, STRAIN, WALSWORTH, WELCH, WINSTON, AND WOOTEN

AN ACT

To amend and reenact R.S. 9:2771, 2772(A)(introductory paragraph) and (B), 3144(A)(3), and 3146, relative to contractors; to provide relative to the liability of contractors for certain actions; to provide relative to preemptive periods for recovery of damages; to provide relative to a builder's warranty of a home and actions to enforce such warranties; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 679—

BY SENATOR HOLLIS

AN ACT

To enact R.S. 6:534, relative to interstate banking; to provide for legislative purpose; to provide for law applicable to certain interstate banking activities; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 704—

BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 51:911.21, 911.22, 911.23, 911.24(A)(1), (2), (3), (5), (6), the introductory paragraph of R.S. 51:911.24(B), 911.24(B)(5), (C), the introductory paragraph of R.S. 51:911.24(D), (D)(3), E, the introductory paragraph of R.S. 51:911.24(F), (F)(3), (G), and (H), 911.24.I, 911.25(A) and (B), the introductory paragraph of R.S. 51:911.28(A), (A)(3), (4), (8), (B), (C), 911.29, 911.30, 911.32(A), (B), (D), and (E), 911.33, 911.34(A) and (C), 911.35, 911.36, 911.38, 911.39(A), 911.42, 911.43, 911.44, 911.46, 912.21, the introductory paragraph of R.S. 51:912.22, 912.22(2), (3), (5), 912.23(1)(a) and (h), the introductory paragraph of R.S. 51:912.24, 912.24(2)(g), (4)(b) and (e), the introductory paragraph of R.S. 51:912.25, 912.26, 912.27, 912.28(A), and 912.29 and the Title to Part XIV-B of Chapter 2 of Title 51 of the Louisiana Revised Statutes of 1950, and to enact R.S. 51:911.26 and 912.30, and to repeal R.S. 51:911.27 and 911.37, all relative to manufactured homes and mobile homes; to provide for definitions; to create the Louisiana Manufactured Housing Commission and provide for its powers and duties; to provide for standards and codes applicable to manufactured housing; to provide for standards for installation of manufactured housing; to provide for enforcement of standards and codes; to provide for warranties; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
KEN HOLLIS
Chairman

REPORT OF COMMITTEE ON

LOCAL AND MUNICIPAL AFFAIRS

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

April 4, 2001

To the President and Members of the Senate:

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

SENATE BILL NO. 39—

BY SENATOR MCPHERSON AND REPRESENTATIVE DEWITT

AN ACT

To enact R.S. 33:381(C)(21), relative to municipal officers; to provide that the town of Woodworth shall appoint the chief of police; to provide for the duties, qualifications and responsibilities of the chief of police; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 473—

BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 42:261(C) and (D)(1), 263(A), and 264, and to repeal R.S. 42:261(G), relative to legal representation of parish governing authorities; to authorize any parish governing authority to retain, select, and/or employ an attorney to serve as its regular or special attorney; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 477—

BY SENATOR SMITH

AN ACT

To enact R.S. 33:1448(I), relative to public officers; to provide with respect to sheriffs; to provide for group insurance for sheriffs and deputy sheriffs; to require the sheriff of Winn Parish to pay certain premium costs of specified group insurance for certain retired employees; to provide limitations; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 488—

BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 33:1236(49)(b)(i) and 4754(A)(1), relative to the removal and securing of dangerous structures; to authorize the governing authority of St. Landry Parish and any municipality within the parish to take certain actions with respect to such buildings and structures, including imposing fines and demolishing, removing, or securing such buildings and structures and maintaining such property; to provide for the maintenance of property; to provide relative to the powers of specified parish governing authorities; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 612—

BY SENATOR BAJOE

AN ACT

To amend and reenact R.S. 51:293, relative to the Louisiana Stadium and Exposition District; to authorize the Board of Commissioners of the Louisiana Stadium and Exposition District to sell the naming rights of the Louisiana Superdome located in Orleans Parish; to require certain conditions in any agreement to transfer the right to designate and use an alternative name and trademarks for the Louisiana Superdome; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 614—

BY SENATOR BAJOE

AN ACT

To enact R.S. 51:295.1, relative to the Louisiana Stadium and Exposition District; to authorize the Board of Commissioners of the Louisiana Stadium and Exposition District to sell the naming

rights of the New Orleans Arena located in Orleans Parish; to require certain conditions in any agreement to transfer the right to designate and use an alternative name and trademarks for the New Orleans Arena; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 667—
BY SENATOR MCPHERSON

AN ACT

To enact R.S. 33:3887.1, relative to sewerage districts; to authorize an increase in per diem payable to members of the sewerage district board in Rapides Parish; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 930—
BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 40:1498(E), relative to fire protection districts; to continue with the applicability of such authority in certain parishes; and to provide for related matters.

Reported favorably.

Respectfully submitted,
DIANA E. BAJOE
Chairman

REPORT OF COMMITTEE ON

**TRANSPORTATION, HIGHWAYS, AND
PUBLIC WORKS**

Senator Heitmeier, Chairman on behalf of the Committee on Transportation, Highways, and Public Works, submitted the following report:

April 4, 2001

To the President and Members of the Senate:

I am directed by your Committee on Transportation, Highways, and Public Works to submit the following report:

SENATE BILL NO. 20—
BY SENATOR ROMERO

AN ACT

To amend and reenact R.S. 32:774(B)(3)(b)(i), relative to motor vehicles; to exempt previously licensed used motor vehicle dealers from certain educational requirements; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 45—
BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 32:1732, relative to towing of motor vehicles; to provide for recovery of certain surcharges assessed when motor vehicles are towed; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 394—
BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 48:390(C) and to enact R.S. 48:753(A)(7), relative to funds; to provide for use of monies from the Parish Transportation Fund for upgrades and repairs to certain railroad crossings; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 421—
BY SENATOR ROMERO

AN ACT

To amend and reenact R.S. 2:602(A), relative to local airport authorities; to provide for the membership of the Iberia Parish Airport Authority; and to provide for related matters.

Reported favorably.

Respectfully submitted,
FRANCIS C. HEITMEIER
Chairman

REPORT OF COMMITTEE ON

NATURAL RESOURCES

Senator Romero, Chairman on behalf of the Committee on Natural Resources, submitted the following report:

April 4, 2001

To the President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 32—
BY SENATOR LAMBERT (BY REQUEST)

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to use the powers at its disposal to encourage the United States Department of Energy to establish a national energy policy which will remove barriers to and provide incentives for the immediate exploration and production of natural gas.

Reported favorably.

SENATE BILL NO. 262—
BY SENATOR CAMPBELL

AN ACT

To enact R.S. 31:212.33 relative to the mineral code; to provide for payment of royalties; to provide for penalties; to provide for effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 340—
BY SENATOR DUPRE

AN ACT

To authorize the state through the Department of Wildlife and Fisheries to transfer certain tracts of land situated in Terrebonne Parish to Fire Protection District No. 6 of Terrebonne Parish; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 352—
BY SENATOR MCPHERSON

AN ACT

To direct and empower the office of state lands to transfer title to certain described property located in Catahoula Parish to the Department of Wildlife and Fisheries for inclusion into the Louisiana Natural Areas Registry; to provide for certain conditions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 366—

BY SENATOR MCPHERSON

AN ACT

To authorize and empower the secretary of the Department of Transportation and Development to transfer title to certain described parcels of land between the diversion canal and Interstate 49, in the parishes of Rapides, Evangeline, Avoyelles and St. Landry to the Louisiana Natural Heritage Program within the Department of Wildlife and Fisheries; to provide for execution of documents; to provide for property use restrictions; to provide for cooperative endeavor agreements with landowners; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 569—

BY SENATOR ULLO

AN ACT

To amend and reenact Section 3 of Act No. 666 of the 1997 Regular Session, as amended by Section 2 of Act No. 599 of the 1999 Regular Session, and to amend and reenact R.S. 56: 700.2(A)(4), relative to the Underwater Obstruction Removal Fund; to provide for annual deposits into the fund for an additional three years; to provide for a termination date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 680—

BY SENATOR MCPHERSON

AN ACT

To authorize and empower the Board of Commissioners of the Red River, Atchafalaya, and Bayou Boeuf Levee District to exchange title to certain properties in Rapides Parish with the Hemphill Star Church and Hemphill Star Cemetery; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 760—

BY SENATOR MICHOT

AN ACT

To authorize and provide for the state, through the division of administration to transfer certain tracts of land situated in Lafayette Parish to Our Lady of Lourdes Regional Medical Center; to provide for preparation of documents; to provide certain terms and conditions; to provide for effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,
CRAIG F. ROMERO
Chairman

REPORT OF COMMITTEE ON

EDUCATION

Senator Theunissen, Chairman on behalf of the Committee on Education, submitted the following report:

April 4, 2001

To the President and Members of the Senate:

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

SENATE BILL NO. 437—

BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 17:3048.1(A)(1)(b)(i), relative to the Tuition Opportunity Program for Students; to provide for the eligibility requirements for Opportunity Awards; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 438—

BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 17:3048.1(B)(2)(a), relative to the Tuition Opportunity Program for students; to provide for initial eligibility requirement for the TOPS-Tech Award; to provide for effectiveness; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 690—

BY SENATOR HOYT

AN ACT

To amend and reenact R.S. 17:3091(A), 3092(1), (3), (5), (6), (7), (8) and (9), 3093(D)(1)(f), (g) and (h), 3095(A)(1), (3), (4), and (5) and (C), 3096(A), (B)(1), the introductory paragraph of (B)(2), (C), (D), (E), (F) and (G), 3098(A)(1), the introductory paragraph of (A)(2), (B)(2) and (C), 3099(A), (F) and (H), and 3099.I, and R.S. 47:293(6)(a)(vi), to enact R.S. 17:3092(11) and (12), and to repeal R.S. 17:3097, relative to the Louisiana Student Tuition Assistance and Revenue Trust Program; to provide for definitions; to provide for administration of the program; to provide for consolidation of accounts into a single account class; to expand participation; to provide relative to calculation and payment of tuition assistance grants; to provide for program incentives; to provide relative to expenditures for qualified higher education expenses; authorizes the Louisiana Tuition Trust Authority to offer education savings accounts with alternative investment options; to clarify state tax laws relating to the taxation of account deposits; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
GERALD J. THEUNISSEN
Chairman

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

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

SENATE BILL NO. 4—

BY SENATOR HINES

A JOINT RESOLUTION

Proposing to amend Article III, Section 2 (A) of the Constitution of Louisiana, to provide for the consideration of certain legislative instruments during regular sessions; to provide relative to subject matter limitations for and the duration of regular sessions; to provide deadlines for the prefiling and introduction of legislation and for certain legislative action; to provide for the authority of the legislature as related thereto; to specify an election for submission of the proposition to electors and provide a ballot proposition; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. On motion of Senator Ullo, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 25—BY SENATORS HINES AND SCHEDLER
AN ACT

To amend and reenact R.S. 37:1270.1(C) and (F) and 1360.31(A)(1) and (C) and to enact R.S. 37:1360.31(D), relative to physician assistants; to provide for duties, purpose, and meetings of the physician assistants advisory committee; to authorize a physician assistant-certified to prescribe and administer certain drugs and medical devices to the extent delegated by the supervising physician under certain circumstances; to authorize a physician assistant-certified to request, receive, and distribute professional samples at the direction of the supervising physician; to provide an effective date; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 25 by Senator Hines

AMENDMENT NO. 1

On page 3, line 12, change "his" to "a"

AMENDMENT NO. 2

On page 3, line 18, after "et seq" insert "and shall be solely limited to, consistent with, and exclusively within the parameters of the practice specialty of his supervising physician"

AMENDMENT NO. 3

On page 3, between lines 25 and 26, insert the following:

"(5) Notwithstanding the provision of R.S. 37:1360.23(H), a physician shall be the primary supervising physician for no more than two physician assistants-certified (PA-Cs) who have been approved by the board to prescribe and administer drugs and medical devices as provided in this Subsection."

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

SENATE BILL NO. 109—BY SENATORS HINES AND SCHEDLER
AN ACT

To amend and reenact R.S. 37:1007(A)(1) and (A)(2)(c) and to enact R.S. 37:1007(A)(2)(a)(xiv), (xv), (xvi), and (xvii), relative to the Nurse Supply and Demand Commission; to increase the membership of the commission; to change the voting requirements for adding members to the commission; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 109 by Senators Hines and Schedler

AMENDMENT NO. 1

On page 1, line 3, after "(xiv)" delete "and" and insert a comma "," and after "(xv)" insert ", (xvi), and (xvii)"

AMENDMENT NO. 2

On page 1, line 9, after "(xiv)" delete "and" and insert ",," and after "(xv)" insert ", (xvi), and (xvii)"

AMENDMENT NO. 3

On page 2, line 5, after "(xiv)" delete the remainder of the line and insert the following:

"The Louisiana Council of Administrators of Nursing Education."

AMENDMENT NO. 4

On page 2, line 6, change "Association" to "Alliance"

AMENDMENT NO. 5

On page 2, between lines 6 and 7, insert the following:

"(xvi) The Louisiana Association of Nurse Anesthetists."

"(xvii) The Louisiana Organization of Nurse Executives."

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

SENATE BILL NO. 158—BY SENATORS DARDENNE AND ULLO
A JOINT RESOLUTION

Proposing to amend Article III, Section 2(A) of the Constitution of Louisiana, relative to legislative sessions; to provide for the subject matter and duration of regular legislative sessions; to provide deadlines for the prefiling and introduction of legislation and for certain legislative action; to provide for the authority of the legislature as it relates thereto; and to specify an election date for submission of the proposition to electors and provide a ballot proposition.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 158 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 2, delete "(2) and (3)"

AMENDMENT NO. 2

On page 1, line 3 after "for" delete the remainder of the line and delete lines 4 and 5 in their entirety and insert:

"the subject matter and duration of regular legislative sessions; to provide deadlines for the prefiling and introduction of legislation and for certain legislative action; to provide for the authority of the legislature as it relates thereto"

AMENDMENT NO. 3

On page 1, line 6, delete "matters"

AMENDMENT NO. 4

On page 1, line 11, delete "(2) and (3)"

AMENDMENT NO. 5

On page 1, line 14, after "(A)" delete the remainder of the line and delete lines 15 and 16 in their entirety and insert the following:

"~~(1)~~ Annual Session. **(1)** The legislature shall meet annually in regular session for a limited number of legislative days in the state capital. A legislative day is a calendar day on which either house is in session.

(2) Any bill to be introduced in either house shall be prefiled no later than five o'clock in the evening of the ~~Friday before tenth~~ **calendar day prior to** the first day of a regular session; thereafter no member of the legislature may introduce more than five bills, except as provided in the joint rules of the legislature. The legislature is

authorized to provide by joint rule for the procedures for passage of duplicate or companion instruments.

~~(2)(3)(a)~~ All regular sessions convening in ~~odd-numbered~~ **even-numbered** years shall be general in nature and shall convene at noon on the ~~last third~~ Monday in March. The legislature shall meet in such a session for not more than sixty legislative days during a period of eighty-five calendar days. No such session shall continue beyond six o'clock in the evening of the eighty-fifth calendar day after convening. No new matter intended to have the effect of law shall be introduced or received by either house after ~~midnight of the thirtieth calendar~~ **six o'clock in the evening of the fifteenth legislative** day. No matter intended to have the effect of law, except a measure proposing a suspension of law, shall be considered on third reading and final passage in either house after ~~midnight of the fifty-fifth~~ **six o'clock in the evening of the fifty-seventh** legislative day of a regular session, except by a favorable record vote of two-thirds of the elected members of each house.

~~(b)~~ No measure **levying, authorizing, or increasing a fee by the state or a statewide political subdivision whose boundaries are coterminous with the state; dedicating state revenue;** levying or authorizing a new tax by the state or by any statewide political subdivision whose boundaries are coterminous with the state; increasing an existing tax by the state or by any statewide political subdivision whose boundaries are coterminous with the state, or legislating with regard to tax exemptions, exclusions, deductions or credits shall be introduced or enacted during a regular session held in an ~~odd-numbered~~ **even-numbered** year.

~~(3)(4)(a)~~ All regular sessions convening in ~~even-numbered~~ **odd-numbered** years shall convene at noon on the ~~last third~~ Monday in April. Each such session shall be restricted to the consideration of legislation which provides for enactment of a general appropriations bill, implementation of a capital budget, for making an appropriation, levying or authorizing a new tax, increasing an existing tax, legislating with regard to tax exemptions, exclusions, deductions, reductions, repeal, or credits, or issuing bonds. The legislature shall meet in such a session for not more than thirty legislative days in a period of forty-five calendar days. No such session shall continue beyond six o'clock in the evening of the forty-fifth calendar day after convening. No new matter intended to have the effect of law shall be introduced or received by either house after ~~midnight~~ **six o'clock in the evening** of the tenth calendar legislative day. No matter intended to have the effect of law, except a measure proposing a suspension of law, shall be considered on third reading and final passage in either house after midnight of the twenty-seventh legislative day of a regular session, except by a favorable record vote of two-thirds of the elected members of each house.

(b) During any session convening in an odd-numbered year, no matter intended to have the effect of law, including any suspension of law, shall be introduced or considered unless its object is to enact the General Appropriation Bill; to enact the comprehensive capital budget; to make an appropriation; to levy or authorize a new tax; to increase an existing tax; to levy, authorize, increase, decrease, or repeal a fee; to dedicate revenue; to legislate with regard to tax exemptions, exclusions, deductions, reductions, repeals, or credits; or to legislate with regard to the issuance of bonds. However, a legislative instrument intended to have the effect of law, including a suspension of law, which is not within the subject matter restrictions provided in this Subparagraph may be considered at any such session if it is either prefiled as provided in Subparagraph (2) of this paragraph, provided that no member may prefile more than five such instruments; or if its object is to enact a local or special law which is required to be and has been advertised in accordance with Section 13 of this Article and which is not prohibited by the provisions of Section 12 of this Article.

(5) Except for the restriction on the number of legislative days for each regular legislative session, the legislature may modify the provisions of Subparagraphs (2), (3)(a), and (4)(a) of this Paragraph for subsequent annual sessions, and then only by joint rule adopted by a favorable vote of two-thirds of the elected

members of each house and according to the same procedure and formalities required for the passage of a law; except that it shall not be subject to gubernatorial veto or time limitations for introduction.

* * *

AMENDMENT NO. 6

On page 2, delete lines 1 through 27 in their entirety

AMENDMENT NO. 7

On page 3, delete lines 1 through 9 in their entirety

AMENDMENT NO. 8

On page 3, delete lines 13 through 16 in their entirety

AMENDMENT NO. 9

On page 3, line 17, change "Section 4" to "Section 3"

AMENDMENT NO. 10

On page 3, delete lines 21 through 27 in their entirety and insert:

"To prohibit the legislature, during regular legislative sessions in odd-numbered years, from considering legislation which levies, authorizes, or increases a state or statewide tax or fee or which dedicates state revenue; to authorize the legislature, during regular legislative sessions in even-numbered years, to consider legislation which levies, authorizes, increases, decreases, or repeals a tax or fee or which dedicates revenue, and local and special bills provided such bills are properly advertised and are not otherwise prohibited by the constitution; to allow the legislature, during regular legislative session in even-numbered years, to consider certain legislation which is not within the subject matter limitations if such legislation is prefiled, provided each member may not prefile more than five such instruments; to require prefiling of bills, subject to certain exceptions, no later than five o'clock on the tenth calendar day prior to the first day of a regular legislative session; to provide for certain time limits for the introduction and consideration on final passage of matters intended to have the effect of law; and to allow the legislature to change certain procedural matters relating to sessions by a two-thirds vote. (Amends Article III, Section 2(A))"

AMENDMENT NO. 11

On page 4, delete lines 1 and 2 in their entirety

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

SENATE BILL NO. 276—

BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 42:1132(B)(1)(a), to enact R.S. 42:1132(B)(2)(c), and to repeal R.S. 42:1132(B)(4)(h), all relative to the membership of the Board of Ethics; to eliminate the requirement that one member appointed by the governor be a retired or former justice or former judge; to provide for the eligibility of certain nominees; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 276 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 2, after "(a)," insert " to enact R.S. 42:1132(B)(2)(c), and to repeal R.S. 42:1132(B)(4)(h), all"

AMENDMENT NO. 2

On page 1, line 5, after "judge;" insert "to provide for the eligibility of certain nominees;"

AMENDMENT NO. 3

On page 1, line 7, after "reenacted" insert "and R.S. 42:1132(B)(2)(c) is hereby enacted"

AMENDMENT NO. 4

On page 2, after line 4, insert:

" (2) The governor shall appoint and the House of Representatives and the Senate shall elect members to the board who shall be representative of the state's population as near as practicable and who shall be from nominees who are selected as follows:

* * *

(c) To the extent practicable, at least one member appointed or elected to the board shall be a retired or former justice of the Louisiana Supreme Court, or a retired or former judge of a court of appeals or district court of this state. All nominees shall be eligible to serve on the board at the time of the nomination.

* * *

Section 2. R.S. 42:1132(B)(4)(h) is hereby repealed. "

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

SENATE BILL NO. 367—

BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 24:14(G) and to enact R.S. 24:14(K), relative to Senate confirmation; to require certain persons appointed to boards and commissions who require Senate confirmation be reconfirmed at the beginning of each legislative term; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 367 by Senator Marionneaux

AMENDMENT NO. 1

On page 1, line 12 after "or" delete the remainder of the line and delete line 13 in its entirety

AMENDMENT NO. 2

On page 1, line 14, delete "Section, or"

AMENDMENT NO. 3

On page 1, line 14, after "confirmation" insert ", or who is not reconfirmed, pursuant to Subsection (K) of this Section, notwithstanding the provisions of R.S. 42:2,"

AMENDMENT NO. 4

On page 2, line 10, after "term" insert "or at the expiration of their appointed term of office. All such appointments shall be completed and submitted to the Senate for confirmation no later than the beginning of the next regular session of the legislature"

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

SENATE BILL NO. 503—

BY SENATOR HINES

AN ACT

To amend and reenact R.S. 37:913(5), relative to registered nurses; to revise the definition of "authorized prescriber" to allow such prescribers to prescribe medical devices or appliances; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 503 by Senator Hines

AMENDMENT NO. 1

On page 1, line 4, delete "devices" and insert "medical devices or appliances"

AMENDMENT NO. 2

On page 1, line 13, delete "devices" and insert "medical devices or appliances"

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

SENATE BILL NO. 524—

BY SENATOR SCHEDLER AND REPRESENTATIVE DOWNER

AN ACT

To amend and reenact R.S. 37:1261, 1262(1) and (2), 1266, 1268, 1270(A)(1) and (B)(4), 1271, 1272(5), 1275(A), 1275.1(A), the introductory paragraph of (B) and (B)(4), 1276, 1278, 1280, 1283, 1284, 1285(A)(2), (25), (26), and (29), and 1286(A) and to repeal R.S. 37:1273 and 1285.1, relative to the practice of medicine; to recognize equal professional status and privileges of allopathic and osteopathic physicians; to delete specific references to osteopaths; to provide for meetings and compensation for members of the Louisiana State Board of Medical Examiners; to provide for powers of the board; to delete reference to a specific medical examination and recognize and provide for acceptance of national medical examinations for licensure and permits to practice medicine; to delete reference to a specific date for renewal of medical licensure; to delete exemptions from jury and military services superceded by law; to repeal the requirement for board maintenance of examinations and reference to Laetrile; to delete certain references to midwifery; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 524 by Senator Schedler

AMENDMENT NO. 1

On page 3, at the end of line 23, insert the following:

"The use of the term "physician" in this Part shall not be construed to prohibit the use of such term by other health care providers specifically authorized to use such term by any other law of this state."

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

SENATE BILL NO. 572—

BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 18:1483(7) and (11), relative to election campaign finance; to specify category levels for judicial candidates; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. On motion of Senator Ullo, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 573—

BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 42:1157(B), relative to the filing of delinquency notices by the Board of Ethics; to extend the period for filing delinquency notices; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. On motion of Senator Ullo, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 574—

BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 42:1132(B)(2)(a), relative to the appointment of members to the Board of Ethics; to require that the appointment of the members to the Board of Ethics be made within sixty days of their nomination; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 574 by Senator Ullo

AMENDMENT NO. 1

On page 2, line 12, after "governor" delete the "(.)" and insert "shall make an appointment and"

AMENDMENT NO. 2

On page 2, line 13, after "shall" delete "make an appointment" and insert "elect members"

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

SENATE BILL NO. 575—

BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 24:53(A)(4) and (I) and to enact R.S. 24:53(C) and (D), relative to the lobbyist registration; to provide relative to registration forms; to increase the registration fee to cover the cost of administration; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 575 by Senator Ullo

AMENDMENT NO. 1

On page 1, line 2 after "24:53" delete "(I)" and insert "(A)(4) and (I) and to enact R.S. 24:53(C) and (D)"

AMENDMENT NO. 2

On page 1, line 2, after "registration" delete the remainder of the line and insert the following:

" ; to provide relative to registration forms;"

AMENDMENT NO. 3

On page 1, line 6, after "24:53" delete "(I) is" and insert "(A)(4) and (I) are"

AMENDMENT NO. 4

On page 1, line 6, after "reenacted" insert "and R.S. 24:53(C) and (D) are hereby enacted"

AMENDMENT NO. 5

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

"A. Each lobbyist shall register with the board within five days of employment as a lobbyist or within five days after the first action requiring his registration as a lobbyist. He shall give to the board in writing, on forms provided by it, the following information:

* * *

(4) ~~One copy of A~~ two inch by two inch recent photograph of the registrant made within the prior six months shall be filed with the initial registration form for a legislative term.

* * *

C. The information required by Subsection A of this Section shall be filed in triplicate.

D. The board shall transmit a copy of the registration form to the secretary of the Senate and clerk of the House of Representatives. Such copies shall be maintained in the office of the secretary and the clerk in book form."

AMENDMENT NO. 6

On page 1, line 11, change "ninety" to "one hundred ten"

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

SENATE BILL NO. 576—

BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 18:1532(B)(2) and (3), relative to election day expenditure reports; to remove the requirement for reporting the social security number of each individual to whom money is paid for services rendered on election day; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. On motion of Senator Ullo, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 634—

BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 18:1505.2(I), relative to campaign contributions; to authorize political action committees to utilize campaign contributions for administrative costs and operating expenses; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. On motion of Senator Ullo, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 726—BY SENATORS HINES AND SCHEDLER
AN ACT

To amend and reenact R.S. 40:961(33), relative to advanced practice registered nurses; to provide relative to controlled dangerous substances; to provide relative to the definition of "prescription" relative to such substances; to include advanced practice registered nurses in such definition; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. On motion of Senator Schedler, the bill was read by title, ordered engrossed, and passed to a third reading.

Rules Suspended

Senator Lentini asked for and obtained a suspension of the rules for the purpose of recalling Senate Bill No. 27 from the Committee on Insurance.

SENATE BILL NO. 27—

BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 22:2105(B)(2)(c) and to enact R.S. 32:1254(N)(2)(e), relative to automobile insurance; to provide for automobile insurance coverage of a rental motor vehicle; and to provide for related matters.

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

Rules Suspended

Senator Michot asked for and obtained a suspension of the rules for the purpose of recalling Senate Bill No. 184 from the Committee on Commerce and Consumer Protection.

SENATE BILL NO. 184—

BY SENATOR MICHOT

AN ACT

To enact R.S. 36:109(J) and Chapter 59 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:3651 through 3669, relative to the installation, maintenance, and repair of heating and air conditioning, refrigeration, ventilation, or process cooling or heating systems; to provide for licensure; to create the Louisiana Heating, Ventilation, Air Conditioning, and Refrigeration Licensing Board within the Department of Economic Development; to provide for the membership, terms, and duties of said board; to provide with respect to licensure by or registration with the board; to provide for requirements and fees for licensure or registration; to provide relative to denial, suspension, or revocation of licensure or registration; to provide relative to violations and penalties; to provide with respect to local; permits and licensure; and to provide for related matters.

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

Rules Suspended

Senator Michot asked for and obtained a suspension of the rules for the purpose of recalling Senate Bill No. 354 from the Committee on Natural Resources.

SENATE BILL NO. 354—

BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 56:325.1(A)(2)(a), (B)(1) and (2), and (C)(2)(a) and (b), relative to red drum; to reduce the minimum size for red drum; to provide for a daily possession limit of eight red drum; and to provide for related matters.

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

Special Order of the Day

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

SENATE BILL NO. 384—

BY SENATOR C. FIELDS

AN ACT

To amend and reenact R.S. 45:811, relative to prohibited practices; to prohibit telemarketing sales calls after a certain time; to provide for the solicitation of information for commercial purposes; and to provide for related matters.

Floor Amendments Sent Up

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator C. Fields to Original Senate Bill No. 384 by Senator C. Fields

AMENDMENT NO. 1

On page 1, line 2, after "45:811" delete the remainder of the line and insert in lieu thereof the following:

"and to enact Chapter 8-H of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:844.11 through 844.15, relative to telephone solicitation; to provide for a "do not call" listing of residential telephone subscribers; to provide for listing procedures; to prohibit certain acts; to provide for notification; to provide for penalties for violations; to prohibit"

AMENDMENT NO. 2

On page 3, after line 13, insert the following:

"Section 2. Chapter 8-H of Title 45 of the Louisiana Revised Statutes of 1950, comprised of R.S. 45:844.11 through 844.15, is hereby enacted to read as follows:

CHAPTER 8-H. TELEPHONE SOLICITATION RELIEF ACT OF 2001

Chapter 8-H is all proposed new law.

§844.11. Legislative findings

R.S. 45:844.12 is all proposed new law.

Because the legislature recognizes that becoming a residential telephone subscriber should not undermine or lessen a person's right of privacy, it finds that there is a compelling state interest to protect the privacy of such subscribers who wish to avoid unsolicited and unwanted telephone solicitations by enacting the "Telephone Solicitation Relief Act of 2001".

§844.12. Definitions

R.S. 45:844.12 is all proposed new law.

As used in this Chapter, the following terms and phrases shall have the meanings hereinafter ascribed to them:

A. "Commission" means the Louisiana Public Service Commission.

B. "Telephone solicitation" means any voice communication made by a telephone solicitor to a residential telephone subscriber for the purpose of encouraging a sale or rental of, or investment in property, consumer goods, or services; or for the purpose of encouraging an extension of credit for property, consumer goods, or services; or for the purpose of obtaining information that will or may be used for the direct solicitation of a sale or rental of, or investment in property, consumer goods, or services or an extension of credit for such purposes, or for the solicitation of a contribution to a charitable organization, but does not include telephone communications:

(1) In response to an express request of the person called.

(2) Primarily in connection with an existing debt or contract, payment or performance of which has not been completed at the time of such call.

(3) To any person with whom the telephone solicitor has an existing business relationship.

(4) On behalf of an organization which has nonprofit status under Section 501(C)(3) or (6) of the Internal Revenue Code, unless such organization utilizes the services of a paid professional solicitor as defined in R.S. 51:1901(6).

(5) For the purpose of conducting marketing research, public opinion polling, or similar activities that do not involve telephone solicitation or selling, or

(6) Constituting political activity.

C. "Telephone solicitor" means any natural person, firm, organization, partnership, association, or corporation, or a subsidiary or affiliate thereof, doing business in this state, who makes or causes to be made a telephone solicitation, including but not limited to calls made by use of automated dialing or recorded message devices.

D. "Residential telephone subscriber" means any natural person who has subscribed to residential telephone service from a local exchange company, or any other natural person living or residing with such person.

E. "Doing business in this state" means conducting a telephone solicitation either from a location within this state, or from a location outside of this state to residential telephone subscribers residing in this state.

§844.13. Duties of the commission

R.S. 45:844.13 is all proposed new law.

A. The commission shall direct each local exchange company to establish and provide for the operation of a data base to compile a list of telephone numbers of residential telephone subscribers who object to receiving telephone solicitations. It shall be the duty of the commission to ensure that each local exchange company shall have such data base in operation no later than January 1, 2002.

B. Each data base shall be regulated by the commission and maintained and operated by each local exchange company.

C. No later than January 1, 2002, the commission shall promulgate rules that:

(1) Require each local exchange company to notify its residential telephone subscribers of the opportunity to provide notification to the commission or its contractor that such subscriber objects to receiving telephone solicitations. The forms of notification shall include, but not be limited to, conspicuous monthly notices printed directly on the billing statements mailed to its residential telephone subscribers, and conspicuous publication of the notice in the consumer information pages of the local telephone directories.

(2) Direct each local exchange company to establish a toll-free telephone number that each residential telephone subscriber may call to give it notice of his objection to receiving such telephone solicitations or revocation of such notice.

(3) Specify the length of time for which a notice of objection shall be effective and the effect of a change of a telephone number on such notice.

(4) Specify the methods by which such objections and revocations shall be collected and added to the data base.

(5) Specify the methods by which any person or entity desiring to make telephone solicitations will obtain access to the data base as required to avoid calling the telephone numbers of residential telephone subscribers included in the data base.

(6) Specify such other matters relating to the data base that the commission deems desirable.

D. If, pursuant to 47 U.S.C. Section 227(c)(3), the Federal Communications Commission establishes a single national data base of telephone numbers of subscribers who object to receiving telephone solicitations, the commission shall include the part of such single national data base that relates to Louisiana in the data base established under this Chapter.

§844.14. Listing procedures; prohibited acts

R.S. 45:844.14 is all proposed new law.

A.(1)(a) Any residential telephone subscriber desiring to be placed on a "do not call" list shall be placed on that listing upon notification to

the subscriber's local exchange company. This listing shall be renewed by the commission annually for each subscriber, unless the local exchange company receives written notice from the subscriber to remove him from the "do not call" list.

(b) Any residential telephone subscriber whose number is private shall automatically be placed on his local exchange company's "do not call" list, unless the subscriber gives written notification to the local exchange company to remove his number from the "do not call" list.

(2) The local exchange companies shall update its "do not call" list quarterly. The list shall include the telephone numbers, but not the names or addresses, of residential telephone subscribers, arranged by area code and numerical sequence, who do not want to receive telephone solicitations, as defined in this Chapter.

(3)(a) Telephone solicitors, as defined in this Chapter, doing business in this state shall obtain copies of the "do not call" listing by paying a fee to the local exchange companies in an amount not to exceed the costs incurred by the local exchange company in the presentation, production, and distribution of that listing. The local exchange company shall offer a statewide listing and shall also offer listings of areas within the state of their subscribers. The determination of the number and definition of areas shall be within the discretion of the local exchange companies.

(b) In order to obtain copies of the "do not call" listing, a telephone solicitor shall, in addition to paying the applicable fees to the local exchange company, register with the commission and provide all necessary documentation as required by the local exchange company. Such telephone solicitor, as defined in this Chapter, shall also be required to maintain a bond in the amount of fifty thousand dollars as provided in R.S. 45:829(A) and file a copy of such bond with the commission.

(4) All fees and penalties imposed pursuant to this Section, other than those provided in paragraph 3(a) of this Section, shall be made payable to the Louisiana Public Service Commission for the administration of this Chapter.

B. No person or entity that sells, leases, or rents telephone solicitation listings, except for directory assistance and telephone directories sold or distributed by local exchange companies or their affiliates, shall include in such listings any residential telephone number if the number for that telephone appears on the commission's then current "do not call" listing.

§844.15. Violations; penalties

R.S. 45:844.15 is all proposed new law.

The commission shall investigate any complaints received concerning violations of this Chapter. If, after investigating such complaint, the commission finds that there has been a violation of this Chapter, then the commission shall impose an administrative penalty against the telephone solicitor not to exceed one thousand five hundred dollars for each violation. If the violation is committed against a residential telephone subscriber over the age of sixty-five, then the commission shall impose a penalty not to exceed three thousand dollars for each violation.

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 of 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."

Floor Amendments Sent Up

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator C. Fields to Engrossed Senate Bill No. 384 by Senator C. Fields

AMENDMENT NO. 1

On page 1, line 2, between "45:811" and the comma ",", insert the following: "and to enact R.S. 45:821.1"

AMENDMENT NO. 2

On page 1, line 4, between "purposes;" and "and to", insert the following:

"to provide for certain practices involved in phone solicitations;"

AMENDMENT NO. 3

On page 3, below line 13, insert the following:

"§821.1 Method of operation

R.S. 45:821.1 is all proposed new law.

A. Every live operator conducting a telemarketing sales call shall do each of the following when making a sales call:

(1) Immediately state his name, the name of the business organization being represented, and the purpose of the call; and

(2) Make an inquiry at the beginning of each call as to whether the person being called consents to the telephone solicitation being made.

B. If the individual receiving a telemarketing sales call requests to be taken off the contact list of the business organization, the operator shall refrain from calling that person again and take all steps necessary to have that individual's name and telephone number removed from the contact records of the business organization so that the person will not be contacted again by the business or organization. Compliance with Section 310.4 of the Federal Trade Commission's Telemarketing Sales Rule shall constitute compliance with this Section."

Senator C. Fields moved adoption of the amendments.

Senator Dean objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields, C	Lambert
Bajoie	Fontenot	Lentini
Bean	Gautreaux	Marionneaux
Boissiere	Heitmeier	Mount
Cain	Hines	Romero
Campbell	Hollis	Schedler
Chaisson	Hoyt	Smith
Cravins	Irons	Tarver
Dardenne	Johnson	Theunissen
Dupre	Jones, B	Thomas
Ellington	Jones, C	Ullo
Total—33		

NAYS

Dean	Michot
Total—2	
ABSENT	
Barham	Malone
Fields, W	McPherson
Total—4	

The Chair declared the amendments were adopted.

Floor Amendments Sent Up

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator C. Fields to Engrossed Senate Bill No. 384 by Senator C. Fields

AMENDMENT NO. 1

On page 2, line 4, change "6:00 p.m." to "8:00 p.m."

AMENDMENT NO. 2

On page 2, line 5, change "6:00 p.m." to "8:00 p.m."

AMENDMENT NO. 3

On page 3, line 13, change "6:00 p.m." to "8:00 p.m."

Senator C. Fields moved adoption of the amendments.

Senator Dean objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fontenot	Marionneaux
Bean	Gautreaux	Michot
Boissiere	Heitmeier	Mount
Cain	Hines	Romero
Campbell	Hoyt	Schedler
Chaisson	Irons	Smith
Cravins	Johnson	Tarver
Dardenne	Jones, B	Theunissen
Dupre	Jones, C	Thomas
Ellington	Lambert	Ullo
Fields, C	Lentini	
Total—32		

NAYS

Mr. President	Dean
Barham	Hollis
Total—4	

ABSENT

Fields, W	Malone	McPherson
Total—3		

The Chair declared the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Barham	Fontenot	Lentini
Bean	Gautreaux	McPherson
Boissiere	Heitmeier	Michot
Cain	Hines	Mount
Campbell	Hollis	Romero
Chaisson	Hoyt	Schedler
Cravins	Irons	Smith
Dardenne	Johnson	Tarver
Dupre	Jones, B	Theunissen
Ellington	Jones, C	Thomas
Fields, C	Lambert	Ullo
Total—33		

NAYS

Dean
Total—1

ABSENT

Mr. President	Fields, W	Marionneaux
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Bajoie
Total—5

Malone

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

Senator Dardenne in the Chair

Senate Concurrent Resolutions on Second Reading Reported by Committees

The following Senate Concurrent Resolutions reported by Committees were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 20— BY SENATOR HINES

A CONCURRENT RESOLUTION

To create the Louisiana Stroke Treatment Task Force to study the feasibility of developing and implementing a comprehensive statewide education program on stroke prevention targeted to high-risk populations and to geographic areas where there is a high incidence of stroke.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Concurrent Resolution No. 20 by Senator Hines, et al

AMENDMENT NO. 1

On page 4, between lines 27 and 28, insert the following:

"(27) A representative of the Minority Health Affairs Commission."

AMENDMENT NO. 2

On page 5, lines 22 and 24, change "2002" to "2003"

On motion of Senator Schedler, the committee amendment was adopted.

Motion

On motion of Senator Hines, Senate Concurrent Resolution No. 20 was made Special Order of the Day, No. 1 on Thursday, April 19, 2001 immediately following the Morning Hour.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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

SENATE BILL NO. 397—

BY SENATORS FONTENOT AND HOLLIS
AN ACT

To enact R.S. 9:3518.3, relative to consumer credit transactions; to provide with respect to electronic printing of credit card receipts; to provide penalties for violations; and to provide for related matters.

Floor Amendments Sent Up

Senator Fontenot sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fontenot to Engrossed Senate Bill No. 397 by Senator Fontenot

AMENDMENT NO. 1

On page 2, line 10 after "other" delete the rest of the line and delete line 11 and insert "legal entity."

On motion of Senator Fontenot, the amendments were adopted.

Floor Amendments Sent Up

Senator Fontenot sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fontenot to Engrossed Senate Bill No. 397 by Senator Fontenot

AMENDMENT NO. 1

On page 1, line 14, after "issuer" insert "and shall include any employee or other agent or authorized user of such person"

AMENDMENT NO. 2

On page 2, line 18, after "reproduction of" insert "either"

AMENDMENT NO. 3

On page 2, delete line 20 and on line 21, delete "writing" and insert "thereof or (ii) the credit card expiration date, on any receipt"

On motion of Senator Fontenot, the amendments were adopted.

Floor Amendments Sent Up

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator W. Fields to Engrossed Senate Bill No. 397 by Senators Fontenot and Hollis

AMENDMENT NO. 1

On page 3, at the end of line 9, change "2004" to "2003"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields, C	Lentini
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux	Michot
Bean	Heitmeier	Mount
Boissiere	Hines	Romero
Cain	Hollis	Schedler
Campbell	Hoyt	Smith
Chaisson	Johnson	Tarver
Dardenne	Jones, B	Theunissen
Dupre	Jones, C	Thomas
Ellington	Lambert	Ullo
Total—33		

NAYS

April 9, 2001

Dean
Total—2

Irons
ABSENT

Cravins
Fields, W
Total—4

Malone
McPherson

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

Personal Privilege

Senator Irons asked for and obtained the floor of the Senate on a point of personal privilege, and stated she had voted in error on Senate Bill No. 397. She voted nay on the bill and had intended to vote yea. She asked that the Official Journal so state.

SENATE BILL NO. 418— BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 12:982.1, relative to dentists; to provide for professional limited liability companies; to authorize formation of a limited liability company by a single dentist; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Bajoie
Barham
Bean
Boissiere
Cain
Campbell
Chaisson
Dardenne
Dean
Dupre
Ellington
Total—34

Fields, C
Fontenot
Gautreaux
Heitmeier
Hines
Hollis
Hoyt
Irons
Johnson
Jones, B
Jones, C
Lambert

Lentini
Marionneaux
Michot
Mount
Romero
Schedler
Smith
Tarver
Thomas
Ullo

NAYS

Total—0

ABSENT

Cravins
Fields, W
Total—5

Malone
McPherson

Theunissen

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

SENATE BILL NO. 501— BY SENATOR FONTENOT

AN ACT

To enact R.S. 32:418, relative to driver licenses; to authorize certain persons to register with the United States Selective Service when applying for a driver's license or identification card; to require the office of motor vehicles to electronically forward certain information to the Selective Service System; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Bajoie
Barham
Bean
Boissiere
Cain
Campbell
Chaisson
Dardenne
Dean
Dupre
Ellington
Total—35

Fields, C
Fontenot
Gautreaux
Heitmeier
Hines
Hollis
Hoyt
Irons
Johnson
Jones, B
Jones, C
Lambert

Lentini
Marionneaux
McPherson
Mount
Romero
Schedler
Smith
Tarver
Theunissen
Thomas
Ullo

NAYS

Total—0

ABSENT

Cravins
Fields, W
Total—4

Malone
Michot

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

SENATE BILL NO. 703— BY SENATOR MALONE

AN ACT

To amend and reenact R.S. 51:423(A), relative to unfair sales practices; to prohibit the sale of information by retail or wholesale grocers concerning customers derived from the issuance to and use of certain cards by customers; and to provide for related matters.

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

SENATE BILL NO. 496— BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 17:3801(C)(1) and 3802(C)(4), relative to the Louisiana Education Quality Trust Fund; to provide for use of monies in the fund for payment of investment management and administrative costs; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Bajoie
Barham
Bean
Boissiere
Cain
Campbell
Chaisson

Fields, C
Fontenot
Gautreaux
Heitmeier
Hines
Hollis
Hoyt
Irons

Marionneaux
McPherson
Michot
Mount
Romero
Schedler
Smith
Tarver

April 9, 2001

Cravins
Dardenne
Dean
Dupre
Ellington
Total—37

Johnson
Jones, B
Jones, C
Lambert
Lentini
Theunissen
Thomas
Ullo

NAYS

Total—0

ABSENT

Fields, W
Total—2

Malone

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

Mr. President in the Chair

SENATE BILL NO. 578— BY SENATOR ULLO

AN ACT

To enact R.S. 39:1651.1, relative to state procurement; to require that bid specifications for the purchase or use of shrimp be by count size; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Bajoie
Barham
Bean
Boissiere
Cain
Campbell
Chaisson
Cravins
Dardenne
Dean
Dupre
Ellington
Total—37

Fields, C
Fontenot
Gautreaux
Heitmeier
Hines
Hollis
Hoyt
Irons
Johnson
Jones, B
Jones, C
Lambert
Lentini
Marionneaux
McPherson
Michot
Mount
Romero
Schedler
Smith
Tarver
Theunissen
Thomas
Ullo

NAYS

Total—0

ABSENT

Fields, W
Total—2

Malone

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

Rules Suspended

Senator B. Jones asked for and obtained a suspension of the rules for the purpose of taking up the following bills out of their regular order and acting upon them as follows.

SENATE BILL NO. 674—

BY SENATORS B. JONES, DARDENNE AND GAUTREAUX AND REPRESENTATIVES LANCASTER AND MONTGOMERY
AN ACT

To enact R.S. 47:1542.2, relative to authorizing the secretary of the Department of Revenue to request records in machine-sensible format; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Bajoie
Barham
Bean
Boissiere
Cain
Campbell
Chaisson
Cravins
Dardenne
Dean
Dupre
Ellington
Total—37

Fields, C
Fontenot
Gautreaux
Heitmeier
Hines
Hollis
Hoyt
Irons
Johnson
Jones, B
Jones, C
Lambert
Lentini

Marionneaux
McPherson
Michot
Mount
Romero
Schedler
Smith
Tarver
Theunissen
Thomas
Ullo

NAYS

Total—0

ABSENT

Fields, W
Total—2

Malone

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

SENATE BILL NO. 675—

BY SENATORS B. JONES, DARDENNE AND GAUTREAUX AND REPRESENTATIVES LANCASTER AND MONTGOMERY
AN ACT

To amend and reenact R.S. 47:116(A) and 118(A) and (D) and R.S. 47:120.1(A), the introductory paragraph of R.S. 47:120.1 (D), and R.S. 47:120.1(G)(1), relative to income tax; to change the requirement that a declaration of estimated individual income tax be filed and paid; to provide for failure of corporations to pay estimated income taxes; and to provide for related matters.

Floor Amendments Sent Up

Senator Lambert sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lambert on behalf of the Legislative Bureau to Engrossed Senate Bill No. 675 by Senator B. Jones

AMENDMENT NO. 1

On page 2, line 17, following "Subsections," changed "the the" to "the"

On motion of Senator Lambert, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Bajoie	Fields, C	McPherson
Bean	Gautreaux	Mount
Boissiere	Heitmeier	Romero
Cain	Hines	Schedler
Campbell	Hollis	Smith
Chaisson	Hoyt	Tarver
Cravins	Johnson	Theunissen
Dardenne	Jones, B	Thomas
Dean	Jones, C	Ullo
Dupre	Lentini	
Total—32		

NAYS

Fontenot	Malone
Lambert	Michot
Total—4	

ABSENT

Barham	Fields, W	Irons
Total—3		

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

Personal Privilege

Senator Barham 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 Senate Bill No. 675. He had intended to vote yea on the bill. He asked that the Official Journal so state.

SENATE BILL NO. 665—

BY SENATORS B. JONES, DARDENNE AND GAUTREAU AND REPRESENTATIVES HAMMETT, LANCASTER, MONTGOMERY AND GARY SMITH

AN ACT

To amend and reenact R.S. 14:71(B) and to enact R.S. 14:71(A)(1)(e), relative to issuing worthless checks; to make the issuance and non-payment of certain checks, drafts, or orders a crime; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields, C	Marionneaux
Bajoie	Fontenot	McPherson
Barham	Gautreaux	Michot
Bean	Heitmeier	Mount
Boissiere	Hines	Romero
Cain	Hollis	Schedler
Campbell	Hoyt	Smith
Chaisson	Johnson	Tarver
Cravins	Jones, B	Theunissen
Dardenne	Jones, C	Thomas
Dean	Lambert	Ullo
Dupre	Lentini	
Ellington	Malone	

Total—37

NAYS

Total—0

ABSENT

Fields, W	Irons
Total—2	

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

SENATE BILL NO. 669—

BY SENATORS B. JONES, DARDENNE AND GAUTREAU AND REPRESENTATIVES HAMMETT, LANCASTER, MONTGOMERY AND GARY SMITH

AN ACT

To enact R.S. 47:1574.1, relative to taxes; to provide for a cease and desist of business action for the secretary of the Department of Revenue for failure to pay certain taxes and related amounts; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Bajoie	Gautreaux	Mount
Barham	Heitmeier	Romero
Bean	Hines	Schedler
Cain	Hollis	Smith
Chaisson	Hoyt	Tarver
Dardenne	Johnson	Theunissen
Dean	Jones, B	Thomas
Dupre	Jones, C	Ullo
Total—27		

NAYS

Campbell	Fontenot	Marionneaux
Cravins	Lambert	Michot
Fields, C	Malone	
Total—8		

ABSENT

Boissiere	Irons
Fields, W	McPherson
Total—4	

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

SENATE BILL NO. 658—

BY SENATORS B. JONES, DARDENNE AND GAUTREAU AND REPRESENTATIVES LANCASTER, MONTGOMERY AND GARY SMITH

AN ACT

To amend R.S. 47:1580(A)(4), relative to taxes; to provide for the suspension or interruption of prescription upon the filing of certain returns; and to provide for related matters.

Floor Amendments Sent Up

Senator B. Jones sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

April 9, 2001

Amendments proposed by Senator B. Jones to Engrossed Senate Bill No. 658 by Senator B. Jones

AMENDMENT NO. 1

On page 2, delete line 4 and 5 in their entirety and insert in lieu thereof: "return adds or omits facts, circumstances, or conditions through intentional concealment, camouflage, or subterfuge which result in a material misstatement or".

On motion of Senator B. Jones, the amendments were adopted.

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

SENATE BILL NO. 659—

BY SENATORS B. JONES, DARDENNE AND GAUTREAUX AND REPRESENTATIVES HAMMETT, LANCASTER, MONTGOMERY AND GARY SMITH

AN ACT

To amend R.S. 47:1580(C), relative to taxes; to provide for the interruption of prescription for failure to file a return; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Lentini
Barham	Heitmeier	McPherson
Bean	Hines	Mount
Cain	Hoyt	Romero
Chaisson	Irons	Smith
Cravins	Johnson	Theunissen
Dardenne	Jones, B	Ullo
Dupre	Jones, C	
Total—23		

NAYS

Bajoie	Fontenot	Michot
Boissiere	Hollis	Tarver
Campbell	Lambert	Thomas
Dean	Malone	
Fields, C	Marionneaux	
Total—13		

ABSENT

Ellington	Fields, W	Schedler
Total—3		

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

SENATE BILL NO. 678—

BY SENATORS B. JONES, DARDENNE AND GAUTREAUX AND REPRESENTATIVES HAMMETT, LANCASTER, MONTGOMERY AND GARY SMITH

AN ACT

To amend and reenact R.S. 26:78(A), 80(A)(10) and (E), 86, 278(A), 280(A)(9) and (E), and 283, R.S. 27:306(F) and (H)1, and 310(B)(1)(e), R.S. 39:1594(G), R.S. 47:9050(B)(2), and 9060(D), and to enact R.S. 38:2216(N), R.S. 39:1498(A)(10) and 1616(5), R.S. 47:9(C), and R.S. 48:255(G), relative to tax clearances; to expand the need for tax clearances to certain businesses and certain taxes; to require a tax clearance upon the renewal of certain licenses; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields, C	Lentini
Bajoie	Fontenot	Malone
Barham	Gautreaux	Marionneaux
Boissiere	Heitmeier	McPherson
Cain	Hines	Mount
Campbell	Hollis	Romero
Chaisson	Hoyt	Schedler
Cravins	Irons	Smith
Dardenne	Johnson	Tarver
Dean	Jones, B	Theunissen
Dupre	Jones, C	Thomas
Ellington	Lambert	Ullo
Total—36		

NAYS

Bean
Total—1

ABSENT

Fields, W	Michot
Total—2	

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

SENATE BILL NO. 660—

BY SENATORS B. JONES, DARDENNE AND GAUTREAUX AND REPRESENTATIVES LANCASTER, MONTGOMERY AND GARY SMITH

AN ACT

To amend and reenact R.S. 47:1604 and 1604.2, relative to taxes; to define further false, fraudulent, or grossly incorrect returns; to provide for a civil penalty for paying certain tax due on a return with certain instruments which are worthless; to provide for a presumption of an intention to defraud; and to provide for related matters.

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

SENATE BILL NO. 657—

BY SENATORS B. JONES, DARDENNE AND GAUTREAUX AND REPRESENTATIVES LANCASTER, MONTGOMERY AND GARY SMITH

AN ACT

To enact R.S. 47:296.2, relative to taxes; to provide for a rule to cease business activity and suspend certain state-granted authority to do certain businesses for willful failure to pay certain assessments and judgments; and to provide for related matters.

Floor Amendments Sent Up

Senator B. Jones sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator B. Jones to Engrossed Senate Bill No. 657 by Senator B. Jones

AMENDMENT NO. 1

On page 4, between lines 6 and 7, insert the following:

"H. In the case of a spouse who qualifies for liability relief under the innocent spouse provisions in R.S. 47:101(B)(7), the provisions of this Section shall not apply."

AMENDMENT NO. 2

On page 4, at the beginning of line 7, change the letter "H" to "I".

AMENDMENT NO. 3

On page 4, at the beginning of line 18, change the letter "I" to "J".

AMENDMENT NO. 4

On page 4, at the beginning of line 20, change the letter "J" to "K".

On motion of Senator B. Jones, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Mount
Barham	Ellington	Romero
Bean	Gautreaux	Smith
Chaisson	Hoyt	Theunissen
Dardenne	Jones, B	Ullo
Dean	Lambert	
Total—17		

NAYS

Bajoie	Hines	Marionneaux
Boissiere	Hollis	McPherson
Cain	Irons	Michot
Campbell	Johnson	Schedler
Fields, C	Jones, C	Tarver
Fontenot	Lentini	Thomas
Heitmeier	Malone	
Total—20		

ABSENT

Cravins	Fields, W
Total—2	

The Chair declared the amended bill failed to pass.

Notice of Reconsideration

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

Rules Suspended

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

Messages from the House

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

Message from the House**ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS**

April 9, 2001

To the Honorable President and Members of the Senate:

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

HOUSE BILL NO. 980—

BY REPRESENTATIVE TRICHE

AN ACT

To amend and reenact R.S. 9:315.40(4), (5), and (8), 315.41, 315.42(B), 315.43, 315.44(A)(introductory paragraph) and (3), 315.45, and 315.47, to enact R.S. 9:315.40(9), and to repeal R.S. 9:315.48, relative to administrative suspension of licenses for nonpayment of child support; to extend the authority of the Department of Social Services, Support Enforcement Services Program, office of family support, to suspend motor vehicle operator licenses and professional, occupational, business, or industrial licenses; and to repeal certain provisions relative to rulemaking; and to provide for related matters.

HOUSE BILL NO. 1001—

BY REPRESENTATIVE R. ALEXANDER

AN ACT

To repeal R.S. 36:254.1, relative to the powers and duties of the secretary of the Department of Health and Hospitals; to remove the requirement that the secretary appoint administrators to each of nine administrative regions and to delete the regions.

HOUSE BILL NO. 1005—

BY REPRESENTATIVE R. ALEXANDER

AN ACT

To amend and reenact R.S. 40:5.8(6)(introductory paragraph) and 2822(20)(introductory paragraph), relative to drinking water; to define public water system; and to provide for related matters.

HOUSE BILL NO. 1008—

BY REPRESENTATIVE R. ALEXANDER

AN ACT

To amend and reenact R.S. 28:567(E) and R.S. 40:2103(C) and 2116.32(F)(2), relative to the licensure of health care facilities; to extend the moratorium on licensure of mental health clinics and mental health centers; to extend the moratorium on Medicaid enrollment of long-term care hospital facilities and beds; to extend the moratorium on licensure of home health agencies; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 970—

BY REPRESENTATIVE MARTINY AND SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 15:824(B)(1)(a), relative to individuals committed to the Department of Public Safety and Corrections held in parish jails; to provide that the governing authority of a parish or the parish sheriff shall be paid by the department for housing and keeping individuals participating in a Blue Walters Substance Abuse Program; and to provide for related matters.

HOUSE BILL NO. 293—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 49:191(13) and to repeal R.S. 49:191(11)(a), relative to the Department of Economic Development, including provisions to provide for the re-creation of the Department of Economic Development and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the

existence of such statutory entities; and to provide for related matters.

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

Introduction of Senate Bills and Joint Resolutions

Senator Lambert asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Bills and Joint Resolutions a first and second time and referring them to committee.

SENATE BILL NO. 991— BY SENATOR GAUTREAUX

AN ACT

To authorize and empower the Terrebonne Parish School Board to lease certain described property in Gibson, Louisiana; to provide for execution of lease documents; to provide for reservation of mineral rights; and to provide for related matters.

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

SENATE BILL NO. 992— BY SENATOR ULLO

AN ACT

To amend and reenact Louisiana Children's Code Art. 791.1 and the introductory paragraph of Art. 791.2, to enact Louisiana Children's Code Art. 791.5, and to repeal Sections 2 and 3 of Act No. 1372 of the 1999 Regular Session of the Legislature, relative to truancy and assessment and service centers; to authorize the creation of a truancy and assessment and service center in the parishes of Bossier and Lafayette; to extend the period of effectiveness for the pilot program; to extend the period for reporting; and to provide for related matters.

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

SENATE BILL NO. 993— BY SENATOR LAMBERT

AN ACT

To amend and reenact Children's Code Articles 1137(D), 1138(C) and (E), 1139(A), 1180(C), 1193, 1202(B), and 1263(B) and (C), and the heading of Chapter 3 of Title XII of the Children's Code, and the heading of Chapter 6 of Title XII of the Children's Code, and to enact Chapter 13 of Title XI of the Children's Code, to be comprised of Articles 1150 through 1154, relative to adoptions; to provide for service of notice of opposition to adoption; to provide for the presentation of evidence; to provide procedures for notice of adoption prior to the birth of the child; to provide for the form and content of the petition and motion to provide for the notice of the right to counsel and the effect of the termination judgment; to provide for service of citation; to provide for the appointment and duties of the curator ad hoc; to provide for the stipulation or consent to judgment; to provide for the effect of the failure to appear at the hearing; to provide procedures for opposition; to provide for the jurisdiction for adoption proceedings; to provide legislative findings and policy; to provide for required consent; to provide for peremptive periods; to provide relative to conflict of interests; and to provide for related matters.

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

Introduction of Senate Concurrent Resolutions

Senator Lambert 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. 58— BY SENATOR THOMAS

A CONCURRENT RESOLUTION

To direct the Department of Health and Hospitals to study the use, abuse, and other problems related to oxycontin and to develop a comprehensive statewide education program on the risks and dangers associated with using this drug in order to protect the health and safety of the citizens of Louisiana.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON FINANCE

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

April 9, 2001

To the President and Members of the Senate:

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

SENATE BILL NO. 166— BY SENATOR MARIONNEAUX

A JOINT RESOLUTION

Proposing to amend Article III, Section 2(A) and Article XIII, Section 1(A) of the Constitution of Louisiana, relative to sessions of the legislature; to provide for annual general sessions of the legislature; to provide limitations; to provide deadlines for the prefiling and introduction of legislation and for certain legislative action; to provide for submission of the proposed amendment to the electors; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported favorably.

SENATE BILL NO. 274— BY SENATOR DARDENNE

AN ACT

To enact Subpart E of Part II of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:88.1 through 88.4, relative to gain sharing; to provide relative to identification of increased efficiency and corresponding savings by budget units; to require the commissioner of administration to approve plans for distribution of identified savings; to provide for a deadline; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 347— BY SENATOR ELLINGTON

AN ACT

To require the state, through the Department of Economic Development and the Louisiana Economic Development Corporation, to execute a cooperative endeavor agreement with the town of Jonesville; to

provide for payment of certain obligations owed by the town of Jonesville which are guaranteed by the state; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 877—
BY SENATOR CAMPBELL

AN ACT

To amend and reenact R.S. 39:252(A), (B), (C) and (D), 253, 254, 255, 256 and 257 and to enact R.S. 39:252(E) and (F), relative to energy management; to provide for purpose of the energy management policy; to provide for development and coordination of policy; to provide for implementation of recommendations; to provide for funding; to provide for capital investments; to provide for compliance with reporting requirements; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
JAY DARDENNE
Chairman

Rules Suspended

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

House Bills and Joint Resolutions

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

HOUSE BILL NO. 1794—
BY REPRESENTATIVE LEBLANC

AN ACT

To appropriate funds from the State General Fund to the State Employees' Group Benefits Program for the Fiscal Year 2000-2001; and to provide for related matters.

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

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

April 9, 2001

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. 28—

BY REPRESENTATIVES CLARKSON, ALARIO, E. ALEXANDER, R. ALEXANDER, ANSARDI, BAUDOUIN, BAYLOR, BOWLER, BROOME, BRUCE, BRUNEAU, K. CARTER, R. CARTER, CAZAYOUX, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEVILLIER, DEWITT, DIEZ, DOERGE, DONELON, DOWNER, DURAND, ERDEY, FARRAR, FAUCHEUX, FLAVIN, FRITH, FRUGE, FUTRELL, GALLOT, GLOVER, GREEN, GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HOLDEN, HOPKINS, HUDSON, HUNTER, HUTTER, ILES, L. JACKSON, M. JACKSON, JOHNS, KATZ, KENNARD, KENNEY, LAFLEUR, LANCASTER, LANDRIEU, LEBLANC, LUCAS, MARTINY, MCCALLUM, McDONALD, McMANS, MCVEA, MONTGOMERY, MORRELL, MORRISH, MURRAY, NEVERS, ODINET, PERKINS, PIERRE, PINAC, PITRE, POWELL, PRATT, QUEZAIRE, RICHMOND, RIDDLE, ROMERO, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, SNEED, STELLY, STRAIN, SWILLING, THOMPSON, TOOMY, TOWNSEND, TRICHE, TUCKER, WADDELL, WALSWORTH, WELCH,

WINSTON, WOOTON, AND WRIGHT AND SENATORS BAJOEIE, BARHAM, BEAN, BOISSIERE, CAIN, CAMPBELL, CHAISSON, CRAVINS, DARDENNE, DEAN, DUPRE, ELLINGTON, C. FIELDS, W. FIELDS, FONTENOT, GAUTREAUX, HAINKEL, HEITMEIER, HINES, HOLLIS, HOYT, IRONS, JOHNSON, B. JONES, C. JONES, LAMBERT, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, ROMERO, SCHEDLER, SMITH, TARVER, THEUNISSEN, THOMAS, AND ULLO

A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana upon the death of Representative Pinkie Carolyn Wilkerson.

HOUSE CONCURRENT RESOLUTION NO. 31—

BY REPRESENTATIVES R. ALEXANDER AND STRAIN AND SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To declare the week of April 19, 2001, as Reflex Sympathetic Dystrophy (RSD) Syndrome Awareness Week.

HOUSE CONCURRENT RESOLUTION NO. 32—

BY REPRESENTATIVES FAUCHEUX, QUEZAIRE, AND GARY SMITH

A CONCURRENT RESOLUTION

To commend Francis Christopher Donaldson upon his retirement as superintendent of the St. John the Baptist Parish school system, to recognize and record his myriad accomplishments and his remarkable contributions to his parish, and to extend to him the best wishes of the Legislature of Louisiana as he embarks upon new challenges and endeavors.

HOUSE CONCURRENT RESOLUTION NO. 33—

BY REPRESENTATIVE POWELL AND SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To commend the Regional Electrologists Association of Louisiana, as well as electrologists throughout the state of Louisiana, for the services that they provide to Louisiana's citizens and to recognize March of 2002 as Electrology Awareness Month.

HOUSE CONCURRENT RESOLUTION NO. 34—

BY REPRESENTATIVE PIERRE

A CONCURRENT RESOLUTION

To commend and congratulate B.E.M. "Ben" Skerrett III for receiving the National Rivers Hall of Fame's National Achievement Award and for receiving from the Army Corps of Engineers, New Orleans District, the Commander's Award for Civilian Service.

HOUSE CONCURRENT RESOLUTION NO. 38—

BY REPRESENTATIVES KENNARD, ALARIO, E. ALEXANDER, R. ALEXANDER, ANSARDI, BAUDOUIN, BAYLOR, BOWLER, BROOME, BRUCE, BRUNEAU, K. CARTER, R. CARTER, CAZAYOUX, CLARKSON, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEVILLIER, DEWITT, DIEZ, DOERGE, DONELON, DOWNER, DURAND, ERDEY, FARRAR, FAUCHEUX, FLAVIN, FRITH, FRUGE, FUTRELL, GALLOT, GLOVER, GREEN, GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HOLDEN, HOPKINS, HUDSON, HUNTER, HUTTER, ILES, L. JACKSON, M. JACKSON, JOHNS, KATZ, KENNEY, LAFLEUR, LANCASTER, LANDRIEU, LEBLANC, LUCAS, MARTINY, MCCALLUM, McDONALD, McMANS, MCVEA, MONTGOMERY, MORRELL, MORRISH, MURRAY, NEVERS, ODINET, PERKINS, PIERRE, PINAC, PITRE, POWELL, PRATT, QUEZAIRE, RICHMOND, RIDDLE, ROMERO, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, SNEED, STELLY, STRAIN, SWILLING, THOMPSON, TOOMY, TOWNSEND, TRICHE, TUCKER, WADDELL, WALSWORTH, WELCH, WINSTON, WOOTON, AND WRIGHT AND SENATORS BAJOEIE, BARHAM, BEAN, BOISSIERE, CAIN, CAMPBELL, CHAISSON, CRAVINS, DARDENNE, DEAN, DUPRE, ELLINGTON, C. FIELDS, W. FIELDS, FONTENOT, GAUTREAUX, HAINKEL, HEITMEIER, HINES, HOLLIS, HOYT, IRONS, JOHNSON, B. JONES, C. JONES, LAMBERT, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, ROMERO, SCHEDLER, SMITH, TARVER, THEUNISSEN, THOMAS, AND ULLO

A CONCURRENT RESOLUTION

To recognize and commend Reverend James L. Stovall for his public service and his outstanding contributions to his congregations and communities and to many civic and public endeavors.

HOUSE CONCURRENT RESOLUTION NO. 40—

BY REPRESENTATIVE MARTINY AND SENATOR LENTINI

A CONCURRENT RESOLUTION

To commend Miles Bennett Porter IV of Metairie upon achieving the rank of Eagle Scout.

April 9, 2001

HOUSE CONCURRENT RESOLUTION NO. 41—

BY REPRESENTATIVE R. ALEXANDER

A CONCURRENT RESOLUTION

To commend the Honorable Henry F. Nolte, Jr. upon his retirement as mayor of Mount Lebanon.

HOUSE CONCURRENT RESOLUTION NO. 44—

BY REPRESENTATIVES ERDEY, KENNARD, MCMAINS, MCVEA, PERKINS, AND POWELL AND SENATORS FONTENOT AND LAMBERT

A CONCURRENT RESOLUTION

To commend J. Rogers Pope, to recognize and record his myriad accomplishments and his remarkable contributions to education in Louisiana, and to extend to him the best wishes of the Legislature of Louisiana as he embarks upon new challenges and endeavors.

HOUSE CONCURRENT RESOLUTION NO. 45—

BY REPRESENTATIVE E. ALEXANDER AND SENATOR MICHOT

A CONCURRENT RESOLUTION

To designate Tuesday, April 3, 2001, as Tech Sector Day in the state of Louisiana in an effort to identify, promote, and develop the technology sector, which is vital to the economy of the state and to the future of its citizens.

HOUSE CONCURRENT RESOLUTION NO. 49—

BY REPRESENTATIVE LUCAS

A CONCURRENT RESOLUTION

To recognize the last week in April of every year as Minister Appreciation Week, to commend and honor the ministers of Louisiana, and to urge and request the governor to proclaim the last week in April of every year as Minister Appreciation Week.

and asked that the President of the Senate affix his signature to the same.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

The House Concurrent Resolutions contained herein were signed by the President of the Senate.

Leaves of Absence

The following leaves of absence were asked for and granted:

W. Fields 1 Day

Adjournment

Senator Lambert moved that the Senate adjourn until Tuesday, April 10, 2001, at 9:00 o'clock A.M.

The President of the Senate declared the Senate adjourned until 9:00 o'clock A.M. on Tuesday, April 10, 2001.

MICHAEL S. BAER, III
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk