

OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA

ELEVENTH 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

Wednesday, April 18, 2001

The Senate was called to order at 9:00 o'clock A.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	Ellington	Malone
Bajoie	Fontenot	McPherson
Bean	Gautreaux	Mount
Boissiere	Hines	Schedler
Cain	Hollis	Smith
Campbell	Hoyt	Tarver
Dardenne	Irons	Theunissen
Dean	Jones, B	Thomas
Dupre	Lambert	Ullo
Total—27		

ABSENT

Barham	Fields, W	Lentini
Chaisson	Heitmeier	Marionneau
Cravins	Johnson	Michot
Fields, C	Jones, C	Romero
Total—12		

The President of the Senate announced there were 27 Senators present and a quorum.

Prayer

The prayer was offered by Rev. Jesse Bilberry, 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 Lambert, the reading of the Journal was dispensed with and the Journal of yesterday was adopted.

Morning Hour

**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. 8—
BY SENATOR GAUTREAUX

AN ACT

To amend and reenact R.S. 56:109(D)(5), 649.1(A), 649.2, and 649.3 relative to hunting and fishing licenses and fees, to provide that holders of lifetime hunting and fishing licenses shall be exempt from payment of wildlife management area hunting fees; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Original Senate Bill No. 8 by Senator Gautreaux

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and insert in lieu thereof "R.S. 56:649.1(A), relative"

AMENDMENT NO. 2

On page 1, line 3, after "hunting" delete "and fishing"

AMENDMENT NO. 3

On page 1, line 4, after "hunting" delete "and fishing"

AMENDMENT NO. 4

On page 1, line 8, after "Section 1." delete the remainder of the line and insert in lieu thereof "R.S. 56:649.1(A) is hereby"

AMENDMENT NO. 5

On page 1, delete lines 10 through 16 in their entirety

AMENDMENT NO. 6

On page 2, delete lines 1 through 15 in its entirety

AMENDMENT NO. 7

On page 2, delete lines 22 through 27 in their entirety

AMENDMENT NO. 8

On page 3, delete lines 1 through 14 in their entirety

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

SENATE BILL NO. 11—
BY SENATOR THEUNISSEN

AN ACT

To amend and reenact Chapter 35 of Title 17 of the Louisiana Revised Statutes of 1950 by renaming the Chapter, by designating existing provisions R.S. 17:3801 through 3804 as Part I of the Chapter, and by enacting Part II of the Chapter, to be comprised of R.S. 17:3805, relative to constitutional education funds; to provide for approval by the appropriate legislative standing committees of prioritized plans for expenditure of money from the Education Excellence Fund; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 11 by Senator Theunissen

AMENDMENT NO. 1

On page 1, line 8, after "Fund;" insert "to provide for certain revisions;"

AMENDMENT NO. 2

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

"E. (1) A plan which has been approved as provided in this Section may be the basis for the expenditure of any funds received in the coming year from the Education Excellence Fund.

(2) Such a plan may be revised and continue to be the basis for expending funds in the coming year upon a showing, satisfactory to the state Department of Education, that the revision is either technical, as provided in this Paragraph, and does not require further approval as provided in this Paragraph or that the planned expenditures are either no longer possible or will not address the goal originally sought to be achieved. Those revisions which are technical and do not require further approval are those that retain the essential aspects of the original plan approved by the legislature which require only technical or minor revisions that do not result in significant variation from the plan as presented to and approved by the legislature. Such revisions may be accepted by the department as corrections which do not require further legislative approval. Those revisions which significantly vary from the original plan, once approved by the department, shall be submitted for the approval of legislative committees as provided for the original approval in this Section."

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

SENATE BILL NO. 24—
BY SENATOR MCPHERSON
AN ACT

To amend and reenact R.S. 32:141(D), relative to motor vehicles; to require the removal of vehicles from a roadway following an accident under certain conditions; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways, and Public Works. On motion of Senator Bean, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 28—
BY SENATOR LENTINI
AN ACT

To amend and reenact R.S. 48:279(A), relative to highways; to provide for certain requirements for contractors to earn bonus reimbursements; to provide relative to night time construction and maintenance work on limited access highways in certain areas; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways, and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Original Senate Bill No. 28 by Senator Lentini

AMENDMENT NO. 1

On page 2, line 2, after "a.m." insert a period "." and delete the remainder of the line and delete lines 3, 4, and 5 and insert the following:

"On projects where the department has found night work feasible and provides an incentive to construct expeditiously, the contractor must perform night work or provide just cause for failure to perform night work in order to qualify for or earn the incentive to construct expeditiously."

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

SENATE BILL NO. 52—
BY SENATOR THEUNISSEN
AN ACT

To amend and reenact Section 2 of Act No. 1341 and Section 3 of Act No. 1342 both of the 1999 Regular Session of the Legislature, relative to the distribution of certain monies; to provide a formula for the calculation of monies saved as the result of a change in certain requirements; to correct a reference in a provision regarding a change in the calculation of monies saved as the result of a change in certain requirements; and to provide for related matters.

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

SENATE BILL NO. 57—
BY SENATORS HAINKEL AND THEUNISSEN
AN ACT

To amend and reenact R.S. 17:3991(B)(1)(a), relative to required charter school provisions; to provide admission and enrollment requirements regarding at-risk students in the case of a charter school established with the educational mission of meeting the needs of students who are the dependent children of military personnel; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 57 by Senator Hainkel

AMENDMENT NO. 1

On page 2, line 27, change "(4)" to "(1)"

On motion of Senator Theunissen, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and recommitted to the Committee on Finance.

SENATE BILL NO. 73—
BY SENATOR CAIN
AN ACT

To amend and reenact R.S. 32:853(A)(1)(a), relative to motor vehicles; to provide relative to operating records of drivers; to provide for the inclusion of certain accidents on operating records; to provide for the exclusion of certain accidents on operating records; and to provide for related matters.

Reported by substitute by the Committee on Transportation, Highways, and Public Works. The bill was read by title; the committee substitute bill was read.

Regular Session, 2001
SENATE BILL NO. (Substitute for Senate Bill 73 by Senator Cain)
BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 32:853(A)(1)(a), 871(A) and (D), 872(A), (C)(2) and (3), and (D), 874(B), 875, 876, 877, and 879 and to repeal R.S. 32:874(D), relative to motor vehicle accidents; to provide relative to abstracts of operating records; to authorize the submission of certain written reports under certain circumstances; to provide relative to certain damages; to provide relative to liability security; to provide relative to reinstatement of driver's license under certain circumstances; to repeal provisions relative to transmission of certain information for nonresidents; to provide relative to registration of certain motor vehicles following an accident; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:
Section 1. R.S. 32:853(A)(1)(a), 871(A) and (D), 872(A), (C)(2) and (3), and (D), 874(B), 875, 876, 877, and 879 are hereby amended and reenacted to read as follows:

§853. Commissioner to furnish operating records; other information; fees; withdrawal of forms or information

A.(1)(a) The commissioner shall, upon request, furnish any person a certified abstract of the operating record of any person subject to the provisions of this Chapter. ~~The abstract shall also fully designate the motor vehicles, if any, registered in the name of such person.~~ The operating record of an individual driver shall only include those offenses where an individual has pled guilty and been sentenced thereupon, forfeited bond resulting in a final judgment of forfeiture, or been found guilty in a final disposition by a court of competent jurisdiction of violating a law in the operation of a motor vehicle, or civil actions in which an individual has been adjudged at fault, and ~~all accidents~~ any accident in which the driving privileges of the person are suspended for failure to provide liability security or proof of financial security. "Final disposition" shall be defined in this Section as a final conviction, not capable of appeal or review, and not subject to dismissal.

* * *

§871. Report required following accident; availability

A. The operator of every motor vehicle which is in any manner involved in an accident within this state, in which any person is killed or injured or in which damage to the property of any one person, including himself, in excess of five hundred dollars is sustained, ~~shall within ten days after such accident report the matter in writing to the commissioner~~ may report, in writing, to the commissioner a claim for property damages and damages for physical injury sustained as a result of such accident. Such report, the form of which shall be prescribed by the commissioner, shall declare in writing that the motor vehicle is covered by security as required by this Chapter, including the name of the insurance company, policy number, effective dates of the policy, and the amount of said security, listing the liability limits as well as bodily injury and property damage limits if also maintained, and such other information as the commissioner may require to enable him to determine whether the requirements for the deposit of security under R.S. 32:872 are applicable by reason of the existence of insurance or other exceptions specified in this Chapter. The commissioner may rely upon the accuracy of the information unless and until he has reason to believe that the information is erroneous. If such operator is physically incapable of making such report, the owner of the motor vehicle involved in such accident, ~~shall, within ten days after learning of the accident, may~~ make such report. The operator or the owner shall furnish such additional relevant information as the commissioner shall require.

* * *

D. In the event that the damage described in Subsection A of this Section is to property owned by the state, then the report ~~required~~ authorized by Subsection A of this Section shall be submitted if the amount of damage exceeds fifty dollars.

§872. Security and proof of financial responsibility required unless evidence of insurance; when security determined; suspension; exception

A. If, twenty days after the receipt of a report of a motor vehicle accident within this state which has resulted in bodily injury or death, or damage to property of any one person in excess of ~~two~~ five hundred dollars, or if the damage is to property owned by the state of Louisiana in an amount in excess of fifty dollars, the secretary does not have on file evidence satisfactory to him that the person who would otherwise be required to file security and give proof of financial responsibility under Subsection B of this Section has been released from liability, or has been finally adjudicated not to be liable, or has executed a duly acknowledged written agreement providing for the payment of an agreed amount in installments with respect to all claims for injuries or damages resulting from the accident, the secretary shall determine the amount of security which shall be sufficient in his judgment to satisfy any judgment or judgments for damages resulting from such accidents as may be recovered against each operator or owner.

* * *

C. This Section shall not apply under the conditions stated in R.S. 32:873, nor:

* * *

(2) To such operator, if not the owner of such motor vehicle, if there was in effect at the time of such accident an automobile liability policy ~~or bond~~ with respect to his operation of motor vehicles not owned by him.

(3) To such operator or owner if the liability of such operator or owner for damages resulting from such accident is, in the judgment of the commissioner, covered by any other form of liability insurance policy ~~or bond~~.

* * *

D.(1) No such policy ~~or bond~~ shall be effective under this Section unless issued by an insurance company ~~or surety company~~ authorized to do business in the state of Louisiana, except that if such motor vehicle was not registered in this state or was a motor vehicle which was registered elsewhere than in this state at the effective date of the policy ~~or bond~~, or the most recent renewal thereof, such policy ~~or bond~~ shall not be effective under this Section unless the insurance company, ~~or surety company~~ if not authorized to do business in this state, shall execute a power of attorney authorizing the commissioner to accept service on its behalf of notice of process in any action upon such policy ~~or bond~~ arising out of such accident;

(2) Provided, however, every such policy ~~or bond~~ is subject, if the accident has resulted in bodily injury or death, to a limit, exclusive of interest and costs, of not less than ten thousand dollars because of bodily injury to or death of one person in any one accident and, subject to the limit for one person, to a limit of not less than twenty thousand dollars because of bodily injury to or death of two or more persons in any one accident and, if the accident has resulted in injury to or destruction of property, to a limit of not less than ten thousand dollars because of injury to or destruction of property of others in any one accident.

* * *

§874. Duration of suspension, revocation, or withdrawal; reinstatement fees

* * *

B.(1)(a) Any person whose license has been suspended, revoked, or withdrawn under any provision of this Chapter shall, after complying with the requirements of this Chapter, be required to pay a reinstatement fee or to show proof, in the instance in which the loss of license was predicated on failure to file the necessary reports that adequate insurance coverage existed, that in fact such coverage did timely exist, before such license may be ~~returned~~ reinstated and the license shall remain withdrawn and shall not be renewed, nor shall any such license be issued to such person, until payment of this reinstatement fee has been made or the proof shown. Upon receipt of said fee or proof, such license shall be ~~returned within ten days~~ reinstated provided all other requirements have been met.

(b) For a first offense there shall be a reinstatement fee of twenty-five dollars, for a second offense there shall be a reinstatement fee of one hundred dollars, and for any subsequent offense there shall be a reinstatement fee of two hundred dollars, provided the offenses occurred within a five-year period. The first offense occurring after five years from the prior first offense shall be deemed to be a first offense. The reinstatement fee contained herein shall be in addition to other appropriate registration fees allowed by law and reinstatement shall depend upon proof of compliance with the compulsory liability law.

(2) Proof of coverage in this Section shall include an original or photocopy of a Louisiana auto insurance identification card showing that the required security is in effect on the vehicle and has been continuous without lapse or an original or photocopy of any written communication from an insurer either to the insured or to the secretary stating that the required security is in effect on the vehicle and has been continuous without lapse. The original or photocopy of either the insurance card or the written communication specified above shall constitute sufficient proof of coverage in this Section and, upon receipt of any of these documents, the license shall be ~~returned within ten days~~ reinstated provided all other requirements have been met. No reinstatement fee shall be charged when proof of coverage is provided, and any reinstatement fee which has been paid shall be refunded ~~at the same time that the license is returned.~~

* * *

§875. Application to non-residents, ~~undicensed drivers, unregistered motor vehicles and accidents in other states~~

to unlicensed drivers and unregistered motor vehicles

A. In case the operator or the owner of a motor vehicle involved in an accident within this state has no license or registration, or is a nonresident, he shall not be allowed a license or registration until he has complied with the requirements of this Chapter to the same extent that would be necessary if, at the time of the accident, he had held a license and registration.

B. When a non-resident's operating privilege is suspended pursuant to R.S. 32:872 or 32:874, the commissioner shall transmit a certified copy of the record of such action to the official in charge of the issuance of licenses and registration certificates in the state in which such non-resident resides, if the law of such other state provides for action in relation thereto similar to that provided for in Subsection C of this Section.

C. Upon receipt of such certification that the operating privilege of a resident of this state has been suspended or revoked in any such other state pursuant to a law providing for its suspension or revocation for failure to deposit security for the payment of judgments arising out of a motor vehicle accident, under circumstances which would require the commissioner to suspend a non-resident's operating privilege had the accident occurred in this state, the commissioner shall suspend the license of such resident if he was the operator, and all of his registrations if he was the owner of a motor vehicle involved in such accident. Such suspension shall continue until such resident furnishes evidence of his compliance with the law of such other state relating to the deposit of such security.

§876. Form and amount of security

A. The security required under this Part shall be in such form and in such amount as the commissioner may require but in no case in excess of the limits specified in R.S. 32:872 in reference to the acceptable limits of a policy or bond. The person depositing security shall specify in writing the person or persons on whose behalf the deposit is made, and at any time while such deposit is in the custody of the commissioner or state treasurer, the person depositing it may in writing amend the specification of the person or persons on whose behalf the deposit is made to include an additional person or persons; provided, however, that any single deposit of security shall be applicable only on behalf of persons required to furnish security because of the same accident.

B. The commissioner may reduce the amount of security ordered in any case if, in his judgment, the amount ordered is excessive. In case the security originally ordered has been deposited, the excess deposited over the reduced amount ordered shall be returned to the depositor or his personal representative forthwith, notwithstanding the provisions of R.S. 32:877.

§877. Custody, distribution and return of security

Cash security deposited in compliance with the requirements of this Part shall be deposited by the commissioner in an escrow account of the Department of Public Safety and Corrections. Surety bonds issued by a surety company duly authorized to transact business in the state and negotiable securities (subject to R.S. 32:876) shall be held by the commissioner. Such deposits shall be applicable to the payment of a judgment or judgments rendered against the person or persons on whose behalf the deposit was made, for damages arising out of the accident in question in an action at law, begun not later than one year after the date of such accident, or within one year after the date of deposit of any security under Paragraph (3) of R.S. 32:874(A)(3). Deposits of security in cash or negotiable securities shall be applicable also to the payment in settlement, agreed to by the depositor, of a claim or claims arising out of such accident. Such deposit of cash or negotiable securities or any balance thereof shall be returned to the depositor or his personal representative and any surety bond shall be cancelled and returned, when evidence satisfactory to the commissioner has been filed with him that there has been a full release from liability, or a final adjudication of nonliability, or a duly acknowledged agreement in accordance with Paragraph (6) of R.S. 32:873(6), or whenever, after the expiration of one year (1) from the date of the accident, or (2) from the date of deposit of any security under paragraph (3) of R.S. 32:874(A)(3), the commissioner shall be given reasonable evidence that

there is no such action pending and no judgment rendered in such action left unpaid.

* * *

§879. Registration after suspension of inoperable vehicle

A. Any owner of a vehicle that is no longer in use or operable due to damage sustained in an accident and the registration for which has been suspended, revoked, or withdrawn under any provision of this Chapter because of the accident, after complying with the requirements of this Chapter, shall be allowed to apply to register another vehicle when he furnishes to the commissioner one of the following:

(1) A copy of any sale, transfer, or assignment of the vehicle that is no longer in use or operable.

(2) The registration plate and registration certificate for the vehicle that is no longer in use or operable.

B. In the event the owner has no copy of the sale, transfer, or assignment or a registration plate and registration certificate for the vehicle, the owner may furnish the commissioner an affidavit stating that a written statement indicating the vehicle with the suspended registration is no longer in use or operable due to damage sustained in the accident. The affidavit shall be in the form required by the commissioner.

Section 2. R.S. 32:874(D) is hereby repealed in its entirety.

On motion of Senator Bean, the committee substitute bill was adopted and becomes Senate Bill No. 1012 by Senator Cain, substitute for Senate Bill No. 73 by Senator Cain.

SENATE BILL NO. 1012 (Substitute for Senate Bill 73 by Senator Cain)—

BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 32:853(A)(1)(a), 871(A) and (D), 872(A), (C)(2) and (3), and (D), 874(B), 875, 876, 877, and 879 and to repeal R.S. 32:874(D), relative to motor vehicle accidents; to provide relative to abstracts of operating records; to authorize the submission of certain written reports under certain circumstances; to provide relative to certain damages; to provide relative to liability security; to provide relative to reinstatement of driver's license under certain circumstances; to repeal provisions relative to transmission of certain information for nonresidents; to provide relative to registration of certain motor vehicles following an accident; and to provide for related matters.

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

SENATE BILL NO. 112—

BY SENATOR ROMERO

AN ACT

To amend and reenact R.S. 36:806, relative to the office of conservation; to provide for certain responsibilities of the assistant secretary of the office of conservation; to provide for effective date; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Original Senate Bill No. 112 by Senator Romero

AMENDMENT NO. 1

On page 1, line 3 change "assistant secretary of the" to "commissioner"

AMENDMENT NO. 2

On page 1, line 4, delete "office"

AMENDMENT NO. 3

On page 1, line 16, after "of the" change "assistant secretary of the office" to "commissioner" and after "conservation. The" change "assistant" to "commissioner"

AMENDMENT NO. 4

On page 2, at the beginning of line 1, delete "secretary"

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

SENATE BILL NO. 115—

BY SENATOR THEUNISSEN AND REPRESENTATIVE CRANE
AN ACT

To enact R.S. 17:416.15, relative to school crisis management and response; to require a crisis management and response plan in each public school; to provide definitions; to provide for approval by a city, parish, or other local public school board; to provide for annual review of plans; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 115 by Senator Theunissen

AMENDMENT NO. 1

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

"(4) The plan may include provision for encouraging peer helper programs and identifying students who may have experienced rejection or other traumatic life events."

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

SENATE BILL NO. 118—

BY SENATOR THEUNISSEN AND REPRESENTATIVE CRANE
AN ACT

To enact R.S. 17:112, relative to student records; to provide relative to the transfer of student records to certain educational facilities; to require the inclusion of certain information on expulsion of students; to prohibit the withholding of such records; to authorize the inspection of such records by students and parents; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 118 by Senator Theunissen

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 17:112" insert "and to repeal R.S. 17:8(A)(1)(b)"

AMENDMENT NO. 2

On page 1, line 6, after "parents;" insert "to remove authority for public schools to withhold student grades under certain circumstances;"

AMENDMENT NO. 3

On page 2, line 2, after "ten" insert "working"

AMENDMENT NO. 4

On page 2, between lines 12 and 13, insert as follows:

"Section 2. R.S. 17:8(A)(1)(b) is hereby repealed."

AMENDMENT NO. 5

On page 2, line 13, change "Section 2." to "Section 3."

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

SENATE BILL NO. 141—

BY SENATOR MCPHERSON

A JOINT RESOLUTION

Proposing to amend Article X, Section 20 of the Constitution of Louisiana, relative to municipal fire and police civil service; to remove certain prohibitions against political activity by members of the municipal fire and police civil service; to authorize political activities by members of municipal fire and police civil service; to prohibit solicitation of contributions for political purposes from any member of the municipal fire and police civil service; to prohibit the punishment or coercion of any member in the classified service of the municipal fire and police civil service to influence his vote or other political activity; to prescribe penalties for violations; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

SENATE BILL NO. 143—

BY SENATOR MCPHERSON

AN ACT

To amend and reenact the introductory paragraph of R.S. 48:381.2(C), relative to telecommunication installations in state rights of way; to remove the requirement that industry members be involved in the promulgation of rules; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways, and Public Works. On motion of Senator Bean, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 146—

BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 56:497(A)(2), relative to saltwater shrimp seasons; to extend the trial brown shrimp season in Zone 2 through the 2002 season; and to provide for related matters.

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

SENATE BILL NO. 147—

BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 56:495.1(C); relative to trawling vessels; to provide that a trawling vessel may not pull more than two trawls in outside waters; and to provide for related matters.

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

SENATE BILL NO. 191—

BY SENATOR MICHOT

AN ACT

To enact R.S. 47:463.4(B)(5), relative to special license plates; to provide for the issuance of duplicate hang tags for a mobility impaired person under certain conditions; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways, and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Original Senate Bill No. 191 by Senator Michot

AMENDMENT NO. 1

On page 1, line 3, change "duplicate hang tags" to "an additional hang tag"

AMENDMENT NO. 2

On page 1, line 13, change "Duplicate hang tags" to "An additional hang tag"

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

SENATE BILL NO. 196—

BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 14:40.2(A), (B)(1)(a), and (C)(1), relative to crimes; to redefine the crime of stalking; to increase the penalty for such crime; to prohibit suspension of penalty for such crime except under certain circumstances; to provide relative to definitions; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Original Senate Bill No. 196 by Senator Ullo

AMENDMENT NO. 1

On page 1, line 13, after "injury" delete the remainder of the line and delete lines 13 through 15, and insert in lieu thereof the following:

"that would cause a reasonable person to feel alarmed or to suffer emotional distress. Stalking shall include, but not be limited to, the uninvited presence at another person's home, workplace, school, or any place which would cause a reasonable person to be alarmed, or to suffer emotional distress as a result of verbal or behaviorally implied threats of death, bodily injury, sexual assault, kidnaping, or any other statutory criminal act to himself or any member of his family or any person with whom he is acquainted."

AMENDMENT NO. 2

On page 2, delete lines 1 through 3

AMENDMENT NO. 3

On page 2, line 9, after the period "." add "Notwithstanding any other sentencing provisions, any person convicted of stalking shall undergo a psychiatric evaluation."

AMENDMENT NO. 4

On page 2, at the end of line 11, change the comma "," to "and"

AMENDMENT NO. 5

On page 2, line 12, after "approved" delete the remainder of the line, delete line 13, and add in lieu thereof "counseling which could include, but shall not be limited to, anger management, abusive behavior intervention groups, or any other type of counseling deemed appropriate by the courts."

AMENDMENT NO. 6

On page 2, delete lines 17 through 27, and add in lieu thereof the following:

"C. For the purposes of this Section, the following words shall have the following meanings:

(1) "Harassing" means engaging in a knowing and willful pattern of conduct directed at a specific person which seriously alarms, annoys, or distresses the person, and which serves no legitimate purpose. ~~The conduct must be such as would cause a reasonable person to suffer substantial emotional distress and must actually cause substantial emotional distress to the person~~ the repeated pattern of verbal communications or non-verbal behavior without invitation which includes, but is not limited to, making telephone calls, transmitting electronic mail, sending messages via a third party, sending letters or pictures.

AMENDMENT NO. 7

On page 3, delete lines 1 through 5

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

SENATE BILL NO. 248—

BY SENATOR DUPRE AND REPRESENTATIVE DOWNER

AN ACT

To amend and reenact R.S. 33:132(B)(2) and to enact R.S. 33:132(E) and 135.2, relative to the regional planning commission; to create the Houma-Terrebonne Regional Planning Commission; to provide relative to membership of the commission, including provisions for selection, term, and compensation; to provide relative to the zoning authority of the commission; and to provide for related matters.

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

SENATE BILL NO. 250—

BY SENATOR DUPRE AND REPRESENTATIVE DOWNER

AN ACT

To amend and reenact R.S. 40:392 and to enact R.S. 40:531(D), relative to municipal and parish housing authorities; to abolish the Houma Housing Authority and to create the Houma-Terrebonne Housing Authority as its successor; to provide relative to the governing authority of the Houma-Terrebonne Housing Authority; to provide for the transfer of property, obligations, and employees; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 250 by Senator Dupre

AMENDMENT NO. 1

On page 2, line 25, change "seven" to "five"

AMENDMENT NO. 2

On page 2, line 26, change "two tenants of" to "one tenant from"

AMENDMENT NO. 3

On page 2, line 27, after "authority" insert a period "." and delete the remainder of the line

AMENDMENT NO. 4

On page 3, delete line 1, and insert "The tenant"

AMENDMENT NO. 5

On page 3, line 2, change "commissioners" to "commissioner"

AMENDMENT NO. 6

On page 3, line 7, change "five" to "four"

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

SENATE BILL NO. 253—
BY SENATOR DUPRE

AN ACT

To enact R.S. 33:131.1, relative to certain regional planning commissions; to clarify the applicability of regional planning commission laws in certain cases; and to provide for related matters.

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

SENATE BILL NO. 267—
BY SENATOR B. JONES AND REPRESENTATIVE GALLOT

AN ACT

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

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

SENATE BILL NO. 269—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 56:497(A)(2), relative to the saltwater shrimp seasons; to provide for spring brown shrimp trial seasons in certain inshore waters; to require a review by the commission at the close of the trial seasons; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Original Senate Bill No. 269 by Senator Dupre

AMENDMENT NO. 1
On page 1, line 3, after "shrimp" delete "trial"

AMENDMENT NO. 2
On page 1, line 4, after "inshore waters;" delete the entire line

AMENDMENT NO. 3
On page 1, line 5, delete "the trial seasons;"

AMENDMENT NO. 4
On page 2, line 3, after "The" delete "2002"

AMENDMENT NO. 5
On page 2, line 4, at the beginning of the line delete "and 2003"

AMENDMENT NO. 6
On page 2, line 4, after "shall be" delete "trial"

AMENDMENT NO. 7
On page 2, line 5, delete "seasons to be"

AMENDMENT NO. 8
On page 2, line 6, after "May" delete the remainder of the line, delete lines 7 and 8 in their entirety and insert the following "after considering the department's projection as to when fifty percent of the brown shrimp crop will be one hundred per pound or greater. The

commission, through the secretary, shall close the season based on biological and technical data."

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

SENATE BILL NO. 280—
BY SENATOR DARDENNE

AN ACT

To enact R.S. 17:1224(E); relative to the review of certain health and welfare trust funds; to provide for legislative oversight and legislative auditor's review; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 280 by Senator Dardenne

AMENDMENT NO. 1
On page 1, line 2, before "relative" change the semicolon to a comma

AMENDMENT NO. 2
On page 1, line 6, before "enacted" insert "hereby"

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

SENATE BILL NO. 324—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 49:170.3, relative to natural resources; to provide for the preservation of the cajun and creole culture; to provide for a policy of management of natural resources; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Original Senate Bill No. 324 by Senator Dupre

AMENDMENT NO. 1
On page 2, line 1, after "maximum" insert "participation and"

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

SENATE BILL NO. 334—
BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 32:407(A)(2)(a) and (b), relative to driver's licenses; to provide for minimum requirements for learner's licenses; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways, and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Original Senate Bill No. 334 by Senator Cravins

AMENDMENT NO. 1

April 18, 2001

On page 2, line 23, change "learner" to "intermediate"

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

SENATE BILL NO. 349—
BY SENATOR CHAISSON

AN ACT

To amend and reenact Code of Criminal Procedure Art. 814(A)(7.2) and (7.3), relative to verdicts; to provide relative to responsive verdicts; to add negligent injuring as a responsive verdict to vehicular negligent injuring; to add negligent injuring as a responsive verdict to first degree vehicular negligent injuring; and to provide for related matters.

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

SENATE BILL NO. 439—
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 17:1806(A)(1) and (3), and (D), and 3121.1(A) and (B), and to repeal R.S. 17:1806(E), relative to postsecondary education boards; to provide for the terms of office of student members to the Board of Regents and to postsecondary education management boards; and to provide for related matters.

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

SENATE BILL NO. 645—
BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 33:5062(B), relative to maintenance of private property in certain municipalities; to reduce the waiting period authorized for property owners to clean up property which is overgrown and unhealthful; and to provide for related matters.

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

SENATE BILL NO. 647—
BY SENATOR DUPRE

AN ACT

To enact R.S. 40:1496(H), relative to the Bayou Blue Fire Protection District; to provide for the membership of the board of commissioners of the district if the governing authorities of Terrebonne Parish and Lafourche Parish provide for extending the district into Lafourche Parish; to provide for terms of office of board members; to provide for the board chairman; and to provide for related matters.

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

SENATE BILL NO. 676—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 48:217(A), relative to roads and highways; to provide for the acquisition of rights-of-way on certain highway projects; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways, and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Original Senate Bill No. 676 by Senator McPherson

AMENDMENT NO. 1

On page 2, line 10, change "shall" to "may"

AMENDMENT NO. 2

On page 2, line 12, change "shall" to "may"

AMENDMENT NO. 3

On page 2, at the end of line 14, insert:

"However, no property shall be acquired under the provisions of this Paragraph until the director of real estate has determined that sufficient funds are available."

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

SENATE BILL NO. 688—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 9:1589(B), relative to public administrators; to eliminate the obligation of the state to pay the compensation to public administrators of certain parishes; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Original Senate Bill No. 688 by Senator Heitmeier

AMENDMENT NO. 1

On page 1, line 4, after "parishes;" insert "to eliminate the authority of such administrators to employ clerks; to eliminate the allocation of funds for operational expenses of the office;"

AMENDMENT NO. 2

On page 2, line 3, after "**incurred.**" change "In such parishes the public" to "**In such parishes the public**"

AMENDMENT NO. 3

On page 2, delete lines 4 through 14, and insert the following:
"administrator is authorized to employ two clerks. In those parishes the public administrator shall be allowed six thousand nine hundred dollars per year for the operational expenses of his office. The salaries and office expenses shall be payable from the state general fund on warrant of the public administrator. Whenever employees in the classified or unclassified state service are granted a cost-of-living increase and funds therefor are appropriated, the public administrator and his clerks shall automatically be granted the same cost-of-living increase, and the public administrator is hereby authorized to receive on his warrant from the state general fund an amount equal to such cost-of-living increase in addition to the salaries payable as hereinabove provided."

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

SENATE BILL NO. 733—
BY SENATORS B. JONES, CAMPBELL, CHAISSON, AND HINES
AN ACT

To amend and reenact R.S. 40:1509, relative to fire protection districts; to continue the authority for certain membership on the board of fire protection districts within certain parishes; and to provide for related matters.

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

SENATE BILL NO. 742—
BY SENATOR BARHAM

AN ACT

To amend and reenact R.S. 40:1502.14, relative to fire protection districts; to continue exemption from having proof of a current service charge receipt; to obtain reduced insurance premium rate in certain fire protection districts; and to provide for related matters.

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

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 with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Original Senate Bill No. 743 by Senator Michot

AMENDMENT NO. 1

On page 1, line 2, after "46:236.5(C)" insert "the introductory paragraph and (1), (4) and (5)"

AMENDMENT NO. 2

On page 1, line 4, after "matters" and before ";" insert "brought by the Department of Social Services"

AMENDMENT NO. 3

On page 1, line 7, after "46:236.5(C)" insert "the introductory paragraph and (1), (4) and (5)"

AMENDMENT NO. 4

On page 1, line 14, after "matters" insert "in districts courts" and change "shall" to "may"

AMENDMENT NO. 5

On page 3, line 16, after "notice." change "This" to ""This"

AMENDMENT NO. 6

On page 3, line 17, delete "(10) days of" and insert "the delays established by local court rules after"

AMENDMENT NO. 7

On page 3, at the end of line 20, change "court." to "court.""

AMENDMENT NO. 8

On page 3, between lines 20 and 21 insert "* * *

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

SENATE BILL NO. 776—

BY SENATORS B. JONES AND DARDENNE AND REPRESENTATIVE STELLY

AN ACT

To enact R.S. 17:24.10 and to repeal R.S. 17:24.7, relative to early childhood education; to provide for eligibility for such classes; to provide for the establishment of such classes; to provide the mandatory standards for such classes; to provide for the eligibility of students to attend such classes; to provide for the staffing, materials, facilities, and other resources required for such classes; to provide for the funding of such classes; to provide for the duties of participating schools systems; to provide for the duties of the state Department of Education; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 776 by Senator B. Jones

AMENDMENT NO. 1

On page 1, delete line 16 and on page 2, line 1, delete "school year thereafter, the" and insert "A. The"

AMENDMENT NO. 2

On page 2, line 16, after "program" insert "as documented by a completed application for such meals whether or not such meals are sought"

AMENDMENT NO. 3

On page 4, delete lines 26 and 27 and insert:

"(7) Space and facilities that meet the same requirements as those required to be licensed as a Class A day care."

AMENDMENT NO. 4

On page 5, line 22, after "family" insert ", including such services as adult literacy services"

AMENDMENT NO. 5

On page 6, between lines 8 and 9, insert the following:

"(5) Maintain in each year of participation pursuant to this Section, the same total level of funding from any source for programs or classes of early childhood education or child care provided in the year prior to such participation."

AMENDMENT NO. 6

On page 9, line 14, after "money" insert "from any state funds"

AMENDMENT NO. 7

On page 9, line 16, delete "for the" and on line 17, delete "first six months of the year"

AMENDMENT NO. 8

On page 10, line 7, change "Each" to "To the degree that money is available for such purposes, each"

AMENDMENT NO. 9

On page 10, line 20 after "fund" delete the remainder of the line and on line 21, delete "number of regional coordinators required for"

AMENDMENT NO. 10

On page 11, between lines 2 and 3, insert the following:

"(b)(i) The department shall calculate the approximate percentage of the total of number of children in the state who will be eligible to enter public school kindergarten pursuant to R.S. 17:151.3 in the following year, who will be eligible to receive free or reduced price meals pursuant to the federal child nutrition program, who are not likely

to be enrolled in an early childhood education class, based on the level of the enrollment in such classes in the previous school year, and that can be enrolled in ECD classes as provided in this Section with the money available for such purpose.

(ii) An amount of the total money available shall be set aside to provide ECD classes for the same percentage as that calculated pursuant to Subsubparagraph (i) of this Subparagraph of the total of number of children in each State Board of Elementary and Secondary Education election districts who will be eligible to enter public school kindergarten pursuant to R.S. 17:151.3 in the following year, who will be eligible to receive free or reduced price meals pursuant to the federal child nutrition program, and who are not likely to be enrolled in an early childhood education class, based on the level of the enrollment in such classes in the previous school year."

AMENDMENT NO. 11

On page 11, line 3, change "(b)" to (iii)"

AMENDMENT NO. 12

On page 11, line 7, after "application" delete the remainder of the line and delete lines 8 through 10 and on line 11, delete "districts"

AMENDMENT NO. 13

On page 11, line 12, delete "evenly across board election districts"

AMENDMENT NO. 14

On page 11, between lines 13 and 14, insert the following:

"(iv) In the case that any single applicant is located in more than one State Board of Elementary and Secondary Education election district, that applicant shall be assigned to the election district in which it predominates.

(v) Should any single applicant have a sufficient number of children who will be eligible to enter public school kindergarten pursuant to R.S. 17:151.3 in the following year, who will be eligible to receive free or reduced price meals pursuant to the federal child nutrition program, and who, based on the level of the enrollment in early childhood classes in the previous school year, are not likely to be enrolled in such classes such that providing funding for such children to be enrolled in ECD classes equal to the percentage calculated pursuant to Subsubparagraph (i) of this Subparagraph would consume more than the amount of funding set aside for that election district, then the applicant shall divide into the maximum number of groups provided for and in the manner provided by Subsection F of this Section. Each such group shall be considered a different applicant from the same election district.

(6) In the case that money set aside for use in any election district remains unallocated after the qualification of applicants, the state Department of Education shall redistribute such money among remaining districts which have outstanding, but unfulfilled applications on a basis which shall be provided by rule which assures complete and adequate funding of each funded applicant."

AMENDMENT NO. 15

On page 11, after line 22, insert the following:

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

On motion of Senator Theunissen, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and recommitted to the Committee on Finance.

SENATE BILL NO. 784—

BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 32:300(A), relative to alcoholic beverages; to prohibit passengers in motor vehicles from possessing open alcoholic beverage containers; to prohibit such persons from consuming alcoholic beverages; to provide a penalty for violation of the prohibitions; and to provide for related matters.

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

SENATE BILL NO. 810—

BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 32:1735, relative to motor vehicles and traffic regulation; to provide for the Louisiana Towing and Storage Act; to provide for selection of towing companies; to require law enforcement agencies to create a list of authorized tow companies; to require law enforcement agencies to rotate the list of available tow companies; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways, and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Original Senate Bill No. 810 by Senator Cravins

AMENDMENT NO. 1

On page 1, line 4, change "require" to "authorize"

AMENDMENT NO. 2

On page 2, line 2, after "**company**" delete the remainder of the line and delete line 3, and insert: "on the approved law enforcement rotation list **shall be called by the law enforcement officer to tow the vehicle.**"

AMENDMENT NO. 3

On page 2, line 5, change "**agency**" to "**officer**"

AMENDMENT NO. 4

On page 2, line 8, change "may select a **different**" to "**may shall** select **a the next available**"

AMENDMENT NO. 5

On page 10, line 10, change "shall" to "may"

AMENDMENT NO. 6

On page 2, line 12, after "1716." insert:

"However, prior to a tow truck company's participation on a law enforcement agency's rotation list, the tow truck company shall comply with the provisions of R.S. 45:164 and 180.1."

AMENDMENT NO. 7

On page 2, line 12, change "authorized" to "selected"

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

SENATE BILL NO. 881—

BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 14:32.1(A), 39.1(A), 39.2(A), and 98(A)(1)(c) and (2) and to enact R.S. 14:98(A)(1)(d), (e), and (f), relative to offenses affecting the public safety; to provide relative to the offense of operating a vehicle while intoxicated; to provide

relative to the offense of vehicular homicide; to provide relative to the offense of vehicular injuring; to provide relative to the offense of first degree vehicular injuring; to add the presence of a combination of alcohol and certain controlled dangerous substances to the determination of such offenses; to add the presence of any drug or combination of drugs obtainable without a prescription to the determination of such offenses; to add the presence of certain controlled dangerous substances when used unlawfully to the determination of the offense of driving while intoxicated; to provide that the legal entitlement to use alcohol, drugs or a combination of both is not a defense against charges of such offenses; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Original Senate Bill No. 881 by Senator Chaisson

AMENDMENT NO. 1

On page 1, line 3, after "R.S.", change "14:98(A)(1)(d), (e), and (f)" to "14:98(A)(1)(d) and (e)"

AMENDMENT NO. 2

On page 1, line 11, after the semicolon ";", delete the remainder of the line

AMENDMENT NO. 3

On page 1, delete lines 12 and 13

AMENDMENT NO. 4

On page 1, at the beginning of line 14, delete "intoxicated;"

AMENDMENT NO. 5

On page 2, line 3, after "R.S." change "14:98(A)(1)(d), (e), and (f)" to "14:98(A)(1)(d) and (e)"

AMENDMENT NO. 6

On page 3, line 27, after "or" add "not"

AMENDMENT NO. 7

On page 4, line 22, after "the" change "combine" to "combined"

AMENDMENT NO. 8

On page 5, delete lines 17 through 20

AMENDMENT NO. 9

On page 5, at the beginning of line 22, change "(e)" to "(d)"

AMENDMENT NO. 10

On page 5, at the beginning of line 27, change "(f)" to "(e)"

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

SENATE BILL NO. 942—

BY SENATOR C. FIELDS

AN ACT

To enact R.S. 33:2494.1, relative to certain municipal fire and police civil service systems; to provide for election of a chief of police in certain systems; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 942 by Senator C. Fields

AMENDMENT NO. 1

On page 1, line 4, after "systems;" insert "to specify a date for the first election of the chief of police;"

AMENDMENT NO. 2

On page 1, line 14, after "municipality." insert "The first election for the chief of police shall be held at the statewide election to be held on November 5, 2002."

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

SENATE BILL NO. 950—

BY SENATOR ROMERO

AN ACT

To amend and reenact R.S. 56:302.1(C)(2)(a), relative to fishing licenses; to provide for a reduction in fees for certain non-resident licenses; and to provide for related matters.

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

SENATE BILL NO. 965—

BY SENATOR HOYT AND REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 36:358(C) and 508.3(A) and Chapters 13-A and 13-B of Title 38 of the Louisiana Revised Statutes of 1950, comprised of R.S. 38:3091 through 3096.2, and R.S. 38:3098 through 3098.7, respectively, and to enact R.S. 36:4(V), all relative to ground water resources in the state of Louisiana; to transfer responsibility for management of the state's ground water to the office of conservation, Department of Natural Resources; to create the Ground Water Management Commission in the office of the governor; to create the Ground Water Management Advisory Task Force; to provide for the powers, duties, functions, and responsibilities of each of these entities as they relate to ground water management; to provide for adoption of rules and regulations for the determination of critical ground water areas and possible limitation of access to ground water sources and response to emergency situations; to require the development of a statewide comprehensive ground water management system; and to provide for related matters.

Reported with amendments by the Committee on Environmental Quality.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Environmental Quality to Original Senate Bill No. 965 by Senator Hoyt

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line, and delete lines 3 and 4, and on line 5, delete "respectively," and insert "R.S. 38:3091, 3092, 3094, 3095, 3096, 3098.5 and 3098.6,"

AMENDMENT NO. 2

On page 1, line 5, after "(V)" insert "and R.S. 38:3097.1 and 3097.2"

AMENDMENT NO. 3

On page 1, line 6, after "Louisiana;" delete the remainder of the line, and delete line 7, and on line 8, delete "Department of Natural Resources;"

AMENDMENT NO. 4

On page 1, at the end of line 15, after "of a" add "plan for implementation of a"

AMENDMENT NO. 5

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On page 2, line 3, after "enacted" delete the remainder of the line, and delete line 4, and insert "to read as follows:"

AMENDMENT NO. 6

On page 2, delete lines 13 through 27, and on page 3, delete lines 1 through 16

AMENDMENT NO. 7

On page 3, line 17, after "Section 2." delete the remainder of the line, and delete lines 18, 19 and 20 and insert the following:

"R.S. 38:3091, 3092, 3094, 3095, 3096, 3098.5 and 3098.6 are hereby amended and reenacted to read as follows:"

AMENDMENT NO. 8

On page 4, line 5, after "state." insert "It is the purpose of this Chapter to provide for the efficient administration, and gathering of data concerning ground water resources of the state of Louisiana."

AMENDMENT NO. 9

On page 4, line 27, after "(6)" delete the remainder of the line, and on page 5, delete line 1, and insert "'Director' means the director of the Department of Public Works of the"

AMENDMENT NO. 10

On page 5, delete 12 through 16

AMENDMENT NO. 11

On page 5, line 17, change "commissioner" to "director", and on line 18, change "commissioner" to "director"

AMENDMENT NO. 12

On page 5, line 20, change "require" to "provide for" and after "all" delete "existing"

AMENDMENT NO. 13

On page 5, line 24, change "commissioner" to "director"

AMENDMENT NO. 14

On page 5, line 25, after "require." insert the following:

"For any well not registered prior to July 1, 2001, this information shall be collected at a time when the information is needed to determine a critical ground water area or to determine the impact of drilling a proposed new well. Any well drilled after July 1, 2001 shall be registered with the director."

AMENDMENT NO. 15

On page 5, delete lines 26 and 27 in their entirety and insert in lieu thereof the following:

"After July 1, 2001, for any water well which is drilled for purposes other than domestic use and which is not a replacement well, the owner shall submit to the director, at least sixty days prior to drilling the well, information showing the name of the"

AMENDMENT NO. 16

On page 6, line 2, after "depth," insert "the capacity of the well,"

AMENDMENT NO. 17

On page 6, line 3, change "commissioner" to "director"

AMENDMENT NO. 18

On page 6, line 5, change "commissioner" to "director"

AMENDMENT NO. 19

On page 6, line 8, change "commissioner" to "director"

AMENDMENT NO. 20

On page 6, line 11, change "commissioner" to "director"

AMENDMENT NO. 21

On page 6, line 19, change "commissioner" to "director"

AMENDMENT NO. 22

On page 6, line 25, change "commissioner" to "director"

AMENDMENT NO. 23

On page 7, line 13, change "commissioner" to "director"

AMENDMENT NO. 24

On page 7, line 17, after "Chapter." delete the remainder of the line, and delete lines 18 through 21

AMENDMENT NO. 25

On page 8, line 19, change "commissioner" to "director"

AMENDMENT NO. 26

On page 8, line 21, change "commissioner" to "director"

AMENDMENT NO. 27

On page 9, line 1, change "commissioner" to "director"

AMENDMENT NO. 28

On page 10, line 7, change "commissioner" to "director"

AMENDMENT NO. 29

On page 10, line 12, change "commissioner" to "director"

AMENDMENT NO. 30

On page 10, delete line 20, and on page 21, delete "Resources," and insert "Department of Transportation and Development, office of public works"

AMENDMENT NO. 31

On page 10, line 23, change "commissioner" to "department"

AMENDMENT NO. 32

On page 10, line 26, change "commissioner" to "department"

AMENDMENT NO. 33

On page 11, line 6, change "commissioner" to "department"

AMENDMENT NO. 34

On page 11, line 12, change "commissioner" to "department"

AMENDMENT NO. 35

On page 11, delete lines 15 through 24

AMENDMENT NO. 36

On page 11, line 25, change "3096.1." to "3097.1."

AMENDMENT NO. 37

On page 13, line 1, delete "determined to be" and on line 2, delete "in a critical condition." and insert in lieu thereof the following:

"described as a critical ground water area. After holding the public hearings, the commission shall promulgate the boundaries of the area which is determined to be a critical ground water area."

AMENDMENT NO. 38

On page 14, line 3, after "situations." delete the remainder of the line, and delete lines 4 and 5

AMENDMENT NO. 39

On page 14, line 11, change "3096.2." to "3097.2."

AMENDMENT NO. 40

On page 14, delete lines 23 through 27

AMENDMENT NO. 41

Delete pages 15 through 19, and on page 20, delete lines 1 through 8

AMENDMENT NO. 42

On page 20, line 15, after "report" delete the remainder of the line, and on line 16 delete "of conservation"

AMENDMENT NO. 43

On page 20, line 16, after "information" insert "in the Department of Transportation and Development, office of public works,"

AMENDMENT NO. 44

On page 20, line 18, change "commissioner" to "department"

AMENDMENT NO. 45

On page 20, line 21, delete "commissioner" and insert "Department of Transportation and Development, office of public works"

AMENDMENT NO. 46

On page 20, line 22, change "commissioner" to "department"

AMENDMENT NO. 47

On page 20, line 25, after "A." delete the remainder of the line, and on line 26, delete "to appoint" and insert in lieu thereof "There is hereby created"

AMENDMENT NO. 48

On page 21, line 4, after "Department," insert "office of public works,"

AMENDMENT NO. 49

On page 21, line 21, delete "governor" and insert "secretary for the Department of Transportation and Development, office of public works,"

AMENDMENT NO. 50

On page 22, line 8, delete "commissioner of conservation" and insert "Department of Transportation and Development, office of public works,"

AMENDMENT NO. 51

On page 22, delete lines 13 through 27, and on page 23, delete lines 1 through 24

AMENDMENT NO. 52

On page 24, line 26, after "The" insert "Louisiana"

AMENDMENT NO. 53

On page 26, between lines 12 and 13, insert the following:

"(35) A representative of the Louisiana Water Well Drillers Association.

(36) A representative of the Louisiana Engineering Society who is a registered engineer."

AMENDMENT NO. 54

On page 26, at the end of line 17, after "Act," insert "the plan for implementation of"

AMENDMENT NO. 55

On page 27, line 8, after "The" insert "plan for implementation of a"

AMENDMENT NO. 56

On page 27, line 9, change "system" to "plan"

AMENDMENT NO. 57

On page 27, delete lines 12 through 21

AMENDMENT NO. 58

On page 27, change "Section 6." to "Section 5."

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

SENATE BILL NO. 986—
BY SENATOR THEUNISSEN

AN ACT

To enact R.S. 25:215(B)(13), relative to parish libraries; to provide relative to the duties and powers of parish library boards of control in certain parishes; to authorize the transfer of certain administration and accounting functions from parish governing authorities to such boards; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. On motion of Senator Theunissen, the bill was read by title and withdrawn from the files of the Senate.

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.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Original Senate Bill No. 992 by Senator Ullo

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete "Louisiana"

AMENDMENT NO. 2

On page 1, line 2, after "791.1" delete "and" and insert a comma ","

AMENDMENT NO. 3

On page 1, line 3, after "791.2" insert "and Art. 791.4"

AMENDMENT NO. 4

On page 1, line 3, after "enact" delete "Louisiana"

AMENDMENT NO. 5

On page 1, line 7, after "in" insert "certain judicial districts encompassing" and after "Bossier" insert ", Iberia" and delete "and"

AMENDMENT NO. 6

On page 1 line 8, after "Lafayette" insert "and Ouachita"

AMENDMENT NO. 7

On page 1, line 12, after "Section 1." delete "Louisiana"

AMENDMENT NO. 8

On page 1, line 12, after "791.1" delete "and" and insert a comma ","

AMENDMENT NO. 9

On page 1, line 13, after "791.2" insert "and 791.4"

AMENDMENT NO. 10

On page 1, at the end of line 13, delete "Louisiana"

AMENDMENT NO. 11

On page 2, line 1, after "the" insert "judicial districts encompassing the"

AMENDMENT NO. 12

On page 2, line 2, after "East Baton Rouge," insert "Iberia," and after "Orleans," insert "Ouachita,"

April 18, 2001

AMENDMENT NO. 13

On page 2, line 5, after "Parishes" insert "in judicial districts"

AMENDMENT NO. 14

On page 2, line 19, after "agencies." delete "Where available, the" and insert "The"

AMENDMENT NO. 15

On page 2, line 20, after "program" insert "in the affected judicial districts" and after "serve" delete "a pivotal role"

AMENDMENT NO. 16

On page 2, line 21, delete "in" and insert "for"

AMENDMENT NO. 17

On page 2, line 22, after "involvement" delete the remainder of the line and delete lines 23 and 24

AMENDMENT NO. 18

On page 2, delete lines 25 and 26 and insert "Duly"

AMENDMENT NO. 19

On page 3, between lines 7 and 8 insert the following:

"Art. 791.4. Monitoring

In order to determine the effectiveness of the pilot program, Louisiana State University, office of social services research and development, shall develop **and implement** a monitoring and evaluation program during the period of the pilot program, subject to state funding."

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

Recess

On motion of Senator Lambert, the Senate took a recess until 1:30 o'clock P.M.

After Recess

The Senate was called to order at 1:30 o'clock P.M. by the President of the Senate.

ROLL CALL

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

PRESENT

Mr. President	Ellington	Malone
Bajoie	Fontenot	McPherson
Bean	Gautreaux	Mount
Boissiere	Hines	Schedler
Cain	Hollis	Smith
Campbell	Hoyt	Tarver
Dardenne	Irons	Theunissen
Dean	Jones, B	Thomas
Dupre	Lambert	Ullo
Total—27		

ABSENT

Barham	Fields, W	Lentini
Chaisson	Heitmeier	Marionneaux
Cravins	Johnson	Michot
Fields, C	Jones, C	Romero
Total—12		

The President of the Senate announced there were 27 Senators present and a quorum.

Senate Business Resumed

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 17, 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 17, 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.

ASCENSION

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Gonzales, La 70737

AVOYELLES

Douglas Lee Bryan
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Marksville, La 71351-0608

Cynthia Plauche Flanders
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Mansura, La 71350

BOSSIER

Rhonda L. Talley
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Houghton, La 71037

CADDO
Susan Jiles Lindanger
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Shreveport, La 71101

Elizabeth T. Mendell
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Shreveport, La 71120

Angela K. Triplet
6821 West 70th Street
Shreveport, La 71129

CALCASIEU
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CATAHOULA
Allison N. Bass
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DESOTO
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New Orleans, La 70130

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New Orleans, La 70130

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Jefferson, La 70121

Michael Emile Escudier
3329 Florida Ave.
Kenner, La 70065

Deborah Catherine Faust
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New Orleans, La 70130

Marina Toledo
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Tracey Biagas-Hill
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Abbeville, La 70510

Rachel M. Fontenot
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Lafayette, La 70508

Tara R. Royer
321 West Main, Ste. 1F
Lafayette, La 70501

Amanda Schexnailder
184 Industrial Drive
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Ruston, La 71270

Joyce W. Huntington
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LIVINGSTON
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Jennifer Brossett
175 Chester Lane
Natchitoches, La 71457

Elizabeth Coughlin
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ST CHARLES
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Belinda B. Dufrene
103 Christina Court
Luling, La 70070

ST JOHN THE BAPTIST
Ron C. Adams
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ST MARTIN
Denise S. Casey
400 St. Martin St.
St. Martinville, La 70582

Misty Lagrange
502 S. Poydras St.
Breaux Bridge, La 70517

ST MARY
Beverly P. Adams
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Patterson, La 70392

Phyllis B. Leblanc
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Franklin, La 70538

Jill C. Miguez
211 Willow St.
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April 18, 2001

ST TAMMANY

James Lee Breaux
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Francis Timothy Garlick
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TANGIPAHOA

Elizabeth Colleen Mcneil
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Abbeville, La 70510

Sarah A. Trahan
709 Francois Street
Delcambre, La 70528

STATE OF LOUISIANA
Department of Revenue

April 17, 2001

Hon. John J. Hainkel
President
Louisiana State Senate
Post Office Box 94183
Baton Rouge, Louisiana 70804-9183

Dear Senator Hainkel:

Pursuant to the provisions outlined in La. R.S. 36:455, I hereby appoint Gary Matherne to the position of Deputy Secretary effective June 29, 2000.

Thank you for considering Mr. Matherne's appointment for Senate confirmation. If further information is necessary, please do not hesitate to let us know.

Sincerely,
CYNTHIA BRIDGES
Secretary

Rules Suspended

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

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. 1013—
BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 33:131, relative to regional planning commissions; to authorize a regional planning commission to be domiciled and own property in any parish within its boundaries; 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. 1014—

BY SENATOR FONTENOT AND REPRESENTATIVES KENNARD AND PERKINS

AN ACT

To enact R.S. 17:58.2(H), 65, and 65.1, relative to the Central community school system; to provide for the school system, including its establishment and boundaries; to provide for the school board and an interim board of control; to provide for board membership, apportionment, qualifications, method of selection, terms of office, filling of vacancies, compensation, expenses, powers, duties, and responsibilities; to provide relative to facilities and property; to provide for the reapportionment of the East Baton Rouge Parish School Board; to provide for effectiveness and for implementation; and to provide for related matters.

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

Rules Suspended

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

Introduction of Senate Resolutions

The following Senate Resolutions were introduced and acted upon as follows:

SENATE RESOLUTION NO. 12—
BY SENATOR DARDENNE

A RESOLUTION

To recognize Wednesday, April 18, 2001, as Dental Hygiene Day and to commend dental hygienists around the state for their outstanding contributions to the oral health of citizens of the state of Louisiana.

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

Messages from the House

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

April 18, 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. 284—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To enact R.S. 32:861(E), relative to compulsory motor vehicle liability security; to provide for out-of-state vehicles; to provide for requirements; to provide for rules; to provide for sanctions; and to provide for related matters.

HOUSE BILL NO. 975—

BY REPRESENTATIVE MCMAINS
AN ACT

To amend and reenact R.S. 39:1798.5, relative to the Office Facilities Corporation; to authorize the corporation to assert certain defenses

to claims in tort or workers' compensation against the corporation; and to provide for related matters.

HOUSE BILL NO. 1046—
BY REPRESENTATIVES CLARKSON AND K. CARTER AND SENATOR IRONS

AN ACT

To amend and reenact R.S. 9:5625(G), relative to the prescriptive period applicable to actions involving zoning violations in historical preservation and landmark areas; to increase the prescriptive period to ten years; 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 which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE BILL NO. 284—
BY REPRESENTATIVE SCHNEIDER
AN ACT

To enact R.S. 32:861(E), relative to compulsory motor vehicle liability security; to provide for out-of-state vehicles; to provide for requirements; to provide for rules; to provide for sanctions; and to provide for related matters.

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

HOUSE BILL NO. 975—
BY REPRESENTATIVE MCMAINS
AN ACT

To amend and reenact R.S. 39:1798.5, relative to the Office Facilities Corporation; to authorize the corporation to assert certain defenses to claims in tort or workers' compensation against the corporation; and to provide for related matters.

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

HOUSE BILL NO. 1046—
BY REPRESENTATIVES CLARKSON AND K. CARTER AND SENATOR IRONS

AN ACT

To amend and reenact R.S. 9:5625(G), relative to the prescriptive period applicable to actions involving zoning violations in historical preservation and landmark areas; to increase the prescriptive period to ten years; 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.

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 18, 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. 43—
BY REPRESENTATIVE PIERRE
A CONCURRENT RESOLUTION

To memorialize the U.S. Congress to adopt a comprehensive national energy policy.

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. 43—
BY REPRESENTATIVE PIERRE
A CONCURRENT RESOLUTION

To memorialize the U.S. Congress to adopt a comprehensive national energy policy.

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

Regular Order of the Day Resumed

**Senate Bills and Joint Resolutions
on Second Reading
Reported by Committees, Subject to Call**

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

SENATE BILL NO. 336—
BY SENATOR MICHOT
AN ACT

To amend and reenact R.S. 13:712(B) and 715(B), relative to courts and judicial procedure; to provide with respect to district courts; to provide for the salary of commissioners; and to provide for related matters.

Reported unfavorably by the Committee on Judiciary A. On motion of Senator Michot, the bill was read by title and recommitted to the Committee on Judiciary A.

Reconsideration

On motion of Senator Lambert, pursuant to the previous notice given, the vote by which the following bill failed to pass on Tuesday, April 17, 2001 was reconsidered.

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.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

SENATE AND GOVERNMENTAL AFFAIRS

Senator Ullo, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

April 18, 2001

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

SENATE BILL NO. 77— BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 43:111.1, relative to public advertising; to prohibit the expenditure of any state funds for advertisement which mentions any elected official whether elected or appointed; to prohibit expenditure of public funds by any public entity for advertisement which mentions any elected official whether elected or appointed; to provide exceptions; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 455— BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 36:4(B)(1)(e), R.S. 39:141(A)(1) and (3) and (B), 143(3), 199(E), 212(A)(3) and (B), 301(A) and (B), 302, and 1752(1), (6), and (9), and R.S. 49:1053(B) and 1054(9), to enact Subpart C of Part I of Chapter 1 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:15.1 through 15.5, Subpart D of Part I of Chapter 1 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:16.1 through 16.5, R.S. 39:141(A)(10), and 1752(12) and (13), and to repeal R.S. 39:196(C) and R.S. 39:290 through 298, relative to information technology; to establish the office of information technology; to provide for the offices, staff, and duties of that office; to provide for the chief information officer; to provide for his duties and responsibilities; to create the Louisiana Information Technology Advisory Board and provide for its membership, duties, and activities; to create the Louisiana Technology Advisory Group and provide for its membership, duties, and activities; to establish the office of electronic services; to provide for the duties of that office; to provide for a catalog in electronic format of databases in Louisiana; to provide relative to the duties of the office of telecommunications management; to provide relative to certain procurement activities; to provide relative to the membership of the Louisiana Technology Innovations Council; to provide relative to the Advisory Council for Technology Access by Individuals with Disabilities and to provide for its membership; to provide relative to the definition of certain systems within the area of telecommunications systems and services; to provide relative to the Louisiana Geographic Information Systems Council; to repeal the provisions creating the Louisiana Data Base Commission; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 622— BY SENATOR HAINKEL

AN ACT

To amend and reenact Part I of Chapter 2 of Title 24 of the Louisiana Revised Statutes of 1950, comprised of R.S. 24:81 through 83, relative to uniform legislation; to rename the State Board of Commissioners for Promotion of Uniform Legislation in the United States to the Louisiana Commission on Uniform State Laws; to provide for the membership, powers, and duties of the commission; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 635— BY SENATOR HAINKEL

AN ACT

To enact R.S. 42:1114.1(A)(3), relative to legislative financial disclosure reports; to provide for disclosure of funds received from Medicaid; to authorize disclosure of such information on record with the Department of Health and Hospitals; and to provide for related matters.

Reported favorably.

Respectfully submitted, CHRIS ULLO 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 18, 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. 322— BY SENATOR HEITMEIER

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. 427— BY SENATOR JOHNSON

AN ACT

To amend and reenact R.S. 40:1300.46, relative to smoking in public places; to authorize a state agency, parish, municipality, or other political subdivision to impose restrictive ordinances or regulations under certain conditions; and to provide for related matters.

Reported favorably.

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.

Reported favorably.

HOUSE BILL NO. 1274—

BY REPRESENTATIVES PINAC, DEWITT, MCMAINS, LEBLANC, K. CARTER, M. JACKSON, AND SCALISE AND SENATORS HOLLIS, HAINKEL, DARDENNE, ELLINGTON, AND MICHOT

AN ACT

To amend and reenact R.S. 47:306(A)(3)(a) and (B)(4) and 318(B)(1) and (D) and to repeal R.S. 47:318(B)(2)(c) and (C), relative to economic development; to provide relative to compensation for dealers and manufacturers remitting certain taxes; to provide relative to the rate of compensation; to provide for the funding of certain programs; to repeal provisions relative to the deposit of certain monies into the Workforce Development and Training Fund; to provide relative to the effectiveness of certain provisions; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1448—

BY REPRESENTATIVES PINAC, DEWITT, MCMAINS, LEBLANC, K. CARTER, M. JACKSON, AND SCALISE AND SENATORS DARDENNE, HAINKEL, HOLLIS, ELLINGTON, AND MICHOT

AN ACT

To amend and reenact R.S. 4:61(A), 143(2) and (3), 144(A), 161(B), and 161.2(B), R.S. 6:101(A) and 966(J)(4)(f), R.S. 8:61(A), R.S. 9:3574.2(4), R.S. 15:587(A)(1)(a), R.S. 25:900(C)(1), R.S. 27:323(B)(introductory paragraph), R.S. 30:2308(4), R.S. 32:772(A)(1) and 1253(A)(introductory paragraph), R.S. 34:3405(B), R.S. 36:101(C)(1), 107(A), 801(introductory paragraph), 801.1(A), 802(introductory paragraph), 803(A), and 921(A), R.S. 37:74(A), 142, 493(A)(1), 1432(A), 1474(A), 1782(1), 2151(A)(introductory paragraph), 2303(A)(1), 2551(A), 2835(A)(1), 3103(A)(6), 3111(A), 3173(A)(1) and 3394(A), R.S. 44:5, R.S. 46:231.12(A)(6) and 1443(A)(introductory paragraph), R.S. 48:1403, R.S. 49:191(13), 229.1(B)(1), and 968(B)(1) and (21)(a), and R.S. 51:703(G)(introductory paragraph), 1923(3) and (7), 1924(G), 2377(A), 2379(A)(3), 2383(B)(3), 2388(5) and 2402(A), to enact R.S. 36:4.1 and 209(R), and to repeal R.S. 12:492(E), R.S. 36:108(C), 109(B), (C), (E), (G)(2) and (3), (I)(2), (K), (L), and (S), R.S. 40:2745(B)(9), R.S. 46:1443(A)(11) and Part VII of Chapter 3 of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S. 51:981 through 984, relative to economic development; to transfer certain boards, commissions, and offices out of the Department of Economic Development; to provide for changes to various occupational and licensing boards; to provide relative to the Louisiana State Racing Commission; to provide relative to the commissioner of financial institutions and to create the Office of Financial Institutions as a state agency within the office of the governor; to provide relative to criminal records; to provide for arts programs; to provide relative to certain funds; to provide relative to resource recovery; to provide relative to certain projects; to provide for public records; to provide relative to the secretary of the Department of Economic Development's place on certain boards; to provide for the termination of certain agencies; to provide relative to the promulgation of rules and submission of a budget; to provide relative to capital companies; to provide relative to the Louisiana Economic Development Council; to provide relative to business and industrial development corporations; to abolish certain agencies; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1666—

BY REPRESENTATIVES PINAC, DEWITT, MCMAINS, LEBLANC, K. CARTER, M. JACKSON, SCALISE, E. ALEXANDER, BROOME, BRUCE, CROWE, DOERGE, FLAVIN, FRITH, LAFLEUR, NEVERS, SCHWEGMANN, GARY SMITH, AND SNEED AND SENATORS DARDENNE, HAINKEL, HOLLIS, ELLINGTON, AND MICHOT

AN ACT

To amend and reenact R.S. 6:101(A) and 966(J)(4)(f), R.S. 9:3574.2(4), R.S. 36:101(C)(1), 107(A), 108, and 201(C)(1), R.S. 37:1782(1), R.S. 44:5, R.S. 47:1123(2) and (9), 1125, and 4313(B)(1), R.S. 49:191(13) and 968(B)(1) and (21)(a), and R.S. 51:1786(4), 1923(3) and (7), 2302(7), (8), (9), and (10), 2311(A)(1) and (E), 2312(A)(introductory paragraph), (5), (6), and (7), 2316, 2319, 2332(2) and (3), 2333, 2335(B), 2336(2), 2337, 2341(A), (B), (C), (D), and (F), and 2388(5), to enact R.S. 36:4.1, 101(C)(3) and 109(D)(2), (3), and (4) and R.S. 51:938.1, 938.2, Part II of Chapter 3 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:941 through 945, R.S. 51:2302(11) and (12), 2311(A)(2)(j), (k), and (l), and 2312(A)(8), (9), and (10), and to repeal Chapter 4-A of Title 25 of the Louisiana Revised Statutes of 1950, comprised of R.S. 25:315 through 317, R.S. 36:109(B)(3), (H), and (R), 208(G), 209(S), and 917, and Chapter 20 of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S. 51:1751 through 1766, Chapter 32 of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S. 51:2131 through 2134, Chapter 33 of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S. 51:2141, and R.S. 51:2323, 2332(6), 2334, 2341(E), and 2342, relative to economic development; to modify the structure of the Department of Economic Development; to provide for the creation of the Office of Financial Institutions as a state agency and its placement in the office of the governor and the repeal of the transfer of the commissioner of securities to the Department of Economic Development; to provide relative to the offices of the department and their duties; to provide relative to the assistant secretaries; to provide relative to the offices of the Department of Culture, Recreation and Tourism; to provide relative to public records, termination of agencies, and review of agency rules; to provide for definitions; to provide for tax incentives for motion picture production companies; to provide relative to tax exemptions; to repeal provisions relative to the Louisiana Music Commission and to provide for its re-creation, composition, and duties; to repeal provisions relative to the office of film and video and the Louisiana Film and Video Commission and to provide for the re-creation of the commission, its composition, and its duties; to repeal provisions relative to the division of small and emerging business development and create the Small and Emerging Business Development Program in the Department of Economic Development; to provide for the functions of the program; to repeal the provisions relative to the Small and Emerging Business Development Advisory Council and to provide for its re-creation, composition, and duties; to provide relative to the findings relative to and purposes of the Louisiana Economic Development Corporation; to increase the number of members on the corporation board; to add additional powers and duties for the corporation; to provide relative to the staff of the corporation; to provide for a quarterly report of the corporation; to provide relative to the Louisiana Small Business Incubator Program; to provide for the issuance of loans and guarantees; to provide relative to the Workforce Development and Training Program; to provide for the administration of the program; to provide relative to the Economic Development Award Program; to provide for the administration of the program; to repeal the Small Business Incubator Fund, the Workforce Development and Training Fund, the Economic Diversification Marketing Fund, and the Economic Development Award Fund; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
KEN HOLLIS
Chairman

REPORT OF COMMITTEE ON

INSURANCE

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

April 18, 2001

To the President and Members of the Senate:

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

SENATE BILL NO. 230—
BY SENATOR FONTENOT

AN ACT

To enact R.S. 42:821(A)(2)(a)(x) and 851(A)(2)(a)(x), relative to life and health and accident insurance coverage of the State Employees Group Benefits Program; to expand the definition of employees eligible for the program to include active and retired employees of the Louisiana Naval War Memorial Commission; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 863—
BY SENATOR THOMAS

AN ACT

To enact R.S. 22:1120 and R.S. 23:1200.4, relative to insurers; to limit the liability of insurance producers, agents and brokers; to provide for liability for loss attributed to negligent or willful, fraudulent or wanton acts; to extend limitations of liability to insurance agencies and their officers, directors, shareholders, partners, and employees; and to provide for related matters.

Reported favorably.

Respectfully submitted,
GREGORY TARVER
Chairman

REPORT OF COMMITTEE ON

HEALTH AND WELFARE

Senator Schedler, Chairman on behalf of the Committee on Health and Welfare, submitted the following report:

April 18, 2001

To the President and Members of the Senate:

I am directed by your Committee on Health and Welfare to submit the following report:

SENATE BILL NO. 419—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 37:3077(C)(2), relative to instructors of electrology; to change the number of hours of study and practice needed for licensure as an instructor of electrology; to change the categories of hours needed; to authorize the State Board of Electrolysis Examiners to provide for granting credit for completion of college-level courses; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 445—
BY SENATOR DARDENNE

AN ACT

To enact Chapter 55 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2701 through 2714, relative to reimbursement of nursing homes participating in the Medicaid program; to provide for legislative findings and purpose; to provide for definitions; to provide for computation of reimbursement rates for nursing homes; to provide for calculation of direct care and care-related costs, administrative and operating costs, and property payment costs components of the per diem rate; to provide for provider fees and professional and general liability insurance costs; to provide for therapy costs; to provide for adjustments to the per diem rate for changes in law or regulations; to provide for annual adjustment to the per diem rate; to provide for rebasing; to provide for exclusion of certain services; to provide for establishment of a committee to develop a plan and to provide for committee duties and responsibilities; to provide for promulgation of rules and regulations; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 506—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 46:1074(B)(1)(c) and to enact R.S. 46:1074(B)(1)(d), relative to hospital service district commissions; to authorize certain hospital service district commissions to sell and convey immovable property based on a certain bed capacity and under certain other circumstances; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 560—
BY SENATOR HINES

AN ACT

To enact R.S. 40:2212(C), relative to basic benefit plans provided under a health care cost control program; to prohibit the basic benefit plan from excluding direct reimbursement to advance practice registered nurses; to require reimbursement for advanced practice registered nurses at a rate equal to that paid other health care providers for performance of the same services; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 562—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 37:775(10) and 776(A)(9) and (10), and to enact R.S. 37:752(9), relative to dentists; to provide for exemptions from licensure; to provide for definitions; to provide for unprofessional conduct; to provide for causes for non-issuance, suspension, revocation, or imposition of restrictions of a dental license; to provide for exemptions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 579—
BY SENATOR ULLO

AN ACT

To enact R.S. 40:608.4, relative to food and drugs; to provide for the proper labeling of shellfish sold under the name "crawfish"; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 730—
BY SENATOR HINES

AN ACT

To amend and reenact R.S. 37:1031(B) and 1032, relative to the Joint Administration Committee on Prescriptive Authority for Advanced Practice Registered Nurses; to provide for its membership; to provide for its powers and duties; to provide an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 731—
BY SENATOR HINES

AN ACT

To enact R.S. 37:930(E), relative to registered nurses; to provide for the administration of anesthetics; to clarify that certain advanced practice registered nurses may administer perineural anesthesia under certain conditions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 738—
BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 14:81.2(D)(1), R.S. 15:440.4(A)(5), R.S. 23:1021(11), R.S. 24:932(4), R.S. 37:3372(9)(b), R.S. 40:1299.39(A)(1)(a)(ii) and 1299.41, Children's Code Art. 326(A)(7), 1172, 1173(A)(2), 1272(D), Code of Criminal Procedure Art. 644(D)(1), and Code of Evidence Art. 510(A)(4)(c), relative to licensed professional counselors; to revise definitions; to provide for the authority of licensed professional counselors; to provide for an effective date; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
TOM SCHEDLER
Chairman

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. 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.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Engrossed Senate Bill No. 4 by Senator Hines

AMENDMENT NO. 1

On page 1, line 2, after "Section 2(A)" insert "and Article XIII, Section 1(A)"

AMENDMENT NO. 2

On page 1, delete lines 3 through 6 in their entirety and insert the following:

"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;"

AMENDMENT NO. 3

On page 1, delete line 7, and on line 8, delete "an election for submission of the proposition to electors"

AMENDMENT NO. 4

On page 1, line 13, after "Section 2(A)" insert "and Article XIII, Section 1(A)"

AMENDMENT NO. 5

On page 1, between lines 14 and 15, insert the following:

"ARTICLE III. LEGISLATIVE BRANCH"

AMENDMENT NO. 6

On page 2, line 1, after "session" delete the remainder of the line and delete lines 2 through 26 in their entirety and insert the following:

"for a limited number of legislative days in the state capital for not more than fifty legislative days during a period of seventy-five calendar days. A legislative day is a calendar day on which either house is in session. All regular sessions shall be general in nature and shall convene at five o'clock in the evening on the last Thursday in March. No such session shall continue beyond six o'clock in the evening of the seventy-fifth calendar day after convening.

(2) Any bill to be introduced in either house shall be prefiled no later than five o'clock in the evening of the Friday ~~Thursday~~ before 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) All regular sessions convening in odd-numbered years shall be general in nature and shall convene at noon on the last 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, including a measure proposing a suspension of law as provided in Article III, Section 20, shall be introduced or received by either house after ~~midnight of the thirtieth~~ six o'clock in the evening of the twenty-eighth calendar 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~~ six o'clock in the evening of the ~~fifty-fifth~~ forty-seventh legislative day or of the seventy-second calendar day of a regular session, whichever occurs first, except by a favorable record vote of two-thirds of the elected members of each house. Notwithstanding any provision of Article XIII, Section 1 to the contrary, No no measure, including a joint resolution, levying or authorizing a new tax by the state or by any statewide political subdivision whose boundaries are coterminous with the state, or increasing or authorizing an increase in an existing tax by the state or by any statewide political subdivision whose boundaries are coterminous with the state, or dedicating revenue, or legislating with regard to tax exemptions, exclusions, deductions, or credits in a manner which results in or has the effect of an increase in tax liability shall be introduced or enacted during a regular session held in an ~~odd-numbered~~ even-numbered year. The legislature is authorized to provide by joint rule for the procedures for passage of duplicate or companion instruments.

(3) All regular sessions convening in even-numbered years shall convene at noon on the last 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 of the tenth calendar 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.

* * *

ARTICLE XIII. CONSTITUTIONAL REVISION

§1. Amendments

Section 1.(A) Procedure. An amendment to this constitution may be proposed by joint resolution at any regular session of the legislature, but the resolution shall be prefiled at least ten days no later than five o'clock in the evening of the Thursday before the beginning first day of the session, in accordance with the rules of the house in which introduced. An amendment to this constitution may be proposed at any extraordinary session of the legislature if it is within the objects of the call of the session and is introduced in the first five calendar days thereof. If two-thirds of the elected members of each house concur in the resolution, pursuant to all of the procedures and formalities required for passage of a bill except submission to the governor, the secretary of state shall have the proposed amendment published once in the official journal of each parish within not less than thirty nor more than sixty days preceding the election at which the proposed amendment is to be submitted to the electors. Each joint resolution shall specify the statewide election at which the proposed amendment shall be submitted. Special elections for submitting proposed amendments may be authorized by law."

AMENDMENT NO. 7

On page 3, delete lines 1 through 26 in their entirety and on page 4, delete lines 1 through 26 in their entirety

AMENDMENT NO. 8

On page 5, delete lines 1 through 7 in their entirety

AMENDMENT NO. 9

On page 5, line 10, after "at the" delete the remainder of the line and insert: "statewide election to be held on November 5, 2002."

AMENDMENT NO. 10

On page 5, delete lines 11 through 12 in their entirety

AMENDMENT NO. 11

On page 5, delete lines 17 through 26 in their entirety and insert the following:

"To provide that the annual sessions of the legislature shall be general in nature; to prohibit the legislature from considering any measure levying or authorizing a new tax or in any way increasing a tax in an even-numbered year; and to provide for convening and procedural deadlines for adjournment and certain legislative action. (Amends Article III, Section 2(A) and Article XIII, Section 1(A))"

AMENDMENT NO. 12

On page 6, delete lines 1 through 9 in their entirety

Senator Marionneaux moved adoption of the amendments.

Senator Hines objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie Ellington Marionneaux
Cain Fields, W
Cravins Fontenot
Total—7

NAYS

Mr. President Gautreaux Lentini
Barham Heitmeier Malone
Bean Hines Michot
Boissiere Hollis Mount
Campbell Hoyt Theunissen
Chaisson Irons Thomas
Dardenne Johnson Ullio
Dean Jones, B
Dupre Lambert
Total—25

ABSENT

Fields, C Romero Tarver
Jones, C Schedler
McPherson Smith
Total—7

The Chair declared the amendments were rejected.

Floor Amendments Sent Up

Senator Dardenne sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed Senate Bill No. 4 by Senator Hines

AMENDMENT NO. 1

On page 2, line 13, change "Monday" to "Wednesday"

AMENDMENT NO. 2

On page 2, delete line 15, and insert in lieu thereof "sixty legislative days during a period of eighty consecutive calendar days. No"

AMENDMENT NO. 3

On page 2, line 17, change "eighty-fifth" to "eightieth"

AMENDMENT NO. 4

On page 2, line 24, change "eighty-second" to "seventy-seventh"

AMENDMENT NO. 5

On page 3, line 9, change "eighty-five" to "eighty"

AMENDMENT NO. 6

On page 3, line 11, change "Monday" to "Wednesday"

AMENDMENT NO. 7

On page 3, line 18, change "forty-five" to "forty" and change "sixty" to "fifty consecutive"

AMENDMENT NO. 8

On page 3, line 20, change "sixtieth" to "fiftieth"

AMENDMENT NO. 9

On page 3, line 26, change "forty-third" to "thirty-eighth"

AMENDMENT NO. 10

On page 4, line 1, change "fifty-eighth" to "forty-eighth"

AMENDMENT NO. 11

On page 4, line 25, change "sixty" to "forty"

On motion of Senator Dardenne, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Bajoie, Barham, Boissiere, Cain, Campbell, Chaisson, Cravins, Dardenne, Dean, Dupre, Total—32; Ellington, Fields, W, Fontenot, Gautreaux, Hines, Hollis, Hoyt, Irons, Jones, B, Lambert, Lentini; Malone, Marionneau, McPherson, Michot, Mount, Romero, Smith, Theunissen, Thomas, Ullo

NAYS

Table with 2 columns of names: Bean, Heitmeier, Total—4; Johnson, Tarver

ABSENT

Table with 3 columns of names: Fields, C, Total—3; Jones, C, Schedler

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

Special Order of the Day

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

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 prefilng 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.

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

Special Order of the Day

The following Senate Bill on Third Reading and Final Passage, which was made Special Order of the Day No. 3, was taken up and acted upon as follows:

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 prefilng 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.

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

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. 34—

BY SENATOR DUPRE
A CONCURRENT RESOLUTION

To urge and request the Department of Wildlife and Fisheries to make available a subject index of pending legislation on their Internet web page.

Reported favorably by the Committee on Natural Resources.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Bajoie, Barham, Bean, Boissiere, Cain, Campbell, Chaisson, Cravins, Dardenne, Dean, Dupre, Ellington, Total—35; Fields, W, Fontenot, Gautreaux, Heitmeier, Hines, Hollis, Hoyt, Irons, Johnson, Jones, B, Lambert, Lentini; Malone, Marionneau, McPherson, Michot, Mount, Romero, Smith, Tarver, Theunissen, Thomas, Ullo

NAYS

Total—0

ABSENT

Table with 2 columns of names: Mr. President, Fields, C, Total—4; Jones, C, Schedler

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

SENATE CONCURRENT RESOLUTION NO. 35—

BY SENATOR DUPRE
A CONCURRENT RESOLUTION

To urge and request the Louisiana Wildlife and Fisheries Commission to redesignate the Pointe au Chien Wildlife Management Area to the Pointe-aux-Chenes Wildlife Management Area.

April 18, 2001

Reported favorably by the Committee on Natural Resources.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Fields, C	Jones, C	Schedler
Total—3		

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

SENATE CONCURRENT RESOLUTION NO. 45—
BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To urge and request that the Louisiana Wildlife and Fisheries Commission authorize senior citizens to use two recreational hoop nets.

Reported favorably by the Committee on Natural Resources.

The resolution was read by title. Senator McPherson moved to adopt the Senate 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	Smith
Campbell	Hoyt	Tarver
Cravins	Irons	Theunissen
Dardenne	Johnson	Thomas
Dupre	Lambert	Ullo
Ellington	Lentini	
Total—32		

NAYS

Chaisson	Malone
Total—2	

ABSENT

Dean	Jones, B	Schedler
Fields, C	Jones, C	
Total—5		

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

SENATE CONCURRENT RESOLUTION NO. 46—
BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To urge and request the Louisiana Wildlife and Fisheries Commission to establish a recreational hunting season and daily bag and possession limits for bobcats if recommended by the Department of Wildlife and Fisheries after a biological and feasibility study.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Original Senate Concurrent Resolution No. 46 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 4, between "bobcats" and "." insert "if recommended by the Department of Wildlife and Fisheries after a biological and feasibility study"

AMENDMENT NO. 2

On page 1, line 15, between "bobcats" and "." insert "if recommended by the Department of Wildlife and Fisheries after conducting a biological study to determine estimated bobcat population and the feasibility of establishing a bobcat season"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fontenot	Marionneaux
Barham	Gautreaux	McPherson
Bean	Heitmeier	Michot
Boissiere	Hines	Mount
Campbell	Hollis	Romero
Dardenne	Hoyt	Smith
Dean	Irons	Tarver
Dupre	Johnson	Theunissen
Ellington	Lentini	Thomas
Fields, W	Malone	Ullo
Total—30		

NAYS

Cain	Chaisson	Lambert
Total—3		

ABSENT

Mr. President	Fields, C	Jones, C
Cravins	Jones, B	Schedler
Total—6		

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

SENATE CONCURRENT RESOLUTION NO. 47—

BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To urge and request the Louisiana Wildlife and Fisheries Commission to establish a recreational hunting season on nutria.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Original Senate Concurrent Resolution No. 47 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 3, between "nutria" and "." insert "if recommended by the Department of Wildlife and Fisheries after a biological and feasibility study"

AMENDMENT NO. 2

On page 2, line 13, between "nutria" and "." insert "if recommended by the Department of Wildlife and Fisheries after conducting a biological study to determine estimated bobcat population and the feasibility of establishing a nutria season"

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

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

SENATE CONCURRENT RESOLUTION NO. 48—

BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To urge and request the Legislature of Louisiana to encourage the development of bird eco-tourism in the state.

Reported favorably by the Committee on Natural Resources.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fontenot	Marionneaux
Barham	Gautreaux	McPherson
Bean	Heitmeier	Michot
Boissiere	Hines	Mount
Cain	Hollis	Romero
Campbell	Hoyt	Smith
Chaisson	Irons	Tarver
Dardenne	Johnson	Theunissen
Dean	Jones, B	Thomas
Dupre	Lambert	Ullo
Ellington	Lentini	
Fields, W	Malone	
Total—34		

NAYS

Total—0

ABSENT

Mr. President	Fields, C	Schedler
Cravins	Jones, C	
Total—5		

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

SENATE CONCURRENT RESOLUTION NO. 49—

BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To urge and request the office of state lands, and all other state departments and agencies, to identify possible state lands that could be designated for public hunting, birding, hiking or other outdoor recreational uses.

Reported favorably by the Committee on Natural Resources.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields, W	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux	McPherson
Bean	Heitmeier	Michot
Boissiere	Hines	Mount
Cain	Hollis	Romero
Campbell	Hoyt	Smith
Chaisson	Irons	Tarver
Dardenne	Johnson	Theunissen
Dean	Jones, B	Thomas
Dupre	Lambert	Ullo
Ellington	Lentini	
Total—35		

NAYS

Total—0

ABSENT

Cravins	Jones, C
Fields, C	Schedler
Total—4	

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

SENATE CONCURRENT RESOLUTION NO. 50—

BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To urge and request the Louisiana Wildlife and Fisheries Commission and the United States Fish and Wildlife Service to increase the daily bag and possession limit on wood ducks if recommended by the Department of Wildlife and Fisheries after a biological and feasibility study.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Original Senate Concurrent Resolution No. 50 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 4, between "ducks" and "." insert "if recommended by the Department of Wildlife and Fisheries after a biological and feasibility study"

AMENDMENT NO. 2

April 18, 2001

On page 2, line 3, between "duck population" and "." insert "if recommended by the Department of Wildlife and Fisheries after a biological study to determine the estimated wood duck population and the feasibility of increasing the bag and possession limits"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Bajoie, Barham, Bean, Boissiere, Cain, Campbell, Chaisson, Dardenne, Dean, Dupre, Ellington, Fields, W, Total—34; Fontenot, Gautreaux, Heitmeier, Hines, Hollis, Hoyt, Irons, Johnson, Jones, B, Lambert, Lentini, Malone; Marionneaux, McPherson, Michot, Mount, Romero, Smith, Tarver, Theunissen, Thomas, Ullo

NAYS

Total—0

ABSENT

Table with 3 columns: Mr. President, Cravins, Total—5; Fields, C, Jones, C; Schedler

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

SENATE CONCURRENT RESOLUTION NO. 52—

BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To urge and request the attorney general, the Coastal Zone Management Program and the office of state lands to give the public notice prior to any coastal waterways being barricaded or gated.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Original Senate Concurrent Resolution No. 52 by Senator McPherson

AMENDMENT NO. 1

on page 1, line 4, change "coastal" to "public"

AMENDMENT NO. 2

On page 2, line 10, change "coastal" to "public"

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

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

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. 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.

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

Table with 3 columns of names: Bajoie, Barham, Bean, Boissiere, Cain, Campbell, Chaisson, Cravins, Dardenne, Dean, Dupre, Ellington, Total—34; Fields, W, Fontenot, Gautreaux, Heitmeier, Hines, Hollis, Hoyt, Irons, Johnson, Lambert, Lentini, Malone; Marionneaux, McPherson, Mount, Romero, Schedler, Smith, Tarver, Theunissen, Thomas, Ullo

NAYS

Total—0

ABSENT

Table with 3 columns: Mr. President, Fields, C, Total—5; Jones, B, Jones, C; Michot

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. 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.

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

Bajoie	Fields, W	Malone
Barham	Fontenot	Marionneaux
Bean	Gautreaux	McPherson
Boissiere	Heitmeier	Michot
Cain	Hines	Mount
Campbell	Hollis	Romero
Chaisson	Hoyt	Smith
Cravins	Irons	Tarver
Dardenne	Johnson	Theunissen
Dean	Jones, B	Thomas
Dupre	Lambert	Ullo
Ellington	Lentini	
Total—35		

NAYS

Total—0

ABSENT

Mr. President	Jones, C
Fields, C	Schedler
Total—4	

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.

Senator Ellington in the Chair

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.

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

Bajoie	Ellington	Malone
Barham	Fields, W	Marionneaux
Bean	Gautreaux	McPherson
Boissiere	Heitmeier	Michot
Cain	Hines	Mount
Campbell	Hollis	Romero
Chaisson	Hoyt	Smith
Cravins	Irons	Tarver
Dardenne	Johnson	Theunissen
Dean	Jones, B	Thomas
Dupre	Lambert	Ullo
Total—33		

NAYS

Total—0

ABSENT

Mr. President	Fontenot	Lentini
Fields, C	Jones, C	Schedler
Total—6		

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

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.

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

Bajoie	Fontenot	Malone
Barham	Gautreaux	Michot
Bean	Heitmeier	Mount
Boissiere	Hines	Romero
Cain	Hollis	Smith
Campbell	Hoyt	Tarver
Chaisson	Irons	Theunissen
Dardenne	Johnson	Thomas
Dean	Jones, B	Ullo
Dupre	Lambert	
Ellington	Lentini	
Total—31		

NAYS

Marionneaux
Total—1

ABSENT

Mr. President	Fields, W	Schedler
Cravins	Jones, C	
Fields, C	McPherson	
Total—7		

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.

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.

Floor Amendments Sent Up

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator WFields to Engrossed Senate Bill No. 575 by Senator Ullo

AMENDMENT NO. 1

April 18, 2001

On page 2, at the end of line 13 insert the following:

"Lobbyists representing only non-profit organizations defined as 501(c)(3) pursuant to the Federal Internal Revenue Code which represent other non-profit organizations or individuals who do not belong to any specific organization shall pay a one-time registration fee of twenty-five dollars."

Senator W. Fields moved adoption of the amendments.

Senator Ullo objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Dean	Jones, B
Boissiere	Dupre	Marionneau
Cain	Fields, W	McPherson
Campbell	Irons	Thomas
Cravins	Johnson	
Total—14		

NAYS

Mr. President	Hines	Romero
Barham	Hollis	Schedler
Bean	Hoyt	Smith
Chaisson	Lambert	Tarver
Dardenne	Lentini	Theunissen
Ellington	Malone	Ullo
Fontenot	Michot	
Gautreaux	Mount	
Total—22		

ABSENT

Fields, C	Heitmeier	Jones, C
Total—3		

The Chair declared the amendments were rejected.

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

NAYS

Bean	Fields, W
Dean	Irons
Total—4	

ABSENT

Fields, C	Jones, C
Total—2	

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.

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.

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

Bajoie	Fontenot	Marionneau
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
Dupre	Lambert	Thomas
Ellington	Lentini	Ullo
Fields, W	Malone	
Total—35		

NAYS

Total—0

ABSENT

Mr. President	Fields, C
Dean	Jones, C
Total—4	

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.

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.

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

Bajoie	Fontenot	McPherson
Barham	Gautreaux	Michot
Bean	Heitmeier	Mount

Boissiere	Hines	Romero
Cain	Hollis	Schedler
Campbell	Hoyt	Smith
Chaisson	Irons	Tarver
Cravins	Johnson	Theunissen
Dardenne	Lambert	Thomas
Dupre	Lentini	Ullo
Ellington	Malone	

Total—32

NAYS

Fields, W	Marionneaux
-----------	-------------

Total—2

ABSENT

Mr. President	Fields, C	Jones, C
Dean	Jones, B	

Total—5

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.

Mr. President in the Chair

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fields, W	Lentini
Barham	Fontenot	Marionneaux
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	Lambert	Ullo

Total—33

NAYS

Total—0

ABSENT

Mr. President	Fields, C	Malone
Dean	Jones, C	Thomas

Total—6

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

Senator Lambert in the Chair

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fontenot	McPherson
Barham	Gautreaux	Michot
Bean	Heitmeier	Mount
Boissiere	Hines	Romero
Cain	Hollis	Schedler
Chaisson	Hoyt	Smith
Dardenne	Irons	Tarver
Dean	Johnson	Theunissen
Dupre	Lambert	Thomas
Ellington	Lentini	Ullo
Fields, W	Malone	

Total—32

NAYS

Marionneaux

Total—1

ABSENT

Mr. President	Cravins	Jones, B
Campbell	Fields, C	Jones, C

Total—6

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fields, W	Malone
Barham	Fontenot	Marionneaux
Bean	Gautreaux	McPherson
Boissiere	Heitmeier	Michot
Cain	Hines	Mount
Campbell	Hollis	Romero
Chaisson	Hoyt	Smith
Dardenne	Irons	Tarver
Dean	Johnson	Theunissen
Dupre	Lambert	Thomas
Ellington	Lentini	Ullo

April 18, 2001

Total—33

NAYS

Total—0

ABSENT

Mr. President	Fields, C	Jones, C
Cravins	Jones, B	Schedler
Total—6		

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

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.

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

Bajoie	Fontenot	Marionneau
Barham	Gautreaux	McPherson
Bean	Heitmeier	Michot
Boissiere	Hines	Mount
Cain	Hollis	Romero
Campbell	Hoyt	Schedler
Chaisson	Irons	Smith
Dardenne	Johnson	Tarver
Dean	Jones, B	Theunissen
Dupre	Lambert	Thomas
Ellington	Lentini	Ullo
Fields, W	Malone	
Total—35		

NAYS

Total—0

ABSENT

Mr. President	Fields, C
Cravins	Jones, C
Total—4	

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. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fields, W	Marionneau
Barham	Fontenot	McPherson
Bean	Gautreaux	Michot
Boissiere	Heitmeier	Mount
Cain	Hines	Romero
Campbell	Hollis	Schedler
Chaisson	Hoyt	Smith
Cravins	Irons	Tarver
Dardenne	Johnson	Theunissen
Dean	Jones, B	Thomas
Dupre	Lambert	Ullo
Ellington	Lentini	
Total—35		

NAYS

Malone
Total—1

ABSENT

Mr. President	Fields, C	Jones, C
Total—3		

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

SENATE BILL NO. 274—
BY SENATORS DARDENNE AND SCHEDLER
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.

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. 274 by Senator Dardenne

AMENDMENT NO. 1

On page 3, line 3, following "39:87.1" insert ", et seq."

On motion of Senator Lambert, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fontenot	McPherson
Barham	Gautreaux	Michot
Bean	Hines	Mount
Boissiere	Hollis	Romero

Cain	Hoyt	Schedler
Campbell	Irons	Smith
Chaisson	Johnson	Tarver
Dardenne	Jones, B	Theunissen
Dean	Lambert	Thomas
Dupre	Lentini	Ullo
Ellington	Malone	
Fields, W	Marionneaux	
Total—34		

NAYS

Total—0

ABSENT

Mr. President	Fields, C	Jones, C
Cravins	Heitmeier	
Total—5		

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

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.

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fontenot	Marionneaux
Barham	Gautreaux	McPherson
Bean	Heitmeier	Michot
Boissiere	Hines	Mount
Cain	Hollis	Romero
Campbell	Hoyt	Schedler
Chaisson	Irons	Smith
Dardenne	Johnson	Tarver
Dean	Jones, B	Theunissen
Dupre	Lambert	Thomas
Ellington	Lentini	Ullo
Fields, W	Malone	
Total—35		

NAYS

Total—0

ABSENT

Mr. President	Fields, C
Cravins	Jones, C
Total—4	

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fontenot	Marionneaux
Barham	Gautreaux	McPherson
Bean	Heitmeier	Michot
Boissiere	Hines	Mount
Cain	Hollis	Romero
Campbell	Hoyt	Schedler
Chaisson	Irons	Smith
Dardenne	Johnson	Tarver
Dean	Jones, B	Theunissen
Dupre	Lambert	Thomas
Ellington	Lentini	Ullo
Fields, W	Malone	
Total—35		

NAYS

Total—0

ABSENT

Mr. President	Fields, C
Cravins	Jones, C
Total—4	

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

SENATE BILL NO. 352—
BY SENATOR MCPHERSON AND ELLINGTON
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; and to provide for related matters.

Floor Amendments Sent Up

Senator McPherson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Engrossed Senate Bill No. 352 by Senator McPherson

AMENDMENT NO. 1

On page 1, after line 16, insert the following:

"Section 2. There shall be no timber cutting on any of the described property."

April 18, 2001

On motion of Senator McPherson, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Bajoie, Barham, Bean, Boissiere, Cain, Campbell, Chaisson, Dardenne, Dupre, Ellington, Fields, W, Total—33; Fontenot, Gautreaux, Hines, Hollis, Hoyt, Irons, Johnson, Jones, B, Lambert, Lentini, Malone; Marionneaux, McPherson, Michot, Mount, Romero, Schedler, Smith, Tarver, Theunissen, Thomas, Ullo.

NAYS

Dean Total—1

ABSENT

Table with 3 columns: Mr. President, Cravins, Total—5; Fields, C, Heitmeier; Jones, C.

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

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 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Bajoie, Barham, Bean, Boissiere, Cain, Campbell, Chaisson, Dardenne, Dean, Dupre, Ellington, Total—33; Fields, W, Fontenot, Gautreaux, Hines, Hollis, Hoyt, Irons, Johnson, Jones, B, Lambert, Lentini; Malone, Marionneaux, McPherson, Michot, Mount, Romero, Schedler, Smith, Tarver, Theunissen, Ullo.

NAYS

Total—0

ABSENT

Table with 3 columns: Mr. President, Cravins, Total—6; Fields, C, Heitmeier; Jones, C, Thomas.

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

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.

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

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.

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

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.

Floor Amendments Sent Up

Senator Boissiere sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Boissiere to Engrossed Senate Bill No. 405 by Senator Boissiere

AMENDMENT NO. 1

On page 2, line 12, change "out of" to "while in"

On motion of Senator Boissiere, the amendments were adopted.

Floor Amendments Sent Up

Senator Lambert sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lambert on behalf of the Legislative Bureau to Engrossed Senate Bill No. 405 by Senator Boissiere

AMENDMENT NO. 1

On page 1, line 9, following "R.S." and before "hereby" change "11:217 is" to "11:217 and 221(D)(4) are"

On motion of Senator Lambert, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS		
Mr. President	Fields, W	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux	McPherson
Bean	Heitmeier	Michot
Boissiere	Hines	Mount
Cain	Hollis	Romero
Campbell	Hoyt	Schedler
Chaisson	Irons	Smith
Dardenne	Johnson	Theunissen
Dean	Jones, B	Thomas
Dupre	Lambert	Ullo
Ellington	Lentini	
Total—35		
NAYS		
Total—0		
ABSENT		
Cravins	Jones, C	
Fields, C	Tarver	
Total—4		

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS		
Bajoie	Fields, W	Malone
Barham	Fontenot	McPherson
Bean	Gautreaux	Michot
Boissiere	Heitmeier	Mount
Cain	Hines	Romero
Campbell	Hollis	Schedler
Chaisson	Hoyt	Smith
Dardenne	Johnson	Tarver
Dean	Jones, B	Theunissen
Dupre	Lambert	Thomas
Ellington	Lentini	Ullo
Total—33		
NAYS		
Total—0		
ABSENT		
Mr. President	Fields, C	Jones, C

Cravins
Total—6 Irons Marionneaux

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

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.

Floor Amendments Sent Up

Senator Dardenne sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed Senate Bill No. 437 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 2, change "(A)(1)(b)(i)" to "(A)(1)(a)(iii) and (b)(i)"

AMENDMENT NO. 2

On page 1, line 3, after "Students;" insert "to provide relative to residency and citizenship requirements;"

AMENDMENT NO. 3

On page 1, line 7, change "(A)(1)(b)(i) is" to "(A)(1)(a)(iii) and (b)(i) are"

AMENDMENT NO. 4

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

"(a)	*	*	*
	*	*	*

(iii) For a student graduating from high school during the 1999-2000 school year or thereafter, is a citizen of the United States and if an independent student, as defined by the administering agency, is a resident of Louisiana or if a dependent student, as defined by the administering agency, has a parent or legal guardian who is a resident of Louisiana during the twenty-four months preceding the date of the student's graduation from high school, or is the dependent child of a resident of Louisiana on active duty with the United States Armed Forces who is stationed outside Louisiana but who claims Louisiana as his home of record and who has filed a Louisiana state income tax return for the most recent two years, or is the dependent child of a nonresident on active duty with the United States Armed Forces who is stationed in Louisiana under permanent change of station orders and who not later than sixty days after reporting to such station changes his military personnel records to establish Louisiana as his official home of record and complies with Louisiana income tax laws and regulations for the time period while stationed in Louisiana. A student who is not a citizen of the United States but who is a permanent resident, as defined by the United States Immigration and Naturalization Service, and eligible to apply for such United States citizenship shall be deemed to satisfy the citizenship requirement of this Subparagraph, if within sixty days after the date the student attains the age of majority, the student applies to become a citizen of the United States and obtains such citizenship within one year after the date of application."

On motion of Senator Dardenne, the amendments were adopted.

Floor Amendments Sent Up

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator W. Fields to Engrossed Senate Bill No. 437 by Senator Dardenne

AMENDMENT NO. 1

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

AMENDMENT NO. 2

On page 1, line 4, after "Awards;" insert "to provide relative to the eligibility requirements for certain students who graduate from high schools in states other than Louisiana;"

AMENDMENT NO. 3

On page 1, line 7, delete "is" and insert in lieu thereof ", (P)(1)(b) and (d), (2)(c) and (d), (3)(c) and (d), and (4)(c) and (d) are"

AMENDMENT NO. 4

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

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

* * *

(b) The (i) For any student graduating from high school through the 2001-2002 school year, the student has a composite score on the 1990 version of the American College Test which is at least three points higher than that required by this Section for a student graduating from a Louisiana public high school or nonpublic high school which has been approved by the State Board of Elementary and Secondary Education or an equivalent concordant value on an enhanced or revised version of such test or on the Scholastic Aptitude Test.

(ii) Beginning with 2002-2003 school year and thereafter, any student who graduates from an out-of-state high school as provided in Subparagraph (a) of this Paragraph shall meet the same requirements as are required for Louisiana public and approved nonpublic high school students for a TOPS-Tech Award.

* * *

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

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

* * *

(c) The (i) For any student graduating from high school through the 2001-2002 school year, the student has a composite score on the 1990 version of the American College Test which is at least three points higher than that required by this Section for a student graduating from a Louisiana public high school or nonpublic high school which has been approved by the State Board of Elementary and Secondary Education or an equivalent concordant value on an enhanced or revised version of such test or on the Scholastic Aptitude Test.

(ii) Beginning with 2002-2003 school year and thereafter, any student who graduates from an out-of-state high school as

provided in Subparagraph (1)(a) of this Subsection shall meet the same requirements as are required for Louisiana public and approved nonpublic high school students for an Opportunity Award.

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

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

* * *

(c) The (i) For any student graduating from high school through the 2001-2002 school year, the student has a composite score on the 1990 version of the American College Test which is at least three points higher than that required by this Section for a student graduating from a Louisiana public high school or nonpublic high school which has been approved by the State Board of Elementary and Secondary Education or an equivalent concordant value on an enhanced or revised version of such test or on the Scholastic Aptitude Test.

(ii) Beginning with 2002-2003 school year and thereafter, any student who graduates from an out-of-state high school as provided in Subparagraph (1)(a) of this Subsection shall meet the same requirements as are required for Louisiana public and approved nonpublic high school students for a Performance Award.

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

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

* * *

(c) The (i) For any student graduating from high school through the 2001-2002 school year, the student has a composite score on the 1990 version of the American College Test which is at least three points higher than that required by this Section for a student graduating from a Louisiana public high school or nonpublic high school which has been approved by the State Board of Elementary and Secondary Education or an equivalent concordant value on an enhanced or revised version of such test or on the Scholastic Aptitude Test.

(ii) Beginning with 2002-2003 school year and thereafter, any student who graduates from an out-of-state high school as provided in Subparagraph (1)(a) of this Subsection shall meet the same requirements as are required for Louisiana public and approved nonpublic high school students for an Honors Award.

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

* * *

Senator W. Fields moved adoption of the amendments.

Senator Theunissen objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Dupre	Johnson
Boissiere	Fields, W	Marionneau
Campbell	Hines	Tarver
Dean	Irons	
Total—11		
	NAYS	
Mr. President	Gautreaux	Michot
Barham	Heitmeier	Mount
Bean	Hollis	Schedler
Cain	Hoyt	Smith
Chaisson	Jones, B	Theunissen
Dardenne	Lambert	Thomas
Ellington	Lentini	Ullo
Fontenot	Malone	
Total—23		
	ABSENT	
Cravins	Jones, C	Romero
Fields, C	McPherson	
Total—5		

The Chair declared the amendments were rejected.

Floor Amendments Sent Up

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator W. Fields to Engrossed Senate Bill No. 437 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 2, before "relative" insert "(A)(2) and the introductory paragraph of (3), and to enact R.S. 17:3048.1(A)(1)(b)(iii), (c)(iii), and (d)(iii)."

AMENDMENT NO. 2

On page 1, line 4, after "Awards;" insert "to provide relative to the qualifications for students who graduate from public and approved nonpublic high schools in Louisiana;"

AMENDMENT NO. 3

On page 1, line 7, after "(i)" delete the remainder of the line and insert ", (A)(2) and the introductory paragraph of (3) are hereby amended and reenacted, and R.S. 17:3048.1(A)(1)(b)(iii), (c)(iii), and (d)(iii) are hereby enacted"

AMENDMENT NO. 4

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

"R.S. 17:3048.1(A)(1)(b)(iii) is all proposed new law.

(iii) Beginning with any student who graduates during the 2000-2001 school year, any student who otherwise meets the requirements of this Subparagraph but fails to earn the required minimum grade point average or fails to complete the core curriculum defined in Subparagraph (e) of this Paragraph, but who has a composite score on the 1990 version of the American College Test which is at least three points higher than that otherwise required by this Section for a student graduating from a Louisiana public high school or an approved nonpublic high school or an equivalent concordant value on an enhanced or revised version of such test or the Scholastic Aptitude Test shall also be deemed to meet the requirements of this Subparagraph for the purposes of this program.

(c) * * *

* * *

R.S. 17:3048.1(A)(1)(c)(iii) is all proposed new law.

(iii) Beginning with any student who graduates during the 2000-2001 school year, any student who otherwise meets the requirements of this Subparagraph but fails to earn the required minimum grade point average or fails to complete the core curriculum defined in Subparagraph (e) of this Paragraph, but who has a composite score on the 1990 version of the American College Test which is at least three points higher than that otherwise required by this Section for a student graduating from a Louisiana public high school or an approved nonpublic high school or an equivalent concordant value on an enhanced or revised version of such test or the Scholastic Aptitude Test shall also be deemed to meet the requirements of this Subparagraph and shall be the recipient of an "Performance Award" for the purposes of this program.

(d) * * *

* * *

R.S. 17:3048.1(A)(1)(d)(iii) is all proposed new law.

(iii) Beginning with any student who graduates during the 2000-2001 school year, any student who otherwise meets the requirements of this Subparagraph but fails to earn the required minimum grade point average or fails to complete the core curriculum defined in Subparagraph (e) of this Paragraph, but who has a composite score on the 1990 version of the American College Test which is at least three points higher than that otherwise required by this Section for a student graduating from a Louisiana public high school or an approved nonpublic high school or an equivalent concordant value on an enhanced or revised version of such test or the Scholastic Aptitude Test shall also be deemed to meet the requirements of this Subparagraph and shall be the recipient of an "Honors Award" for the purposes of this program.

* * *

(2) Any student who applies for an Opportunity Award in accordance with Subparagraph (A)(1)(b), who enrolled in any public college or university in the state to pursue an academic undergraduate degree or skill or occupational training, including a vocational or technical education certificate or diploma program or a nonacademic undergraduate degree, and who meets the qualifications enumerated in Subparagraphs (A)(1)(a), (e), and (f), **except as otherwise provided for in (A)(1)(b)**, shall be awarded by the state an amount determined by the administering agency to equal the tuition charged by the public college or university attended in the state. For any student who meets such qualifications and who has enrolled at any regionally accredited independent college or university in the state which is a member of the Louisiana Association of Independent Colleges and Universities to pursue an academic undergraduate degree or skill or occupational training, including a vocational or technical education certificate or diploma program or a nonacademic undergraduate degree, the state shall award an amount to be determined by the administering agency to equal the weighted average of amounts paid under this Section for students attending public colleges and universities that offer academic undergraduate degrees at the baccalaureate level or an amount to be determined by the administering agency to equal the weighted average of amounts paid under this Section for students attending public colleges and universities who are enrolled in the permitted skill or occupational training, as may be applicable.

(3) Any student who applies for a Performance or an Honors Award in accordance with Subparagraph (A)(1)(c) or (d) and who meets the qualifications enumerated in Subparagraphs (A)(1)(a), (e), and (f), **except as otherwise provided for in (A)(1)(c) or (d)**, shall have payments made on their behalf as follows:

* * *

April 18, 2001

Senator W. Fields moved adoption of the amendments.

Senator Theunissen objected.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Bajoie, Boissiere, Cain, Campbell, Cravins, Total—15; Dean, Dupre, Fields, W, Fontenot, Heitmeier; Hines, Irons, Johnson, Malone, Marionneaux

NAYS

Table with 3 columns of names: Mr. President, Barham, Bean, Chaisson, Dardenne, Gautreaux, Total—16; Hollis, Hoyt, Jones, B, Lambert, Lentini, Michot; Mount, Schedler, Smith, Theunissen

ABSENT

Table with 3 columns of names: Ellington, Fields, C, Jones, C, Total—8; McPherson, Romero, Tarver; Thomas, Ullo

The Chair declared the amendments were rejected.

Floor Amendments Sent Up

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator W. Fields to Engrossed Senate Bill No. 437 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 2, before "relative" insert "(c)(i), and (d)(i), and (Q)(2)(a), (3)(a) and (4)(a), and to enact R.S. 17:3048.1(P)(1)(e), (2)(e), (3)(e), and (4)(e) and (Q)(1)(f),"

AMENDMENT NO. 2

On page 1, line 4, after "Awards;" insert "to require as an eligibility requirement that a student take and pass any test required by law or rule to graduate from a public high school in Louisiana;"

AMENDMENT NO. 3

On page 1, line 7, after "(i)" delete the remainder of the line and insert ", (c)(i), and (d)(i), and (Q)(2)(a), (3)(a) and (4)(a) are hereby amended and reenacted, and R.S. 17:3048.1(P)(1)(e), (2)(e), (3)(e), and (4)(e) and (Q)(1)(f) are hereby enacted"

AMENDMENT NO. 4

On page 2, line 11, before "has" insert "has taken and passed any test required by law or rule for a student to graduate from a public high school in Louisiana;"

AMENDMENT NO. 5

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

"(c)(i) Has been certified as provided in Subsection D of this Section to have graduated from a public high school or nonpublic high school which has been approved by the State Board of Elementary and

Secondary Education, has enrolled, unless granted an exception for cause by the administering agency, in an eligible college or university as a first-time freshman not later than the semester, excluding summer semesters or sessions, immediately following the first anniversary of the date that the student graduated from high school or, if the student joins the United States Armed Forces within one year after graduating from high school, has enrolled in an eligible college or university as a first-time freshman not later than the semester, excluding summer semesters or sessions, immediately following the fifth anniversary of the date that the student graduated from high school, has taken and passed any test required by law or rule for a student to graduate from a public high school in Louisiana, has achieved a minimum cumulative grade point average of 3.50 calculated on a 4.00 scale, and has a composite score on the 1990 version of the American College Test of twenty-three or higher or an equivalent concordant value on any enhanced or revised version of such test or on the Scholastic Aptitude Test. As distinguished from all other students qualifying for this program, a student who meets the requirements of this Subparagraph shall receive and be recognized as the recipient of a "Performance Award" for the purposes of this program.

* * *

(d)(i) Has been certified as provided in Subsection D of this Section to have graduated from a public high school or nonpublic high school which has been approved by the State Board of Elementary and Secondary Education with a minimum cumulative grade point average of 3.50 on a 4.00 scale and a score of twenty-seven or higher on the 1990 version of the American College Test or an equivalent concordant value on any enhanced or revised version of such test or on the Scholastic Aptitude Test, and, unless granted an exception for cause by the administering agency, has taken and passed any test required by law or rule for a student to graduate from a public high school in Louisiana, has enrolled in an eligible college or university as a first-time freshman not later than the semester, excluding summer semesters or sessions, immediately following the first anniversary of the date that the student graduated from high school or, if the student joins the United States Armed Forces within one year after graduating from high school, has enrolled in an eligible college or university as a first-time freshman not later than the semester, excluding summer semesters or sessions, immediately following the fifth anniversary of the date that the student graduated from high school. As distinguished from all other students qualifying for this program, a student who meets the requirements of this Subparagraph shall receive and be recognized as the recipient of an "Honors Award" for the purposes of this program.

* * *

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

* * *

R.S. 17:3048.1(P)(1)(e) is all proposed new law.

(e) Beginning with the 2001-2002 school year and thereafter, the student has taken and passed any test required by law or rule for a student to graduate from a public high school in Louisiana.

* * *

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

* * *

R.S. 17:3048.1(P)(2)(e) is all proposed new law.

(e) Beginning with the 2001-2002 school year and thereafter, the student has taken and passed any test required by law or rule for a student to graduate from a public high school in Louisiana.

* * *

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

* * *

R.S. 17:3048.1(P)(3)(e) is all proposed new law.

(e) Beginning with the 2001-2002 school year and thereafter, the student has taken and passed any test required by law or rule for a student to graduate from a public high school in Louisiana.

* * *

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

* * *

R.S. 17:3048.1(P)(4)(e) is all proposed new law.

(e) Beginning with the 2001-2002 school year and thereafter, the student has taken and passed any test required by law or rule for a student to graduate from a public high school in Louisiana.

* * *

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

* * *

R.S. 17:3048.1(Q)(1)(f) is all proposed new law.

(f) Beginning with the 2001-2002 school year and thereafter, the student has taken and passed any test required by law or rule for a student to graduate from a public high school in Louisiana.

* * *

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

(a) The student meets the eligibility requirements provided in Subparagraphs (1)(a), (b), and (d) and (f) of this Subsection.

* * *

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

(a) The student meets the eligibility requirements provided in Subparagraphs (1)(a), (b), and (d) and (f) of this Subsection.

* * *

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

(a) The student meets the eligibility requirements provided in Subparagraphs (1)(a), (b), and (d) and (f) of this Subsection.

* * *"

Senator W. Fields moved adoption of the amendments.

Senator Theunissen objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Cravins	Irons
Boissiere	Dean	Johnson
Cain	Fields, W	Marionneaux
Campbell	Hines	McPherson
Total—12		

NAYS

Mr. President	Gautreaux	Romero
Barham	Hollis	Schedler
Bean	Jones, B	Smith
Chaisson	Lambert	Theunissen
Dardenne	Lentini	Thomas
Dupre	Malone	Ullo
Ellington	Michot	
Fontenot	Mount	
Total—22		

ABSENT

Fields, C	Hoyt	Tarver
Heitmeier	Jones, C	
Total—5		

The Chair declared the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Hollis	Mount
Barham	Hoyt	Romero
Boissiere	Irons	Schedler
Chaisson	Jones, B	Theunissen
Dardenne	Lambert	Ullo
Dean	Michot	
Total—17		

NAYS

Bajoie	Fields, W	Malone
Bean	Fontenot	Marionneaux
Cain	Gautreaux	McPherson
Campbell	Heitmeier	Smith
Cravins	Hines	Thomas
Dupre	Johnson	
Ellington	Lentini	
Total—19		

ABSENT

April 18, 2001

Fields, C Jones, C Tarver
Total—3

The Chair declared the amended bill failed to pass.

Notice of Reconsideration

Senator Dardenne, 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.

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.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini to Engrossed Senate Bill No. 473 by Senator Smith

AMENDMENT NO. 1

On page 1, line 2, after "264," insert the following: "and to enact R.S. 42:264.1"

AMENDMENT NO. 2

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

"Section 2. R.S. 42:264.1 is hereby enacted to read as follows:

§264.1 Exceptions

R.S. 42:264.1 is all proposed new law.

Notwithstanding any provision of this Part or any law to the contrary, in any parish which has adopted a home rule charter and such charter provides for the employment of a parish attorney or a special attorney or counsel, the employment of any attorney or counsel to represent the parish generally or to represent it in any special matter shall be in accordance with the provisions of the home rule charter."

AMENDMENT NO. 3

On page 3, line 14, after "Section" change the "2" to "3"

AMENDMENT NO. 4

On page 3, line 15, after "Section" change the "3" to "4"

On motion of Senator Lentini, the amendments were adopted.

Floor Amendments Sent Up

Senator Romero sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Romero to Engrossed Senate Bill No. 473 by Senator Smith

AMENDMENT NO. 1

On page 1, line 4, change "any" to "certain" and change "authority" to "authorities"

AMENDMENT NO. 2

On page 1, line 5, after "employ" delete "an attorney" and insert "attorneys"

AMENDMENT NO. 3

On page 1, line 5, change "it" to "their"

AMENDMENT NO. 4

On page 1, line 6, change "attorney" to "attorneys"

AMENDMENT NO. 5

On page 1, line 13, after "parish" insert "except those of Lafayette, St. Landry, Vermilion, Calcasieu, Jefferson-Davis, Cameron, Acadia, Iberia, St. Martin, Assumption, Tensas, East Carroll, West Carroll, Avoyelles, Ascension, Allen, Evangeline, Bossier, Claiborne, Bienville, Webster, Rapides, St. Charles, St. John the Baptist, Lafourche, Terrebonne, Caddo, DeSoto, St. James, Iberville, Richland, Madison, Pointe Coupee, Ouachita, and West Baton Rouge"

AMENDMENT NO. 6

On page 2, line 8, after "commission" insert "except those of Lafayette, St. Landry, Vermilion, Calcasieu, Jefferson-Davis, Cameron, Acadia, Iberia, St. Martin, Assumption, Tensas, East Carroll, West Carroll, Avoyelles, Ascension, Allen, Evangeline, Bossier, Claiborne, Bienville, Webster, Rapides, St. Charles, St. John the Baptist, Lafourche, Terrebonne, Caddo, DeSoto, St. James, Iberville, Richland, Madison, Pointe Coupee, Ouachita, and West Baton Rouge"

AMENDMENT NO. 7

On page 2, line 19, after "state board" insert "except those of Lafayette, St. Landry, Vermilion, Calcasieu, Jefferson-Davis, Cameron, Acadia, Iberia, St. Martin, Assumption, Tensas, East Carroll, West Carroll, Avoyelles, Ascension, Allen, Evangeline, Bossier, Claiborne, Bienville, Webster, Rapides, St. Charles, St. John the Baptist, Lafourche, Terrebonne, Caddo, DeSoto, St. James, Iberville, Richland, Madison, Pointe Coupee, Ouachita, and West Baton Rouge"

AMENDMENT NO. 8

On page 3, line 6, after "commission" insert "except those of Lafayette, St. Landry, Vermilion, Calcasieu, Jefferson-Davis, Cameron, Acadia, Iberia, St. Martin, Assumption, Tensas, East Carroll, West Carroll, Avoyelles, Ascension, Allen, Evangeline, Bossier, Claiborne, Bienville, Webster, Rapides, St. Charles, St. John the Baptist, Lafourche, Terrebonne, Caddo, DeSoto, St. James, Iberville, Richland, Madison, Pointe Coupee, Ouachita, and West Baton Rouge"

On motion of Senator Romero, the amendments were adopted.

Floor Amendments Sent Up

Senator Ellington sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ellington to Engrossed Senate Bill No. 473 by Senator Smith

AMENDMENT NO. 1

In Senate Floor Amendments proposed by Senator Romero and adopted by the Senate on April 18, 2001, in Amendments 5, 6, 7 and 8, delete "Ouachita"

Senator Ellington moved adoption of the amendments.

Senator C. Jones objected.

ROLL CALL

The roll was called with the following result:

YEAS

Barham	Fontenot	Malone
Bean	Gautreaux	Michot
Boissiere	Heitmeier	Mount
Cain	Hollis	Romero
Chaisson	Hoyt	Schedler
Dardenne	Jones, B	Smith
Dean	Lambert	Thomas
Ellington	Lentini	Ullo
Total—24		

NAYS

Bajoie	Fields, W	Johnson
Cravins	Irons	Jones, C
Total—6		

ABSENT

Mr. President	Fields, C	McPherson
Campbell	Hines	Tarver
Dupre	Marionneaux	Theunissen
Total—9		

The Chair declared the amendments were adopted.

Floor Amendments Sent Up

Senator Cain sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cain to Engrossed Senate Bill No. 473 by Senator Smith

AMENDMENT NO. 1

On page 1, Line s4, change "any" to "certain" and change "authority" to "authorities"

AMENDMENT NO. 2

On page 1, line 5, after "employ" delete "an attorney" and insert "attorneys"

AMENDMENT NO. 3

On page 1, line 5, change "it" to "their"

AMENDMENT NO. 4

On page 1, line 6, change "attorney" to "attorneys"

AMENDMENT NO. 5

On page 1, line 13, after " a parish" insert "except those of Vernon and Beauregard"

AMENDMENT NO. 6

On page 2, line 8, after "commission" insert "except those of Vernon and Beauregard"

AMENDMENT NO. 7

On page 2, line 19, after "state board" insert "except those of Vernon and Beauregard"

AMENDMENT NO. 8

On page 3, line 6, after "commission" insert "except those of Vernon and Beauregard"

On motion of Senator Cain, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lambert
Barham	Fontenot	Lentini
Cain	Gautreaux	Malone
Dardenne	Hollis	Schedler
Dean	Irons	Smith
Dupre	Jones, B	Ullo
Total—18		

NAYS

Bajoie	Heitmeier	Michot
Bean	Hines	Mount
Boissiere	Hoyt	Romero
Campbell	Johnson	Theunissen
Chaisson	Jones, C	Thomas
Cravins	Marionneaux	
Fields, W	McPherson	
Total—19		

ABSENT

Fields, C	Tarver
Total—2	

The Chair declared the amended bill failed to pass.

Notice of Reconsideration

Senator Smith, 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.

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

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Ellington	Malone	
Total—34		
	NAYS	
Total—0		
	ABSENT	
Cravins	Irons	Tarver
Fields, C	Jones, C	
Total—5		

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

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.

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

ROLL CALL

The roll was called with the following result:

	YEAS	
Mr. President	Ellington	Malone
Bajoie	Fields, W	Marionneaux
Barham	Fontenot	McPherson
Bean	Gautreaux	Michot
Boissiere	Heitmeier	Mount
Cain	Hines	Romero
Campbell	Hollis	Schedler
Chaisson	Hoyt	Smith
Cravins	Johnson	Theunissen
Dardenne	Jones, B	Thomas
Dean	Lambert	Ullo
Dupre	Lentini	
Total—35		
	NAYS	
Total—0		
	ABSENT	
Fields, C	Jones, C	Tarver
Irons		
Total—4		

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

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.

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

ROLL CALL

The roll was called with the following result:

	YEAS	
Mr. President	Ellington	Lentini
Bajoie	Fields, W	Malone
Barham	Fontenot	Marionneaux
Bean	Gautreaux	McPherson
Boissiere	Heitmeier	Michot
Cain	Hines	Mount
Campbell	Hollis	Romero
Chaisson	Hoyt	Schedler
Cravins	Irons	Smith
Dardenne	Johnson	Theunissen
Dean	Jones, B	Thomas
Dupre	Lambert	Ullo
Total—36		
	NAYS	
Total—0		
	ABSENT	
Fields, C	Jones, C	Tarver
Total—3		

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

SENATE BILL NO. 527—
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:1454, 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.

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. 527 by Senator Boissiere

AMENDMENT NO. 1

On page 1, line 10, following "enacted" and before "to" delete ", all"

On motion of Senator Lambert, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

	YEAS	
Mr. President	Fontenot	Malone
Bajoie	Gautreaux	Marionneaux
Barham	Heitmeier	McPherson

Bean	Hines	Michot
Boissiere	Hollis	Mount
Campbell	Hoyt	Romero
Chaisson	Irons	Schedler
Dardenne	Johnson	Smith
Dean	Jones, B	Theunissen
Ellington	Lambert	Thomas
Fields, W	Lentini	Ullo

Total—33

NAYS

Total—0

ABSENT

Cain	Dupre	Jones, C
Cravins	Fields, C	Tarver

Total—6

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

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; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—34

NAYS

Total—0

ABSENT

Mr. President	Fields, C	Tarver
Cravins	Jones, C	

Total—5

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

SENATE BILL NO. 529—
BY SENATOR BOISSIERE

AN ACT

To enact R.S. 11:1423(D), relative to the Louisiana Assessors' Retirement Fund; to provide relative to retirement options; to provide relative to the option reduction factor; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Ellington	Malone
Barham	Fontenot	McPherson
Bean	Gautreaux	Michot
Boissiere	Heitmeier	Mount
Cain	Hollis	Romero
Campbell	Hoyt	Schedler
Chaisson	Irons	Smith
Cravins	Johnson	Theunissen
Dardenne	Jones, B	Thomas
Dean	Lambert	Ullo
Dupre	Lentini	

Total—32

NAYS

Total—0

ABSENT

Mr. President	Hines	Tarver
Fields, C	Jones, C	
Fields, W	Marionneaux	

Total—7

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

Senator Ellington in the Chair

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fields, W	Malone
Barham	Fontenot	Marionneaux
Bean	Gautreaux	McPherson
Boissiere	Heitmeier	Michot
Cain	Hines	Mount
Campbell	Hollis	Romero
Chaisson	Hoyt	Schedler
Cravins	Irons	Smith
Dardenne	Johnson	Theunissen

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Dean Dupre Ellington Total—35	Jones, B Lambert Lentini	Thomas Ullo
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NAYS

Total—0

ABSENT

Mr. President Fields, C Total—4	Jones, C Tarver
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The Chair declared the bill was passed. The title was read and adopted. Senator Boissiere moved to reconsider the vote by which the bill was passed and laid the motion on the table.

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie Barham Bean Boissiere Cain Campbell Chaisson Cravins Dardenne Dupre Ellington Fields, W Total—34	Fontenot Gautreaux Heitmeier Hines Hollis Hoyt Irons Johnson Jones, B Lambert Lentini Malone	Marionneau McPherson Michot Mount Romero Schedler Smith Theunissen Thomas Ullo
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NAYS

Dean
Total—1

ABSENT

Mr. President Fields, C Total—4	Jones, C Tarver
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The Chair declared the bill was passed. The title was read and adopted. Senator Boissiere moved to reconsider the vote by which the bill was passed and laid the motion on the table.

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie Barham Bean Boissiere Cain Chaisson Cravins Dardenne Dean Dupre Ellington Total—33	Fontenot Gautreaux Heitmeier Hines Hollis Hoyt Irons Johnson Jones, B Lambert Lentini	Malone Marionneau McPherson Michot Mount Romero Schedler Smith Theunissen Thomas Ullo
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NAYS

Total—0

ABSENT

Mr. President Campbell Total—6	Fields, C Fields, W	Jones, C Tarver
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The Chair declared the bill was passed. The title was read and adopted. Senator Boissiere moved to reconsider the vote by which the bill was passed and laid the motion on the table.

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.

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

Bajoie Barham Bean Boissiere Cain Campbell Chaisson Cravins Dardenne Dean Dupre Ellington Total—35	Fields, W Fontenot Gautreaux Heitmeier Hines Hollis Hoyt Irons Johnson Jones, B Lambert Lentini	Malone Marionneau McPherson Michot Mount Romero Schedler Smith Theunissen Thomas Ullo
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NAYS

Total—0

ABSENT

Mr. President Jones, C
Fields, C Tarver
Total—4

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.

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fields, W	Malone
Barham	Fontenot	Marionneaux
Bean	Gautreaux	McPherson
Boissiere	Heitmeier	Michot
Cain	Hines	Mount
Campbell	Hollis	Romero
Chaisson	Hoyt	Schedler
Cravins	Irons	Smith
Dardenne	Johnson	Theunissen
Dean	Jones, B	Thomas
Dupre	Lentini	Ullo
Total—33		

NAYS

Ellington Lambert
Total—2

ABSENT

Mr. President Jones, C
Fields, C Tarver
Total—4

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

SENATE BILL NO. 629—

BY SENATORS MICHOT, FONTENOT, HOYT, SCHEDLER, SMITH, AND THOMAS, AND REPRESENTATIVES E. 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.

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fontenot	Marionneaux
Barham	Gautreaux	McPherson
Bean	Heitmeier	Michot
Boissiere	Hines	Mount
Cain	Hollis	Romero
Campbell	Hoyt	Schedler
Chaisson	Irons	Smith
Cravins	Johnson	Theunissen
Dardenne	Jones, B	Thomas
Dupre	Lambert	Ullo
Ellington	Lentini	
Fields, W	Malone	
Total—34		

NAYS

Dean
Total—1

ABSENT

Mr. President Jones, C
Fields, C Tarver
Total—4

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

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Total—35
NAYS

Total—0
ABSENT

Mr. President Jones, C
Fields, C Tarver
Total—4

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS		
Bajoie	Fields, W	Malone
Barham	Fontenot	Marionneaux
Bean	Gautreaux	McPherson
Boissiere	Heitmeier	Michot
Cain	Hines	Mount
Campbell	Hollis	Romero
Chaisson	Hoyt	Schedler
Cravins	Irons	Smith
Dardenne	Johnson	Theunissen
Dean	Jones, B	Thomas
Dupre	Lambert	Ulló
Ellington	Lentini	
Total—35		

NAYS

Total—0
ABSENT

Mr. President Jones, C
Fields, C Tarver
Total—4

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

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 3099.1, 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.

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. 690 by Senator Hoyt

AMENDMENT NO. 1

On page 1, line 14, following "expenses;" and before "the" change "authorizes" to "to authorize"

On motion of Senator Lambert, the amendments were adopted.

Floor Amendments Sent Up

Senator Hoyt sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hoyt to Engrossed Senate Bill No. 690 by Senator Hoyt

AMENDMENT NO. 1

On page 6, line 17, after "earnings" insert "." and delete the remainder of the line

AMENDMENT NO. 2

On page 6, delete line 18 in its entirety

On motion of Senator Hoyt, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS		
Bajoie	Fields, W	Malone
Barham	Fontenot	McPherson
Bean	Gautreaux	Michot
Boissiere	Heitmeier	Mount
Cain	Hines	Romero
Campbell	Hollis	Schedler
Chaisson	Hoyt	Smith
Cravins	Irons	Theunissen
Dardenne	Johnson	Thomas
Dean	Jones, B	Ulló
Dupre	Lambert	
Ellington	Lentini	
Total—34		

NAYS

Total—0

ABSENT

Mr. President Jones, C
Fields, C Marionneaux
Tarver

Total—5

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

SENATE BILL NO. 704—
BY SENATOR FONTENOT AND REPRESENTATIVES DANIEL AND PINAC
AN ACT

To amend and reenact R.S. 51:911.21, 911.22, 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.

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

Bajoie	Fontenot	Marionneaux
Barham	Gautreaux	McPherson
Bean	Heitmeier	Michot
Boissiere	Hines	Mount
Cain	Hollis	Romero
Campbell	Hoyt	Schedler
Chaisson	Irons	Smith
Cravins	Johnson	Theunissen
Dardenne	Jones, B	Thomas
Dupre	Lambert	Ullo
Ellington	Lentini	
Fields, W	Malone	
Total—34		

NAYS

Dean
Total—1

ABSENT

Mr. President	Jones, C
Fields, C	Tarver
Total—4	

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. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fontenot	Marionneaux
Barham	Gautreaux	McPherson
Bean	Heitmeier	Michot
Cain	Hines	Mount
Chaisson	Hollis	Romero
Cravins	Hoyt	Schedler
Dardenne	Irons	Smith
Dean	Johnson	Theunissen
Dupre	Jones, B	Thomas
Ellington	Lentini	Ullo
Fields, W	Malone	
Total—32		

NAYS

Total—0

ABSENT

Mr. President	Fields, C	Tarver
Boissiere	Jones, C	
Campbell	Lambert	
Total—7		

The Chair declared the bill was passed. The title was read and adopted. Senator Michot 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. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields, W	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux	Michot
Bean	Heitmeier	Mount
Boissiere	Hines	Romero

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Cain	Hollis	Schedler
Campbell	Hoyt	Smith
Chaisson	Irons	Theunissen
Cravins	Johnson	Thomas
Dean	Jones, B	Ullo
Dupre	Jones, C	
Ellington	Lentini	
Total—34		

NAYS

Total—0

ABSENT

Dardenne	Lambert	Tarver
Fields, C	McPherson	
Total—5		

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

Rules Suspended

Senator Ullo 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

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

April 18, 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. 59—
BY SENATOR HOYT AND REPRESENTATIVE FRITH
A CONCURRENT RESOLUTION**

To express the sincere and heartfelt condolences of the Legislature of Louisiana on the death of former state senator, R.C. "Cliff" Gaspard.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 62—
BY SENATORS C. FIELDS, BAJOIE, BOISSIERE, CRAVINS, W. FIELDS,
IRONS, JOHNSON, C. JONES, AND TARVER AND REPRESENTATIVES
BAYLOR, BROOME, K. CARTER, CURTIS, GALLOT, GLOVER, GREEN,
GUILLORY, HOLDEN, HUDSON, HUNTER, L. JACKSON, M. JACKSON,
LUCAS, MORRELL, MURRAY, PIERRE, PRATT, QUEZAIRE, RICHMOND,
SWILLING, AND WELCH
A CONCURRENT RESOLUTION**

To express the condolences of the members of the legislature to the family of Deborah Morrell Heisser Richardson, sister of Representative Arthur Morrell.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 63—
BY SENATOR JOHNSON AND REPRESENTATIVE SWILLING
A CONCURRENT RESOLUTION**

To commend Jazzland Theme Park for a successful operation that has proven to be an asset to the city of New Orleans and continues to assist in the revitalization of New Orleans East and for its outstanding service and dedication to the citizens of the city of New Orleans.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 9—
BY SENATOR THEUNISSEN
A CONCURRENT RESOLUTION**

To memorialize Congress to recognize our active duty military personnel as a special class of drivers, and take necessary and appropriate action to reduce motor vehicle insurance rates for those personnel throughout the country.

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. 1015—
BY SENATOR FONTENOT AND REPRESENTATIVE MCVEA
AN ACT**

To amend and reenact R.S. 17:58.2(G), 64(B)(1) and (F), and 64.1(A), (B)(2), (C)(1), (E), and (G), relative to the Zachary community school system, including provisions for the powers, duties, functions and responsibilities of the Zachary Community School Board and interim board, for the transition from the interim school board having an appointive membership to a school board having an elected membership, and for the time that the school board is to begin its initial year of actual operation providing for the education of students within its jurisdiction; to provide for the reapportionment of the East Baton Rouge Parish School Board for the election of its members from the reapportioned election districts, including provisions that board members holding office on the date the Zachary Community School Board begins the actual operation of educating students within its jurisdiction as a separate school system shall serve the remainder of the terms of office for which elected; 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. 1016—
BY SENATOR LENTINI
AN ACT**

To enact R.S. 13:2590.2 and R.S. 42:66(O), relative to public officials; to provide relative to the clerk of court of Jefferson Parish; to provide that the clerk shall also serve as the ex officio clerk of court for a consolidated Justice of the Peace Litter Court of Jefferson Parish; to provide for exemptions from dual office holding; and to provide for related matters.

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

SENATE BILL NO. 1017—
BY SENATOR LENTINI

AN ACT

To enact R.S. 13:2562.25, relative to parish courts; to provide with respect to the First and Second Parish Courts for the Parish of Jefferson; to authorize the filing of paper by facsimile transmission in civil, traffic, or misdemeanor actions; and to provide for related matters.

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

SENATE BILL NO. 1018—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 29:727(D), (E), and (F)(2) and (6) and to enact R.S. 29:737, relative to emergency assistance and disasters; to provide the powers and duties of the chief executive officer of a municipality within the municipality during an emergency; 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
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. 65—
BY SENATOR HEITMEIER

A CONCURRENT RESOLUTION

To urge and request the commissioner of the office of financial institutions to promulgate rules and regulations defining the parameters of its examination of the records of collections agencies.

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

SENATE CONCURRENT RESOLUTION NO. 66—
BY SENATOR JOHNSON

A CONCURRENT RESOLUTION

To create and provide for a joint legislative committee to study and make recommendations with respect to the prevention of childhood death and injury through accidental access to handguns stored in the home or personal vehicle.

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

SENATE CONCURRENT RESOLUTION NO. 67—
BY SENATOR IRONS

A CONCURRENT RESOLUTION

To create a special legislative committee to provide oversight over the use of federal TANF funds.

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

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 18, 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. 1352—

BY REPRESENTATIVE MCMAINS

AN ACT

To enact R.S. 17:3351.4, relative to deferred compensation; to provide that postsecondary education management boards and their employees may establish deferred salary agreement programs; to provide for the investment of monies on behalf of the employees; to provide for creation of certain trusts; to authorize the implementation of pension and insurance plans; and to provide for related matters.

HOUSE BILL NO. 1422—

BY REPRESENTATIVE JACK SMITH

AN ACT

To amend and reenact R.S. 56:55.2(A), relative to Department of Wildlife and Fisheries enforcement agents; to provide relative to the power and authority of such agents; to provide that graduates of the Department of Wildlife and Fisheries enforcement training academy shall be vested with general law enforcement powers; and to provide for related matters.

HOUSE BILL NO. 1379—

BY REPRESENTATIVE SCHNEIDER

AN ACT

To enact R.S. 11:1423(C) and (D), relative to the Assessors' Retirement Fund; to provide with respect to benefits, including but not limited to authorizing a member's benefits to be increased in the event that the member's designated beneficiary predeceases the member; to provide relative to the reduction factor applicable to certain retirement options; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 1509—

BY REPRESENTATIVE MORRISH

AN ACT

To amend and reenact R.S. 22:15, relative to the Department of Insurance; to change the CAIRE Council; to create the Louisiana Property and Casualty Insurance Commission; to provide for membership; to provide for ad hoc committees; to provide for duties and responsibilities; to provide for transacting business; to provide for appointees and employees; to provide for compensation; and to provide for related matters.

HOUSE BILL NO. 1489—

BY REPRESENTATIVE TOWNSEND

AN ACT

To enact R.S. 27:317(C), relative to residence and domicile requirements for device owners, distributors, or service entities; to provide an exception for publicly traded corporations; and to provide for related matters.

HOUSE BILL NO. 901—

BY REPRESENTATIVE GLOVER

AN ACT

To amend and reenact R.S. 18:1300.3(B) and to enact R.S. 18:1300.3(F), relative to the certification by the registrar of voters of a recall petition; to provide that all written requests to have signatures stricken from or added to a recall petition are public records; to provide that all requests for signatures be stricken from

or added to a recall petition be notated with the date received and a list thereof posted on the door of the office of the registrar of voters; to provide for the appointment of monitors of the certification of a recall petition; to provide for rules governing monitors during the certification of a recall petition; and to provide for related matters.

HOUSE BILL NO. 949—
BY REPRESENTATIVES R. ALEXANDER, R. CARTER, PERKINS, SHAW,
STRAIN, AND WELCH

AN ACT

To amend and reenact R.S. 40:2199(A)(1) and to enact R.S. 40:2006(A)(2)(m) and (E)(2)(l) and Part VI-A of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2175 through 2180, relative to health care facilities; to provide for the licensing of outpatient abortion facilities by the Department of Health and Hospitals; to provide for the establishment of rules, regulations, and minimum standards for licensing; to provide for fees, license, and penalties for such facilities; to provide for licensing enforcement; and to provide for related matters.

HOUSE BILL NO. 999—
BY REPRESENTATIVE R. ALEXANDER

AN ACT

To amend and reenact R.S. 46:450.2(A) and (B), relative to nonemergency, nonambulance transportation for Medicaid recipients; to provide for items included in an annual inspection; to provide for vehicle inspection; to provide for rulemaking by the department; and to provide for related matters.

HOUSE BILL NO. 434—
BY REPRESENTATIVES MURRAY AND HEATON

AN ACT

To amend and reenact R.S. 14:107.3(D), relative to the crime of criminal blighting of property; to provide that the maximum time that an offender convicted of that crime can be sentenced to occupy blighted property is sixty days; and to provide for related matters.

HOUSE BILL NO. 683—
BY REPRESENTATIVES MURRAY AND HEATON

AN ACT

To amend and reenact R.S. 14:62, relative to the crime of burglary; to provide that the crime of simple burglary includes the unauthorized entering of any cemetery with the intent to commit a felony or any theft therein; and to provide for related matters.

HOUSE BILL NO. 1006—
BY REPRESENTATIVE R. ALEXANDER

AN ACT

To amend and reenact R.S. 40:1235.2(E)(3) and 1236.2(E)(4), relative to ambulance and air ambulance providers; to delete annual inspection requirements as a condition of license renewal; to require annual review of documents; to provide for inspections and verifications for license renewal; and to provide for related matters.

HOUSE BILL NO. 1102—
BY REPRESENTATIVES LEBLANC AND DEWITT

AN ACT

To enact R.S. 14:71(A)(1)(e), relative to the crime of issuing worthless checks; to provide that persons who issue checks, drafts, or orders to the state for payment of certain obligations are subject to such crime; to provide for criminal penalties; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1252—
BY REPRESENTATIVE MORRISH

AN ACT

To amend and reenact R.S. 22:175(B)(7), relative to life insurance; to provide for group life insurance; to provide for spouses and children; and to provide for related matters.

HOUSE BILL NO. 1349—
BY REPRESENTATIVE PRATT
AN ACT

To amend and reenact R.S. 46:2611, 2612, and 2613(A), (C), (D), and (E), relative to the Louisiana Council on Obesity; to provide for its continuation; to provide for its powers, functions, and duties; to provide relative to its members, meetings, and report; and to provide for related matters.

HOUSE BILL NO. 362—
BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 40:1379.3(J)(3), relative to permits for concealed handguns; to provide for the definition of "resident"; and to provide for related matters.

HOUSE BILL NO. 377—
BY REPRESENTATIVES ILES, PERKINS, AND SCHWEGMANN
AN ACT

To enact R.S. 51:2247.1, relative to breastfeeding; to prohibit discrimination against mothers who breastfeed their babies; to provide for the right to breastfeed; to provide that breastfeeding is not a violation of law; and to provide for related matters.

HOUSE BILL NO. 1492—
BY REPRESENTATIVES DEWITT, LEBLANC, MURRAY, POWELL,
THOMPSON, R. ALEXANDER, BAYLOR, BRUNEAU, K. CARTER, R.
CARTER, CLARKSON, CRANE, DANIEL, DEVILLIER, DIEZ, DOERGE,
ERDEY, FAUCHEUX, FLAVIN, FRITH, FRUGE, GALLOT, HEATON, JOHNS,
KATZ, KENNARD, KENNEY, LANCASTER, MCDONALD, MCMAINS,
MONTGOMERY, ODINET, PIERRE, PINAC, PITRE, PRATT, RIDDLE,
ROMERO, SALTER, SCALISE, SCHNEIDER, JACK SMITH, JANE SMITH,
STELLY, STRAIN, TOWNSEND, TRICHE, WADDELL, WALSWORTH, AND
WELCH

AN ACT

To amend and reenact R.S. 11:156, 225, 502.5(C), 827 through 829, 929(C), (D), and (E), and 1166(A), (B), and (C), R.S. 22:2(F), 11(A), 215(E), 215.11(D), 215.14(A), 215.21(A), 228.7(A), 230.1(A), 230.4(B), 232(13), 239.1(A)(2), 250.32(E), 250.33(D), 250.37(A)(2) and (B)(2), 669(A)(1)(a), 1061(B), and 3002(1)(b), R.S. 36:4(B)(15), R.S. 40:1300.145, 2204(D)(1) and (3), and 2724(E), R.S. 42:456(A)(1), Chapter 12 of Title 42 of the Louisiana Revised Statutes of 1950, comprised of R.S. 42:801 through 883, R.S. 44:12, and Code of Civil Procedure Article 84; to enact R.S. 49:968(B)(21)(c), all relative to the State Employees Group Benefits Program; to provide for reorganization of the group state life and health insurance program; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 93—
BY REPRESENTATIVES KATZ, E. ALEXANDER, R. ALEXANDER,
ANSARDI, BRUCE, BRUNEAU, CAZAYOUX, CLARKSON, DANIEL,
DOERGE, DOWNER, FUTRELL, LANCASTER, LUCAS, MCDONALD,
MCMAINS, PITRE, SALTER, SCALISE, JANE SMITH, SNEED, STRAIN,
WADDELL, AND WALSWORTH

AN ACT

To amend and reenact R.S. 18:541, 542, 1303(A), 1306(C)(1), 1309(A)(1) and (2) and (B), 1331, and 1332(A) and to repeal R.S. 18:1304 and 1306(E)(1)(h) and (F), relative to when a qualified voter may cast a ballot in person; to provide for the hours of opening and closing of the polls; to provide for the termination of voting; to provide that any qualified voter may vote absentee in person; to remove other requirements for voting absentee in person; to provide for the absentee voting period; to provide for the distribution of absentee ballots to accommodate the absentee voting period; to provide with regard to conducting absentee voting; to repeal special provisions for disabled voters to vote absentee in person; to provide for the location of absentee voting; and to provide for related matters.

HOUSE BILL NO. 1703—
BY REPRESENTATIVE RICHMOND
AN ACT

To enact R.S. 21:4, relative to hotels and lodging houses; to authorize municipalities or city or parish governing authorities to prohibit the hourly rental of rooms; and to provide for related matters.

HOUSE BILL NO. 455—

BY REPRESENTATIVES WELCH, BROOME, DANIEL, HOLDEN, M. JACKSON, KENNARD, LUCAS, MCVEA, PRATT, AND MURRAY AND SENATORS CRAVINS, C. FIELDS, W. FIELDS, AND JOHNSON
AN ACT

To enact R.S. 13:992.1, relative to court costs in the Nineteenth Judicial District Court; to provide with regard to the authorization of the Nineteenth Judicial District Court and the clerk of court of the Nineteenth Judicial District Court to impose additional costs of court and service charges in certain civil matters; to provide for collection of such costs and charges; to establish a judicial building fund; to provide for the dedication and disbursement of such funds; and to provide for related matters.

HOUSE BILL NO. 1727—

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 32:1713(introductory paragraph) and (3), 1719, 1720, 1723, 1727(B), 1728(A) and (D), 1728.2(A), (C), (D)(introductory paragraph), (4), and (5), (E)(introductory paragraph) and (F), 1728.3 and 1729, to enact R.S. 32:1728.4, and to repeal R.S. 32:1728(B), (C), and (E), 1728.1, and 1728.2(B) and (D)(3), relative to the Louisiana Towing and Storage Act; to provide relative to certain definitions; to provide relative to information a storage or parking facility owner reports to the department; to provide relative to the information the department provides to the storage or parking facility owner; to provide relative to the civil or criminal liability of a tow truck owner or operator; to provide relative to certain deadlines for notification; to provide relative to the content of notice to a stored vehicle owner; to provide relative to administrative hearings; to provide relative to the maintenance of certain records; to provide relative to the disposal of certain motor vehicles; to provide relative to the procedure for disposal of certain motor vehicles; to provide relative to permits to sell or permits to dismantle certain vehicles; and to provide for related matters.

HOUSE BILL NO. 1731—

BY REPRESENTATIVE MURRAY

AN ACT

To amend and reenact R.S. 46:460.21(A), (B)(2), (C)(1), (2)(b)(iii), and (3), (D), and (E) and to enact R.S. 46:460.21(B)(6), relative to fees in child protection cases; to provide efficient processing of requests for legal fees; to provide for class of counsel to be paid; to provide for mediation fees; to provide for procedures and forms for electronic approval and submission of requests; and to provide for related matters.

HOUSE BILL NO. 450—

BY REPRESENTATIVE TOWNSEND

AN ACT

To enact R.S. 56:108 relative to hunting for deer or turkey; to provide for tags which authorize the taking of deer or turkey; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 518—

BY REPRESENTATIVE JOHN SMITH

AN ACT

To amend and reenact R.S. 40:1798, relative to firearms; to provide for the disposition of firearms which have been seized by or forfeited to law enforcement agencies, the Louisiana Department of Public Safety and Corrections, office of state police, and the Louisiana Department of Wildlife and Fisheries; to provide for the disposition of surplus firearms owned by these agencies or departments; and to provide for related matters.

HOUSE BILL NO. 531—

BY REPRESENTATIVES WELCH AND BAYLOR

AN ACT

To amend and reenact R.S. 40:2116(E)(4), relative to the facility need review program; to provide an extension for the completion of certain approved but unbuilt nursing home beds; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 761—

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 27:302(A)(5)(i), relative to the Video Draw Poker Devices Control Law; to provide with respect to the denomination of bills and coins which a video draw poker device accepts; and to provide for related matters.

HOUSE BILL NO. 799—

BY REPRESENTATIVE DONELON

AN ACT

To amend and reenact R.S. 22:1, relative to the Louisiana Insurance Code; to expand the code to encompass all of Title 22 of the Louisiana Revised Statutes of 1950; and to provide for related matters.

HOUSE BILL NO. 822—

BY REPRESENTATIVES DONELON, JOHNS, AND KENNARD

AN ACT

To amend and reenact R.S. 22:239.1(A)(2), relative to the Louisiana Health Plan; to provide for those types of health insurance coverages subject to assessment of fees by the plan for purposes of funding 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. 823—

BY REPRESENTATIVE DONELON

AN ACT

To amend and reenact R.S. 22:250.10(D)(2)(a), relative to health insurance coverage; to increase the maximum amount of the assessment of health insurers by the commissioner of insurance for the purpose of administering and enforcing state law assuring the portability, availability, and renewability of health insurance coverage; and to provide for related matters.

HOUSE BILL NO. 831—

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 22:6(2)(a), relative to health insurance coverage; to specify those risks the insurance of which shall be defined as health and accident insurance; and to provide for related matters.

HOUSE BILL NO. 858—

BY REPRESENTATIVES CLARKSON AND SCHNEIDER

AN ACT

To amend and reenact R.S. 22:237(C), relative to the Louisiana Health Plan; to provide with respect to eligibility for participation in the Louisiana High Risk Health Insurance Pool administered by the plan; and to provide for related matters.

HOUSE BILL NO. 859—

BY REPRESENTATIVE CLARKSON

AN ACT

To repeal R.S. 22:250.5(F), relative to health insurance coverage; to continue the applicability of laws relative to aggregate lifetime and annual limits on mental health benefits under certain large employer group health plans; and to provide for related matters.

HOUSE BILL NO. 869—

BY REPRESENTATIVE GLOVER

AN ACT

To amend and reenact R.S. 18:1300.6(B) and to enact R.S. 18:1300.6(C), relative to prohibiting harassment or intimidation of any person with regard to matters concerning a recall petition; to prohibit the knowing and willful harassment or intimidation, directly or indirectly, of any person with regard to matters concerning a recall petition; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 878—

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 22:9(A)(1)(j), (k), (n), and (p) and (6), relative to the Louisiana Health Care Commission; to provide relative to the membership and quorum of the commission; 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 which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE BILL NO. 93—

BY REPRESENTATIVES KATZ, E. ALEXANDER, R. ALEXANDER, ANSARDI, BRUCE, BRUNEAU, CAZAYOUX, CLARKSON, DANIEL, DOERGE, DOWNER, FUTRELL, LANCASTER, LUCAS, McDONALD, MCMAINS, PITRE, SALTER, SCALISE, JANE SMITH, SNEED, STRAIN, WADDELL, AND WALSWORTH

AN ACT

To amend and reenact R.S. 18:541, 542, 1303(A), 1306(C)(1), 1309(A)(1) and (2) and (B), 1331, and 1332(A) and to repeal R.S. 18:1304 and 1306(E)(1)(h) and (F), relative to when a qualified voter may cast a ballot in person; to provide for the hours of opening and closing of the polls; to provide for the termination of voting; to provide that any qualified voter may vote absentee in person; to remove other requirements for voting absentee in person; to provide for the absentee voting period; to provide for the distribution of absentee ballots to accommodate the absentee voting period; to provide with regard to conducting absentee voting; to repeal special provisions for disabled voters to vote absentee in person; to provide for the location of absentee voting; and to provide for related matters.

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

HOUSE BILL NO. 362—

BY REPRESENTATIVE BOWLER

AN ACT

To amend and reenact R.S. 40:1379.3(J)(3), relative to permits for concealed handguns; to provide for the definition of "resident"; and to provide for related matters.

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

HOUSE BILL NO. 377—

BY REPRESENTATIVES ILES, PERKINS, AND SCHWEGMANN

AN ACT

To enact R.S. 51:2247.1, relative to breastfeeding; to prohibit discrimination against mothers who breastfeed their babies; to provide for the right to breastfeed; to provide that breastfeeding is not a violation of law; and to provide for related matters.

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

HOUSE BILL NO. 434—

BY REPRESENTATIVES MURRAY AND HEATON

AN ACT

To amend and reenact R.S. 14:107.3(D), relative to the crime of criminal blighting of property; to provide that the maximum time that an offender convicted of that crime can be sentenced to occupy blighted property is sixty days; and to provide for related matters.

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

HOUSE BILL NO. 450—

BY REPRESENTATIVE TOWNSEND

AN ACT

To enact R.S. 56:108 relative to hunting for deer or turkey; to provide for tags which authorize the taking of deer or turkey; to provide for penalties; and to provide for related matters.

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

HOUSE BILL NO. 455—

BY REPRESENTATIVES WELCH, BROOME, DANIEL, HOLDEN, M. JACKSON, KENNARD, LUCAS, MCVEA, PRATT, AND MURRAY AND SENATORS CRAVINS, C. FIELDS, W. FIELDS, AND JOHNSON

AN ACT

To enact R.S. 13:992.1, relative to court costs in the Nineteenth Judicial District Court; to provide with regard to the authorization of the Nineteenth Judicial District Court and the clerk of court of the Nineteenth Judicial District Court to impose additional costs of court and service charges in certain civil matters; to provide for collection of such costs and charges; to establish a judicial building fund; to provide for the dedication and disbursement of such funds; 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.

HOUSE BILL NO. 518—

BY REPRESENTATIVE JOHN SMITH

AN ACT

To amend and reenact R.S. 40:1798, relative to firearms; to provide for the disposition of firearms which have been seized by or forfeited to law enforcement agencies, the Louisiana Department of Public Safety and Corrections, office of state police, and the Louisiana Department of Wildlife and Fisheries; to provide for the disposition of surplus firearms owned by these agencies or departments; and to provide for related matters.

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

HOUSE BILL NO. 531—

BY REPRESENTATIVES WELCH AND BAYLOR

AN ACT

To amend and reenact R.S. 40:2116(E)(4), relative to the facility need review program; to provide an extension for the completion of certain approved but unbuilt nursing home beds; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 683—

BY REPRESENTATIVES MURRAY AND HEATON

AN ACT

To amend and reenact R.S. 14:62, relative to the crime of burglary; to provide that the crime of simple burglary includes the unauthorized entering of any cemetery with the intent to commit a felony or any theft therein; and to provide for related matters.

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

HOUSE BILL NO. 761—

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 27:302(A)(5)(i), relative to the Video Draw Poker Devices Control Law; to provide with respect to the denomination of bills and coins which a video draw poker device accepts; and to provide for related matters.

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

HOUSE BILL NO. 799—
BY REPRESENTATIVE DONELON
AN ACT

To amend and reenact R.S. 22:1, relative to the Louisiana Insurance Code; to expand the code to encompass all of Title 22 of the Louisiana Revised Statutes of 1950; and to provide for related matters.

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

HOUSE BILL NO. 822—
BY REPRESENTATIVES DONELON, JOHNS, AND KENNARD
AN ACT

To amend and reenact R.S. 22:239.1(A)(2), relative to the Louisiana Health Plan; to provide for those types of health insurance coverages subject to assessment of fees by the plan for purposes of funding the state insurance pool established to comply with the federal Health Insurance Portability and Accountability Act; and to provide for related matters.

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

HOUSE BILL NO. 823—
BY REPRESENTATIVE DONELON
AN ACT

To amend and reenact R.S. 22:250.10(D)(2)(a), relative to health insurance coverage; to increase the maximum amount of the assessment of health insurers by the commissioner of insurance for the purpose of administering and enforcing state law assuring the portability, availability, and renewability of health insurance coverage; and to provide for related matters.

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

HOUSE BILL NO. 831—
BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 22:6(2)(a), relative to health insurance coverage; to specify those risks the insurance of which shall be defined as health and accident insurance; and to provide for related matters.

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

HOUSE BILL NO. 858—
BY REPRESENTATIVES CLARKSON AND SCHNEIDER
AN ACT

To amend and reenact R.S. 22:237(C), relative to the Louisiana Health Plan; to provide with respect to eligibility for participation in the Louisiana High Risk Health Insurance Pool administered by the plan; and to provide for related matters.

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

HOUSE BILL NO. 859—
BY REPRESENTATIVE CLARKSON
AN ACT

To repeal R.S. 22:250.5(F), relative to health insurance coverage; to continue the applicability of laws relative to aggregate lifetime and annual limits on mental health benefits under certain large employer group health plans; and to provide for related matters.

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

HOUSE BILL NO. 869—
BY REPRESENTATIVE GLOVER
AN ACT

To amend and reenact R.S. 18:1300.6(B) and to enact R.S. 18:1300.6(C), relative to prohibiting harassment or intimidation of any person with regard to matters concerning a recall petition; to prohibit the knowing and willful harassment or intimidation, directly or indirectly, of any person with regard to matters concerning a recall petition; to provide for penalties; and to provide for related matters.

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

HOUSE BILL NO. 878—
BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 22:9(A)(1)(j), (k), (n), and (p) and (6), relative to the Louisiana Health Care Commission; to provide relative to the membership and quorum of the commission; and to provide for related matters.

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

HOUSE BILL NO. 901—
BY REPRESENTATIVE GLOVER
AN ACT

To amend and reenact R.S. 18:1300.3(B) and to enact R.S. 18:1300.3(F), relative to the certification by the registrar of voters of a recall petition; to provide that all written requests to have signatures stricken from or added to a recall petition are public records; to provide that all requests for signatures be stricken from or added to a recall petition be notated with the date received and a list thereof posted on the door of the office of the registrar of voters; to provide for the appointment of monitors of the certification of a recall petition; to provide for rules governing monitors during the certification of a recall petition; and to provide for related matters.

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

HOUSE BILL NO. 949—
BY REPRESENTATIVES R. ALEXANDER, R. CARTER, PERKINS, SHAW, STRAIN, AND WELCH
AN ACT

To amend and reenact R.S. 40:2199(A)(1) and to enact R.S. 40:2006(A)(2)(m) and (E)(2)(l) and Part VI-A of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2175 through 2180, relative to health care facilities; to provide for the licensing of outpatient abortion facilities by the Department of Health and Hospitals; to provide for the establishment of rules, regulations, and minimum standards for licensing; to provide for fees, license, and penalties for such facilities; to provide for licensing enforcement; and to provide for related matters.

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

HOUSE BILL NO. 999—
BY REPRESENTATIVE R. ALEXANDER
AN ACT

To amend and reenact R.S. 46:450.2(A) and (B), relative to nonemergency, nonambulance transportation for Medicaid recipients; to provide for items included in an annual inspection; to provide for vehicle inspection; to provide for rulemaking by the department; and to provide for related matters.

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

HOUSE BILL NO. 1006—
BY REPRESENTATIVE R. ALEXANDER
AN ACT

To amend and reenact R.S. 40:1235.2(E)(3) and 1236.2(E)(4), relative to ambulance and air ambulance providers; to delete annual inspection requirements as a condition of license renewal; to require annual review of documents; to provide for inspections and verifications for license renewal; and to provide for related matters.

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

HOUSE BILL NO. 1102—
BY REPRESENTATIVES LEBLANC AND DEWITT
AN ACT

To enact R.S. 14:71(A)(1)(e), relative to the crime of issuing worthless checks; to provide that persons who issue checks, drafts, or orders to the state for payment of certain obligations are subject to such crime; to provide for criminal penalties; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 1252—
BY REPRESENTATIVE MORRISH
AN ACT

To amend and reenact R.S. 22:175(B)(7), relative to life insurance; to provide for group life insurance; to provide for spouses and children; and to provide for related matters.

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

HOUSE BILL NO. 1349—
BY REPRESENTATIVE PRATT
AN ACT

To amend and reenact R.S. 46:2611, 2612, and 2613(A), (C), (D), and (E), relative to the Louisiana Council on Obesity; to provide for its continuation; to provide for its powers, functions, and duties; to provide relative to its members, meetings, and report; and to provide for related matters.

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

HOUSE BILL NO. 1352—
BY REPRESENTATIVE MCMAINS
AN ACT

To enact R.S. 17:3351.4, relative to deferred compensation; to provide that postsecondary education management boards and their employees may establish deferred salary agreement programs; to provide for the investment of monies on behalf of the employees; to provide for creation of certain trusts; to authorize the implementation of pension and insurance plans; and to provide for related matters.

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

HOUSE BILL NO. 1422—
BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact R.S. 56:55.2(A), relative to Department of Wildlife and Fisheries enforcement agents; to provide relative to the power and authority of such agents; to provide that graduates of the Department of Wildlife and Fisheries enforcement training academy shall be vested with general law enforcement powers; and to provide for related matters.

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

HOUSE BILL NO. 1479—
BY REPRESENTATIVE DONELON
AN ACT

To amend and reenact R.S. 22:228(A) and (C), 228.1(B)(3), (6), and (10), 228.2(A), 228.4, and 228.6(B) and (C), relative to health insurance coverage; to provide relative to rating limitations for individual and small group health insurance coverage; to provide relative to cancellation by a group, individual, family group, or blanket health insurer; and to provide for related matters.

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

HOUSE BILL NO. 1489—
BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 27:317(C), relative to residence and domicile requirements for device owners, distributors, or service entities; to provide an exception for publicly traded corporations; and to provide for related matters.

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

HOUSE BILL NO. 1492—
BY REPRESENTATIVES DEWITT, LEBLANC, MURRAY, POWELL, THOMPSON, R. ALEXANDER, BAYLOR, BRUNEAU, K. CARTER, R. CARTER, CLARKSON, CRANE, DANIEL, DEVILLIER, DIEZ, DOERGE, ERDEY, FAUCHEUX, FLAVIN, FRITH, FRUGE, GALLOT, HEATON, JOHNS, KATZ, KENNARD, KENNEY, LANCASTER, MCDONALD, MCMAINS, MONTGOMERY, ODINET, PIERRE, PINAC, PITRE, PRATT, RIDDLE, ROMERO, SALTER, SCALISE, SCHNEIDER, JACK SMITH, JANE SMITH, STELLY, STRAIN, TOWNSEND, TRICHE, WADDELL, WALSWORTH, AND WELCH
AN ACT

To amend and reenact R.S. 11:156, 225, 502.5(C), 827 through 829, 929(C), (D), and (E), and 1166(A), (B), and (C), R.S. 22:2(F), 11(A), 215(E), 215.11(D), 215.14(A), 215.21(A), 228.7(A), 230.1(A), 230.4(B), 232(13), 239.1(A)(2), 250.32(E), 250.33(D), 250.37(A)(2) and (B)(2), 669(A)(1)(a), 1061(B), and 3002(1)(b), R.S. 36:4(B)(15), R.S. 40:1300.145, 2204(D)(1) and (3), and 2724(E), R.S. 42:456(A)(1), Chapter 12 of Title 42 of the Louisiana Revised Statutes of 1950, comprised of R.S. 42:801 through 883, R.S. 44:12, and Code of Civil Procedure Article 84; to enact R.S. 49:968(B)(21)(c), all relative to the State Employees Group Benefits Program; to provide for reorganization of the group state life and health insurance program; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 1509—
BY REPRESENTATIVE MORRISH
AN ACT

To amend and reenact R.S. 22:15, relative to the Department of Insurance; to change the CAIRE Council; to create the Louisiana Property and Casualty Insurance Commission; to provide for membership; to provide for ad hoc committees; to provide for duties and responsibilities; to provide for transacting business; to provide for appointees and employees; to provide for compensation; and to provide for related matters.

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

HOUSE BILL NO. 1703—
BY REPRESENTATIVE RICHMOND
AN ACT

To enact R.S. 21:4, relative to hotels and lodging houses; to authorize municipalities or city or parish governing authorities to prohibit the hourly rental of rooms; and to provide for related matters.

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

HOUSE BILL NO. 1727—

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 32:1713(introductory paragraph) and (3), 1719, 1720, 1723, 1727(B), 1728(A) and (D), 1728.2(A), (C), (D)(introductory paragraph), (4), and (5), (E)(introductory paragraph) and (F), 1728.3 and 1729, to enact R.S. 32:1728.4, and to repeal R.S. 32:1728(B), (C), and (E), 1728.1, and 1728.2(B) and (D)(3), relative to the Louisiana Towing and Storage Act; to provide relative to certain definitions; to provide relative to information a storage or parking facility owner reports to the department; to provide relative to the information the department provides to the storage or parking facility owner; to provide relative to the civil or criminal liability of a tow truck owner or operator; to provide relative to certain deadlines for notification; to provide relative to the content of notice to a stored vehicle owner; to provide relative to administrative hearings; to provide relative to the maintenance of certain records; to provide relative to the disposal of certain motor vehicles; to provide relative to the procedure for disposal of certain motor vehicles; to provide relative to permits to sell or permits to dismantle certain vehicles; and to provide for related matters.

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

HOUSE BILL NO. 1731—

BY REPRESENTATIVE MURRAY

AN ACT

To amend and reenact R.S. 46:460.21(A), (B)(2), (C)(1), (2)(b)(iii), and (3), (D), and (E) and to enact R.S. 46:460.21(B)(6), relative to fees in child protection cases; to provide efficient processing of requests for legal fees; to provide for class of counsel to be paid; to provide for mediation fees; to provide for procedures and forms for electronic approval and submission of requests; 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.

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 18, 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. 83—

BY REPRESENTATIVES QUEZAIRE AND FAUCHEUX AND SENATOR LAMBERT

A CONCURRENT RESOLUTION

To proclaim April 26, 2001, as Retired Teachers Day in St. James Parish.

HOUSE CONCURRENT RESOLUTION NO. 84—

BY REPRESENTATIVE MURRAY

A CONCURRENT RESOLUTION

To commend Captain Edwin Compass, Commander of the 1st Police District, city of New Orleans and all of the men and women of the 1st Police District for receiving the Crime Reduction Award for the year 2000.

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. 83—

BY REPRESENTATIVES QUEZAIRE AND FAUCHEUX AND SENATOR LAMBERT

A CONCURRENT RESOLUTION

To proclaim April 26, 2001, as Retired Teachers Day in St. James Parish.

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

Table with 3 columns: Name, YEAS, NAYS. Includes Mr. President, Bajoie, Barham, Bean, Boissiere, Cain, Campbell, Chaisson, Cravins, Dardenne, Dean, Dupre, Total—34.

NAYS

Total—0

ABSENT

Table with 3 columns: Name, ABSENT. Includes Fields, C, Fontenot, Total—5, Hines, Marionneaux, Tarver.

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

HOUSE CONCURRENT RESOLUTION NO. 84—

BY REPRESENTATIVE MURRAY

A CONCURRENT RESOLUTION

To commend Captain Edwin Compass, Commander of the 1st Police District, city of New Orleans and all of the men and women of the 1st Police District for receiving the Crime Reduction Award for the year 2000.

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

April 18, 2001

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Bajoie, Barham, Bean, Boissiere, Cain, Campbell, Chaisson, Cravins, Dardenne, Dean, Dupre, Total-36. Ellington, Fields, W, Fontenot, Gautreaux, Heitmeier, Hines, Hollis, Hoyt, Irons, Johnson, Jones, B, Jones, C. Lambert, Lentini, Malone, McPherson, Michot, Mount, Romero, Schedler, Smith, Theunissen, Thomas, Ullo.

NAYS

Total-0

ABSENT

Table with 3 columns: Fields, C, Total-3, Marionneaux, Tarver.

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

Rules Suspended

Senator Michot asked for and obtained a suspension of the rules for the purpose of recalling House Bill No. 1129 from the Committee on Commerce and Consumer Protection.

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 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.

On motion of Senator Michot, the bill which is a duplicate of Senate Bill No. 629 was read by title and lies over under the rules.

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

Senator Ullo, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

April 18, 2001

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Resolutions have been properly enrolled:

SENATE RESOLUTION NO. 4-

BY SENATOR SCHEDLER

A RESOLUTION

To create the Louisiana Child Visitation Center Review Commission to study the feasibility of establishing child visitation centers in the state to provide safe, supervised settings for noncustodial parents to meet and visit with their children.

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.

Respectfully submitted, CHRIS ULLO Chairman

The foregoing Senate Resolutions were signed by the President of the Senate and presented to the Secretary of State by the Secretary.

Message to the Secretary of State

SIGNED

SENATE CONCURRENT RESOLUTIONS

April 18, 2001

To the Honorable Secretary of State:

The President of the Senate and the Speaker of the House of Representatives have signed the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 40-

BY SENATOR CAMPBELL

A CONCURRENT RESOLUTION

To urge and request the Louisiana Forestry Commission to change the color of paint used to post private property from grey to purple.

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.

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.

Respectfully submitted, MICHAEL S. BAER, III Secretary of the Senate

Leaves of Absence

The following leaves of absence were asked for and granted:

Table with 4 columns: Barham, Cravins, W. Fields, Johnson, Lentini, Michot, Chaisson, C. Fields, Heitmeier, C. Jones, Marionneaux, Romero. 1/2 Day, 1 Day, 1/2 Day, 1/2 Day, 1/2 Day, 1/2 Day.

Adjournment

Senator Lambert moved that the Senate adjourn until Thursday, April 19, 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 Thursday, April 19, 2001.

MICHAEL S. BAER, III
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk