

OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA

THIRTEENTH DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Monday, April 23, 2001

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

ROLL CALL

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

PRESENT

Mr. President	Fields, C	Marionneaux
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	Jones, B	Thomas
Dean	Jones, C	Ullo
Dupre	Lentini	
Ellington	Malone	
Total—37		

ABSENT

Fields, W	Lambert
Total—2	

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

Prayer

The prayer was offered by Rev. Bill Raborn, 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 Ullo, the reading of the Journal was dispensed with and the Journal of yesterday was adopted.

Morning Hour

Messages from the House

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

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

April 23, 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. 70—
BY SENATOR MOUNT**

A CONCURRENT RESOLUTION

To commend and congratulate Beth Lundy of Calcasieu Parish on being the first female sheriff elected in the state of Louisiana.

Reported with amendments.

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

**Privilege Report of the
Legislative Bureau**

April 23, 2001

To the President and Members of the Senate:

I am directed by your Legislative Bureau to submit the following report:

The following bills are approved as to construction and duplication. We advise and suggest the following amendments to the engrossed bills.

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 without amendments.

HOUSE BILL NO. 1129—

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

AN ACT

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

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1129 by Representative Pinac

AMENDMENT NO. 1

On page 2, line 18, following "in" and before the comma "," change "the first paragraph of R.S. 37:682(9)" to "R.S. 37:682(11)(a)"

AMENDMENT NO. 2

On page 3, line 4, following "in" delete the remainder of the line and on line 5, change "37:682(9)" to "R.S. 37:682(11)(a)"

AMENDMENT NO. 3

On page 3, line 14, following "(d)" and before "against" change "Any action brought" to "Brought"

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.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1448 by Representative Pinac

AMENDMENT NO. 1

On page 7, line 17, following "not" and before "the" change "effect" to "affect"

AMENDMENT NO. 2

On page 7, line 20, following "appointments." delete the remainder of the line and on line 21, delete "be appointed within sixty days after July 31, 1974."

AMENDMENT NO. 3

On page 20, line 11, following "36"4.1" and before the comma "," change "(F)" to "(E)"

AMENDMENT NO. 4

On page 20, line 12, following "39:109(G)," delete "R.S. 36:159(D)," and following "R.S. 36:209(H)," delete "R.S. 36:209(I)"

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 without amendments.

Respectfully submitted,
 LOUIS LAMBERT
 Chairman

Adoption of Legislative Bureau Report

On motion of Senator Ullo, the Legislative Bureau amendments were adopted and the Bills and Joint Resolutions were read by title and passed to a third reading.

Introduction of Senate Bills and Joint Resolutions

Senator Ullo 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. 1026—
BY SENATOR CHAISSON

AN ACT

To enact R.S. 45:841 through 844, relative to railroads; to provide for requirements for railroads crossing public roads; to provide for enforcement and certification by the Louisiana Public Service Commission; and to provide for related matters.

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

SENATE BILL NO. 1027—
BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 13:352(C), relative to courts of appeal; to provide with respect to clerks of courts of appeal; to provide for the expenditure of the balance from fees collected by each clerk; and to provide for related matters.

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

SENATE BILL NO. 1028—
BY SENATOR MCPHERSON

AN ACT

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

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

SENATE BILL NO. 1029—
BY SENATOR C. FIELDS

AN ACT

To amend and reenact R.S. 49:321(C) and (D)(1) and to enact R.S. 49:321(A)(4), relative to security for deposit of state funds; to authorize the use of deposit guaranty bonds as security for deposits of state funds; and to provide for related matters.

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

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 14—

BY SENATOR B. JONES

A RESOLUTION

To commend Lieutenant Commander Jeff Simmerman for contributing in providing expert testimony at legislative committee hearings.

On motion of Senator B. Jones, 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 23, 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. 357—

BY REPRESENTATIVE STRAIN

AN ACT

To amend and reenact R.S. 37:2105, 2107, and 2108 and to enact R.S. 37:2109.1, relative to sanitarians; to provide for continuing education requirements; to provide for licensure and licensure renewal fees; to provide for miscellaneous fees; and to provide for related matters.

HOUSE BILL NO. 404—

BY REPRESENTATIVE LEBLANC

AN ACT

To amend and reenact R.S. 37:2406(A) and to enact R.S. 37:2406(C), relative to the maximum fees to be assessed by the Louisiana Board of Physical Therapy Examiners; to provide for the maximum fee that the board may assess for application, reinstatement, annual license renewal, license verification, duplicate wall license, and duplicate wallet license; and to provide for related matters.

HOUSE BILL NO. 657—

BY REPRESENTATIVE LANCASTER

AN ACT

To amend and reenact R.S. 18:433(B)(6) and (7) and 434(B)(6), (7), and (8) and to enact R.S. 18:433(B)(8) and 434(B)(9), relative to the selection process for commissioners and commissioners-in-charge; to provide that the parish board of election supervisors may opt to select the commissioner-in-charge of any precinct without using the selection process; to provide that the parish board of election supervisors may opt to select one commissioner for each precinct without using the selection process; to provide that the parish board of election supervisors must vote unanimously for each precinct for which it makes

such a selection of a commissioner-in-charge or commissioner; and to provide for related matters.

HOUSE BILL NO. 1725—

BY REPRESENTATIVES SNEED, FRITH, SCHWEGMANN, AND SCHNEIDER

AN ACT

To enact R.S. 14:68.7, relative to offenses against property; to make certain acts relative to retail sales receipts or universal product code labels unlawful; to provide for criminal penalties; to provide for enhanced penalties in certain circumstances; and to provide for related matters.

HOUSE BILL NO. 222—

BY REPRESENTATIVE CROWE

AN ACT

To enact R.S. 13:2487.30, relative to the City Court of Slidell; to define "operational expenses" for purposes of the City Court of Slidell; and to provide for related matters.

HOUSE BILL NO. 932—

BY REPRESENTATIVES JOHNS AND ANSARDI

AN ACT

To enact Chapter 3-A of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:141 through 146, relative to overhead electric utility lines; to provide for restrictions and prohibited activities; to provide for temporary security of lines; to provide for liability for damages; to provide for certain exemptions; and to provide for related matters.

HOUSE BILL NO. 1611—

BY REPRESENTATIVE FAUCHEUX

AN ACT

To amend and reenact R.S. 40:1749.17(B)(1) and 1749.24(A) and (D) and to enact R.S. 40:1749.20(C), relative to the Louisiana Underground Utilities and Facilities Damage Prevention Law; to require excavators to notify emergency personnel when they damage underground utilities; to provide for punishment of violations that do not occur in the presence of a law enforcement officer; to provide for disbursement of civil penalties; and to provide for related matters.

HOUSE BILL NO. 690—

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact Chapter 13-B of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:3098 through 3098.8, relative to the licensing of water well pump installers; to provide for licensing and education of water well pump installers; to change the composition of the advisory committee responsible for certain regulations affecting water well drillers; and to provide for related matters.

HOUSE BILL NO. 769—

BY REPRESENTATIVES RIDDLE AND FUTRELL

AN ACT

To amend and reenact R.S. 33:2218.2(F)(2), relative to supplemental compensation for certain law enforcement personnel; to increase the number of Tunica-Biloxi tribal officers eligible for such additional compensation; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 318—

BY REPRESENTATIVES ANSARDI, CLARKSON AND MCMAINS
AN ACT

To amend and reenact Children's Code Articles 668, 675(B)(4), 702(E) through (H), 1218, and 1240 and to enact Children's Code Articles 675(B)(5), 702(I), 1042(D), 1146(D), 1208(D), and Chapter 14-A of Title XII of the Children's Code, to be comprised of Articles 1269.1 through 1269.7, relative to adoption; to provide for continuing contact between a child and certain individuals in agency adoptions; to provide for continuing contact agreements and declarations, filings, court approval, effect, agreements conferred after final decrees of adoption, enforcement, and modification; to provide for assessments of an adopted child's continuing contact with certain individuals in predisposition reports, case plans, permanency hearings, and reviews by counsel; to provide for hearings and the effect of a final decree of adoption, and to provide for related matters.

HOUSE BILL NO. 994—

BY REPRESENTATIVE HAMMETT
AN ACT

To enact the Uniform Sales and Use Tax Administration Act to authorize the Louisiana Department of Revenue to enter into the Streamlined Sales and Use Tax Agreement with one or more other states; to provide that any agreement must meet certain standards; to provide with respect to the limited binding and beneficial effects of the agreement; to provide with respect to certified service providers and certified automated systems; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 598—

BY REPRESENTATIVES CROWE AND STRAIN
AN ACT

To amend and reenact R.S. 30:2180(D)(1) and R.S. 40:4(A)(2)(b) and to enact R.S. 30:2180(D)(2)(i), to require the Department of Environmental Quality to clean up spills or discharges of infectious wastes; to provide for recovery of the costs of cleanup; to provide for transportation of infectious medical wastes by transporters permitted by the Department of Health and Hospitals; and to provide for related matters.

HOUSE BILL NO. 904—

BY REPRESENTATIVE HOPKINS
AN ACT

To enact R.S. 33:381(C)(21), relative to the town of Greenwood; to provide for the appointment of the chief of police of the town of Greenwood, including provisions relative to the qualifications, selection, employment contract, compensation, and duties of said appointed chief of police; and to provide for related matters.

HOUSE BILL NO. 1589—

BY REPRESENTATIVE R. ALEXANDER
AN ACT

To amend and reenact R.S. 40:1235(A)(2)(b) and (B)(2), and to enact R.S. 40:1235(A)(2)(d), and to repeal R.S. 40:1231(18) and 1235(B)(1), (D)(1)(b) and (d), and (E), relative to qualifications and standards for ambulances; to delete references to invalid coaches; to prohibit transportation of someone on a stretcher unless in an ambulance; to delete exemptions for certain ambulances owned and operated by licensed hospitals; to delete

the authority of parishes and municipalities to elect not to comply; and to provide for related matters.

HOUSE BILL NO. 20—

BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact Code of Civil Procedure Article 42(4), relative to venue in actions against a foreign corporation or foreign limited liability company licensed to do business in this state; to provide for proper venue in the parish designated as the principal business establishment; to provide for proper venue where the primary place of business is located in the state and no specific venue designation is made; and to provide for related matters.

HOUSE BILL NO. 349—

BY REPRESENTATIVES MCMAINS AND CRANE
AN ACT

To amend and reenact the heading of Part III-B of Title 19 of the Louisiana Revised Statutes of 1950 and R.S. 19:131, 131.1(A), 131.3, 131.4, and 131.6(A), relative to expropriation of property; to authorize the parish of East Baton Rouge and the city of Baton Rouge to expropriate by a declaration of taking; to define terms; to provide for procedures; to provide for purposes of the expropriation; and to provide for related matters.

HOUSE BILL NO. 1199—

BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 40:1851, relative to the Louisiana Liquefied Petroleum Gas Commission; to provide relative to a permit holder obtaining a refund for assessments; to provide for the period of time for which an assessment is valid; and to provide for related matters.

HOUSE BILL NO. 1609—

BY REPRESENTATIVE DIEZ
AN ACT

To amend and reenact R.S. 47:463.4(A)(7), (B), (E)(3), (G)(5), and (J) and to repeal R.S. 47:463.4(H), relative to mobility-impaired license plates, hang tags, and identification cards; to provide relative to eligibility and renewal; and to provide for related matters.

HOUSE BILL NO. 1637—

BY REPRESENTATIVE PINAC AND SENATOR HOLLIS
AN ACT

To amend and reenact R.S. 12:303(A)(3) and 1306(A)(2) and to enact R.S. 12:23(B)(5), 204(B)(5), and 1306(A)(3)(f), relative to the naming of certain business entities; to prohibit the use of certain phrases in business names; to allow for certain name usages; and to provide for related matters.

HOUSE BILL NO. 1643—

BY REPRESENTATIVES GLOVER AND HOPKINS
AN ACT

To amend and reenact R.S. 47:302.2(C)(1)(e), relative to the Shreveport Riverfront and Convention Center and Independence Stadium Fund; to create a special account in such fund for monies allocated to the Louisiana State Exhibit Museum in

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

HOUSE BILL NO. 1655—

BY REPRESENTATIVE PINAC AND SENATOR HOLLIS
AN ACT

To amend and reenact R.S. 12:32(A), 35(B)(1)(d), (2), and (3), 102(A)(introductory paragraph), 104(B)(1), 142(B)(2), 149(B), 164(B)(2) and (C)(1)(c), 205.1(A)(introductory paragraph), 236(C)(3), 238(A), 239.1(B)(1) and (3), 247.1(B)(2) and (C)(1)(b), 250(C)(2), and 257(B), relative to officers and directors of certain business entities; to provide for powers and duties; and to provide for related matters.

HOUSE BILL NO. 1659—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact R.S. 40:1749.23, relative to the Louisiana Underground Utilities and Facilities Damage Prevention Law; to provide for enforcement; to provide for rules to implement a procedure for reporting and investigating violations through a centralized complaint processing center; and to provide for related matters.

HOUSE BILL NO. 1736—

BY REPRESENTATIVE SCALISE
AN ACT

To enact Subpart H of Part VI of Chapter 1 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:300.11 through 300.13, relative to technology; to provide for definitions; to prohibit the registration and resale of certain domain names; to provide for certain exemptions; to provide for civil remedies; and to provide for related matters.

HOUSE BILL NO. 74—

BY REPRESENTATIVE KENNARD
AN ACT

To amend and reenact R.S. 14:95(H), relative to illegal carrying of weapons; to include coroners in the list of officials who may carry a concealed handgun when certified by the Council on Peace Officer Standards and Training; and to provide for related matters.

HOUSE BILL NO. 941—

BY REPRESENTATIVE KENNARD
AN ACT

To repeal R.S. 40:1472.3(F) and 1472.4(B)(2), relative to explosives; to repeal provisions authorizing persons who do not possess a license to work with explosives provided that the person is working under the immediate and personal supervision and control of a person with a valid license; and to provide for related matters.

HOUSE BILL NO. 111—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To repeal R.S. 13:501(B)(3)(c), relative to the Fortieth Judicial District Court; to repeal the date on which the authorization of the court to hold certain proceedings and sessions on the east bank must terminate.

HOUSE BILL NO. 201—

BY REPRESENTATIVE BRUCE
AN ACT

To amend and reenact R.S. 33:3837, relative to certain revenues in a parishwide waterworks district in DeSoto Parish; to prohibit diversion of such revenues; and to provide for related matters.

HOUSE BILL NO. 543—

BY REPRESENTATIVES PITRE, DOWNER, DUPRE, TRICHE, AND WOOTON AND SENATOR CHAISSON
AN ACT

To amend and reenact R.S. 13:961(F)(1)(c), relative to court reporters in the Seventeenth Judicial District Court; to increase the fees charged for transcription of testimony and copies in civil and criminal cases in Lafourche Parish; and to provide for related matters.

HOUSE BILL NO. 771—

BY REPRESENTATIVE TOOMY
AN ACT

To enact R.S. 33:9064, relative to neighborhood improvement districts; to authorize the governing authority of Jefferson Parish to create a special district for green space purposes in the Woodland West Subdivision; to provide for the creation and the governance of the district as provided by the home rule charter; to require voter approval of any district tax or fee; and to provide for related matters.

HOUSE BILL NO. 1461—

BY REPRESENTATIVE BROOME
AN ACT

To amend and reenact R.S. 25:349(A) and (B)(1), relative to commercial leases in New Orleans by the board of directors of the Louisiana State Museum; to authorize such board of directors to lease commercial space within property in the French Quarter for which it has custody or title; and to provide for related matters.

HOUSE BILL NO. 229—

BY REPRESENTATIVES HUDSON AND LAFLEUR
AN ACT

To amend and reenact R.S. 47:332.20, relative to the disposition of certain collections in St. Landry Parish; to provide for the dedication of an additional one cent of sales taxes collected on room rentals in St. Landry Parish; to provide for the use of such monies; and to provide for related matters.

HOUSE BILL NO. 242—

BY REPRESENTATIVE LEBLANC
AN ACT

To amend and reenact R.S. 47:322.28(B), relative to the disposition of collections of monies in the Lafayette Parish Visitor Enterprise Fund; to provide for priority of funding of purposes established by the fund; and to provide for related matters.

HOUSE BILL NO. 1269—

BY REPRESENTATIVE PIERRE
AN ACT

To amend and reenact R.S. 30:83(B)(9) and (D), relative to the Oilfield Site Restoration Commission; to provide for the nomination of one member of the commission; to provide relative to meetings of the commission; and to provide for related matters.

HOUSE BILL NO. 1270—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 30:21(B)(1)(d), relative to the office of conservation; to provide relative to funds from application fees; and to provide for related matters.

HOUSE BILL NO. 1272—

BY REPRESENTATIVE PIERRE

AN ACT

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

HOUSE BILL NO. 1273—

BY REPRESENTATIVE DAMICO

AN ACT

To amend and reenact R.S. 30:88(F), relative to the Oilfield Site Restoration Program; to provide for exemption from liability for site restoration upon fully funding of site-specific trust account; and to provide for related matters.

HOUSE BILL NO. 1315—

BY REPRESENTATIVE DAMICO

AN ACT

To amend and reenact R.S. 30:6.1(C), relative to the authority of the commissioner of conservation; to provide relative to contracts to respond to a declared emergency; to provide for exemption from certain required bidding procedures; to provide for an informal bid process; and to provide for related matters.

HOUSE BILL NO. 159—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 36:607(B), relative to the office of management and finance of the Department of Wildlife and Fisheries; to provide relative to the powers, duties, functions, and responsibilities of that office; and to provide for related matters.

HOUSE BILL NO. 268—

BY REPRESENTATIVE LANCASTER

AN ACT

To amend and reenact R.S. 18:1505.2(H)(7)(a), to establish the aggregate limits on contributions a candidate may accept from political committees; and to provide for related matters.

HOUSE BILL NO. 272—

BY REPRESENTATIVE LANCASTER

AN ACT

To amend and reenact R.S. 18:1483(11) and to enact R.S. 18:1483(7)(e), relative to the definition of district office and major office for purposes of the Campaign Finance Disclosure Act; to provide that certain elected judicial seats are included in the definition of "district office"; to provide that certain elected judicial seats are included in the definition of "major office"; and to provide for related matters.

HOUSE BILL NO. 351—

BY REPRESENTATIVE PITRE

AN ACT

To enact R.S. 18:447, relative to fundraising and expenditures by a political party parish executive committee; to permit a parish executive committee to accept donations, conduct fundraising activities, and accept funds from such activities; to provide relative to the use of such funds; to exempt such receipts and disbursements from the reporting requirements of the Campaign Finance Disclosure Act; to provide for inclusion of such funds on annual financial statements; and to provide for related matters.

HOUSE BILL NO. 987—

BY REPRESENTATIVE HAMMETT

AN ACT

To enact R.S. 47:1561.2, relative to the secretary of the Department of Revenue; to authorize the secretary to recover certain rebates, reimbursements, or refunded amounts; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 988—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 47:1520, relative to the Department of Revenue; to authorize the secretary to require electronic filing of tax returns or reports for certain taxpayers; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 989—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 47:299.5 and 299.35, relative to the individual income tax; to increase the fee for income tax refund offsets; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 990—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 47:114(B), relative to the individual income tax; to provide for semimonthly electronic filing of withholding tax returns and payments by certain third party companies; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 992—

BY REPRESENTATIVES HAMMETT, ALARIO, DARTEZ, DURAND, FARRAR, FAUCHEUX, HEATON, HUNTER, L. JACKSON, M. JACKSON, LANDRIEU, MONTGOMERY, AND ODINET

AN ACT

To enact the Louisiana Tax Delinquency Amnesty Act; to provide for definitions; to require the Department of Revenue to establish a tax amnesty program as provided for in this Act; to provide for terms and conditions of the program; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1169—

BY REPRESENTATIVE DAMICO

AN ACT

To amend and reenact R.S. 30:2158(A)(1) and to repeal R.S. 30:2154(B)(6), 2161(D), and 2301 through 2326, R.S. 33:4169.1(F), and R.S. 36:239(G), and 804(1), relative to the

Louisiana Resource and Recovery Development Authority; to provide for its dissolution; and to provide for related matters.

HOUSE BILL NO. 1106—

BY REPRESENTATIVE JACK SMITH
AN ACT

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

HOUSE BILL NO. 1180—

BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 47:463.4(A)(6) and (7), (B)(1), (E)(3), (G)(4), (J)(2)(b), and (M) and to enact R.S. 47:463.4(N), relative to vehicle license plates, hang tags, and identification cards for mobility-impaired persons; to provide relative to medical professionals who are authorized to certify that a person is mobility-impaired; and to provide for related matters.

HOUSE BILL NO. 1186—

BY REPRESENTATIVE ALARIO
AN ACT

To amend and reenact R.S. 40:1299.44(A)(5)(g) and (B)(1), relative to the Patient's Compensation Fund; to provide for the appropriation of monies from the fund for payment of claims; and to provide for related matters.

HOUSE BILL NO. 1196—

BY REPRESENTATIVE DIEZ
AN ACT

To amend and reenact R.S. 37:2163(A)(1) and R.S. 48:252, relative to bidding requirements of the Department of Transportation and Development; to authorize digital signatures on electronic bid proposals by certain parties; to provide relative to contracts with certain aggregate estimated costs; to authorize use of an electronic bid system; to provide relative to electronic bid advertisements; to provide relative to delivery of bids through an electronic bid system; to provide additional means for issuance of addenda for certain contracts; and to provide for related matters.

HOUSE BILL NO. 1306—

BY REPRESENTATIVE PINAC AND SENATOR HOLLIS
AN ACT

To amend and reenact R.S. 12:1345(A)(5), relative to foreign limited liability companies; to provide for address listings in the certificate of authority; and to provide for related matters.

HOUSE BILL NO. 1318—

BY REPRESENTATIVE DAMICO
AN ACT

To amend and reenact R.S. 30:2503(A)(2)(a), relative to the Louisiana Environmental Education Commission; to provide relative to membership on the commission; and to provide for related matters.

HOUSE BILL NO. 1482—

BY REPRESENTATIVE DAMICO
AN ACT

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

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

House Bills and Joint Resolutions

Senator Ullo 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. 20—

BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact Code of Civil Procedure Article 42(4), relative to venue in actions against a foreign corporation or foreign limited liability company licensed to do business in this state; to provide for proper venue in the parish designated as the principal business establishment; to provide for proper venue where the primary place of business is located in the state and no specific venue designation is made; and to provide for related matters.

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

HOUSE BILL NO. 74—

BY REPRESENTATIVE KENNARD
AN ACT

To amend and reenact R.S. 14:95(H), relative to illegal carrying of weapons; to include coroners in the list of officials who may carry a concealed handgun when certified by the Council on Peace Officer Standards and Training; and to provide for related matters.

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

HOUSE BILL NO. 111—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To repeal R.S. 13:501(B)(3)(c), relative to the Fortieth Judicial District Court; to repeal the date on which the authorization of the court to hold certain proceedings and sessions on the east bank must terminate.

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

HOUSE BILL NO. 159—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 36:607(B), relative to the office of management and finance of the Department of Wildlife and Fisheries; to provide relative to the powers, duties, functions, and responsibilities of that office; and to provide for related matters.

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

HOUSE BILL NO. 201—

BY REPRESENTATIVE BRUCE

AN ACT

To amend and reenact R.S. 33:3837, relative to certain revenues in a parishwide waterworks district in DeSoto Parish; to prohibit diversion of such revenues; and to provide for related matters.

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

HOUSE BILL NO. 222—

BY REPRESENTATIVE CROWE

AN ACT

To enact R.S. 13:2487.30, relative to the City Court of Slidell; to define "operational expenses" for purposes of the City Court of Slidell; and to provide for related matters.

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

HOUSE BILL NO. 229—

BY REPRESENTATIVES HUDSON AND LAFLEUR

AN ACT

To amend and reenact R.S. 47:332.20, relative to the disposition of certain collections in St. Landry Parish; to provide for the dedication of an additional one cent of sales taxes collected on room rentals in St. Landry Parish; to provide for the use of such monies; and to provide for related matters.

On motion of Senator Ullo, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 242—

BY REPRESENTATIVE LEBLANC

AN ACT

To amend and reenact R.S. 47:322.28(B), relative to the disposition of collections of monies in the Lafayette Parish Visitor Enterprise Fund; to provide for priority of funding of purposes established by the fund; and to provide for related matters.

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

HOUSE BILL NO. 268—

BY REPRESENTATIVE LANCASTER

AN ACT

To amend and reenact R.S. 18:1505.2(H)(7)(a), to establish the aggregate limits on contributions a candidate may accept from political committees; and to provide for related matters.

On motion of Senator Ullo, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 272—

BY REPRESENTATIVE LANCASTER

AN ACT

To amend and reenact R.S. 18:1483(11) and to enact R.S. 18:1483(7)(e), relative to the definition of district office and major office for purposes of the Campaign Finance Disclosure Act; to provide that certain elected judicial seats are included in the definition of "district office"; to provide that certain elected judicial seats are included in the definition of "major office"; and to provide for related matters.

On motion of Senator Ullo, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 318—

BY REPRESENTATIVES ANSARDI, CLARKSON AND MCMAINS

AN ACT

To amend and reenact Children's Code Articles 668, 675(B)(4), 702(E) through (H), 1218, and 1240 and to enact Children's Code Articles 675(B)(5), 702(I), 1042(D), 1146(D), 1208(D), and Chapter 14-A of Title XII of the Children's Code, to be comprised of Articles 1269.1 through 1269.7, relative to adoption; to provide for continuing contact between a child and certain individuals in agency adoptions; to provide for continuing contact agreements and declarations, filings, court approval, effect, agreements confected after final decrees of adoption, enforcement, and modification; to provide for assessments of an adopted child's continuing contact with certain individuals in predisposition reports, case plans, permanency hearings, and reviews by counsel; to provide for hearings and the effect of a final decree of adoption, and to provide for related matters.

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

HOUSE BILL NO. 349—

BY REPRESENTATIVES MCMAINS AND CRANE

AN ACT

To amend and reenact the heading of Part III-B of Title 19 of the Louisiana Revised Statutes of 1950 and R.S. 19:131, 131.1(A), 131.3, 131.4, and 131.6(A), relative to expropriation of property; to authorize the parish of East Baton Rouge and the city of Baton Rouge to expropriate by a declaration of taking; to define terms; to provide for procedures; to provide for purposes of the expropriation; and to provide for related matters.

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

HOUSE BILL NO. 351—

BY REPRESENTATIVE PITRE

AN ACT

To enact R.S. 18:447, relative to fundraising and expenditures by a political party parish executive committee; to permit a parish executive committee to accept donations, conduct fundraising activities, and accept funds from such activities; to provide

relative to the use of such funds; to exempt such receipts and disbursements from the reporting requirements of the Campaign Finance Disclosure Act; to provide for inclusion of such funds on annual financial statements; and to provide for related matters.

On motion of Senator Ullo, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 357—

BY REPRESENTATIVE STRAIN

AN ACT

To amend and reenact R.S. 37:2105, 2107, and 2108 and to enact R.S. 37:2109.1, relative to sanitarians; to provide for continuing education requirements; to provide for licensure and licensure renewal fees; to provide for miscellaneous fees; and to provide for related matters.

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

HOUSE BILL NO. 404—

BY REPRESENTATIVE LEBLANC

AN ACT

To amend and reenact R.S. 37:2406(A) and to enact R.S. 37:2406(C), relative to the maximum fees to be assessed by the Louisiana Board of Physical Therapy Examiners; to provide for the maximum fee that the board may assess for application, reinstatement, annual license renewal, license verification, duplicate wall license, and duplicate wallet license; and to provide for related matters.

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

HOUSE BILL NO. 543—

BY REPRESENTATIVES PITRE, DOWNER, DUPRE, TRICHE, AND WOOTON AND SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 13:961(F)(1)(c), relative to court reporters in the Seventeenth Judicial District Court; to increase the fees charged for transcription of testimony and copies in civil and criminal cases in Lafourche Parish; and to provide for related matters.

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

HOUSE BILL NO. 598—

BY REPRESENTATIVES CROWE AND STRAIN

AN ACT

To amend and reenact R.S. 30:2180(D)(1) and R.S. 40:4(A)(2)(b) and to enact R.S. 30:2180(D)(2)(i), to require the Department of Environmental Quality to clean up spills or discharges of infectious wastes; to provide for recovery of the costs of cleanup; to provide for transportation of infectious medical wastes by transporters permitted by the Department of Health and Hospitals; and to provide for related matters.

On motion of Senator Ullo, the bill was read by title and referred to the Committee on Environmental Quality.

HOUSE BILL NO. 657—

BY REPRESENTATIVE LANCASTER

AN ACT

To amend and reenact R.S. 18:433(B)(6) and (7) and 434(B)(6), (7), and (8) and to enact R.S. 18:433(B)(8) and 434(B)(9), relative to the selection process for commissioners and commissioners-in-charge; to provide that the parish board of election supervisors may opt to select the commissioner-in-charge of any precinct without using the selection process; to provide that the parish board of election supervisors may opt to select one commissioner for each precinct without using the selection process; to provide that the parish board of election supervisors must vote unanimously for each precinct for which it makes such a selection of a commissioner-in-charge or commissioner; and to provide for related matters.

On motion of Senator Ullo, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 690—

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact Chapter 13-B of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:3098 through 3098.8, relative to the licensing of water well pump installers; to provide for licensing and education of water well pump installers; to change the composition of the advisory committee responsible for certain regulations affecting water well drillers; and to provide for related matters.

On motion of Senator Ullo, the bill was read by title and referred to the Committee on Commerce and Consumer Protection.

HOUSE BILL NO. 769—

BY REPRESENTATIVES RIDDLE AND FUTRELL

AN ACT

To amend and reenact R.S. 33:2218.2(F)(2), relative to supplemental compensation for certain law enforcement personnel; to increase the number of Tunica-Biloxi tribal officers eligible for such additional compensation; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 771—

BY REPRESENTATIVE TOOMY

AN ACT

To enact R.S. 33:9064, relative to neighborhood improvement districts; to authorize the governing authority of Jefferson Parish to create a special district for green space purposes in the Woodland West Subdivision; to provide for the creation and the governance of the district as provided by the home rule charter; to require voter approval of any district tax or fee; and to provide for related matters.

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

HOUSE BILL NO. 904—

BY REPRESENTATIVE HOPKINS

AN ACT

To enact R.S. 33:381(C)(21), relative to the town of Greenwood; to provide for the appointment of the chief of police of the town of Greenwood, including provisions relative to the qualifications, selection, employment contract, compensation, and duties of said appointed chief of police; and to provide for related matters.

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

HOUSE BILL NO. 932—

BY REPRESENTATIVES JOHNS AND ANSARDI

AN ACT

To enact Chapter 3-A of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:141 through 146, relative to overhead electric utility lines; to provide for restrictions and prohibited activities; to provide for temporary security of lines; to provide for liability for damages; to provide for certain exemptions; and to provide for related matters.

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

HOUSE BILL NO. 941—

BY REPRESENTATIVE KENNARD

AN ACT

To repeal R.S. 40:1472.3(F) and 1472.4(B)(2), relative to explosives; to repeal provisions authorizing persons who do not possess a license to work with explosives provided that the person is working under the immediate and personal supervision and control of a person with a valid license; and to provide for related matters.

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

HOUSE BILL NO. 987—

BY REPRESENTATIVE HAMMETT

AN ACT

To enact R.S. 47:1561.2, relative to the secretary of the Department of Revenue; to authorize the secretary to recover certain rebates, reimbursements, or refunded amounts; to provide for an effective date; and to provide for related matters.

On motion of Senator Ullo, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 988—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 47:1520, relative to the Department of Revenue; to authorize the secretary to require electronic filing of tax returns or reports for certain taxpayers; to provide for an effective date; and to provide for related matters.

On motion of Senator Ullo, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 989—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 47:299.5 and 299.35, relative to the individual income tax; to increase the fee for income tax refund offsets; to provide for an effective date; and to provide for related matters.

On motion of Senator Ullo, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 990—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 47:114(B), relative to the individual income tax; to provide for semimonthly electronic filing of withholding tax returns and payments by certain third party companies; to provide for an effective date; and to provide for related matters.

On motion of Senator Ullo, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 992—

BY REPRESENTATIVES HAMMETT, ALARIO, DARTEZ, DURAND, FARRAR, FAUCHEUX, HEATON, HUNTER, L. JACKSON, M. JACKSON, LANDRIEU, MONTGOMERY, AND ODINET

AN ACT

To enact the Louisiana Tax Delinquency Amnesty Act; to provide for definitions; to require the Department of Revenue to establish a tax amnesty program as provided for in this Act; to provide for terms and conditions of the program; to provide for an effective date; and to provide for related matters.

On motion of Senator Ullo, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 994—

BY REPRESENTATIVE HAMMETT

AN ACT

To enact the Uniform Sales and Use Tax Administration Act to authorize the Louisiana Department of Revenue to enter into the Streamlined Sales and Use Tax Agreement with one or more other states; to provide that any agreement must meet certain standards; to provide with respect to the limited binding and beneficial effects of the agreement; to provide with respect to certified service providers and certified automated systems; to provide an effective date; and to provide for related matters.

On motion of Senator Ullo, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 1106—

BY REPRESENTATIVE JACK SMITH

AN ACT

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

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

HOUSE BILL NO. 1169—

BY REPRESENTATIVE DAMICO

AN ACT

To amend and reenact R.S. 30:2158(A)(1) and to repeal R.S. 30:2154(B)(6), 2161(D), and 2301 through 2326, R.S. 33:4169.1(F), and R.S. 36:239(G), and 804(1), relative to the Louisiana Resource and Recovery Development Authority; to provide for its dissolution; and to provide for related matters.

On motion of Senator Ullo, the bill was read by title and referred to the Committee on Environmental Quality.

HOUSE BILL NO. 1180—

BY REPRESENTATIVE DURAND

AN ACT

To amend and reenact R.S. 47:463.4(A)(6) and (7), (B)(1), (E)(3), (G)(4), (J)(2)(b), and (M) and to enact R.S. 47:463.4(N), relative to vehicle license plates, hang tags, and identification cards for mobility-impaired persons; to provide relative to medical professionals who are authorized to certify that a person is mobility-impaired; and to provide for related matters.

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

HOUSE BILL NO. 1186—

BY REPRESENTATIVE ALARIO

AN ACT

To amend and reenact R.S. 40:1299.44(A)(5)(g) and (B)(1), relative to the Patient's Compensation Fund; to provide for the appropriation of monies from the fund for payment of claims; and to provide for related matters.

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

HOUSE BILL NO. 1196—

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 37:2163(A)(1) and R.S. 48:252, relative to bidding requirements of the Department of Transportation and Development; to authorize digital signatures on electronic bid proposals by certain parties; to provide relative to contracts with certain aggregate estimated costs; to authorize use of an electronic bid system; to provide relative to electronic bid advertisements; to provide relative to delivery of bids through an electronic bid system; to provide additional means for issuance of addenda for certain contracts; and to provide for related matters.

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

HOUSE BILL NO. 1199—

BY REPRESENTATIVE THOMPSON

AN ACT

To amend and reenact R.S. 40:1851, relative to the Louisiana Liquefied Petroleum Gas Commission; to provide relative to a permit holder obtaining a refund for assessments; to provide for the period of time for which an assessment is valid; and to provide for related matters.

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

HOUSE BILL NO. 1269—

BY REPRESENTATIVE PIERRE

AN ACT

To amend and reenact R.S. 30:83(B)(9) and (D), relative to the Oilfield Site Restoration Commission; to provide for the nomination of one member of the commission; to provide relative to meetings of the commission; and to provide for related matters.

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

HOUSE BILL NO. 1270—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 30:21(B)(1)(d), relative to the office of conservation; to provide relative to funds from application fees; and to provide for related matters.

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

HOUSE BILL NO. 1272—

BY REPRESENTATIVE PIERRE

AN ACT

To amend and reenact R.S. 49:191(13) and to repeal R.S. 49:191(11)(g), relative to the Department of Natural Resources, including provisions for the re-creation of the Department of Natural Resources 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.

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

HOUSE BILL NO. 1273—

BY REPRESENTATIVE DAMICO

AN ACT

To amend and reenact R.S. 30:88(F), relative to the Oilfield Site Restoration Program; to provide for exemption from liability for site restoration upon fully funding of site-specific trust account; and to provide for related matters.

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

HOUSE BILL NO. 1306—

BY REPRESENTATIVE PINAC AND SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 12:1345(A)(5), relative to foreign limited liability companies; to provide for address listings in the certificate of authority; and to provide for related matters.

On motion of Senator Ullo, the bill was read by title and referred to the Committee on Commerce and Consumer Protection.

HOUSE BILL NO. 1315—

BY REPRESENTATIVE DAMICO

AN ACT

To amend and reenact R.S. 30:6.1(C), relative to the authority of the commissioner of conservation; to provide relative to contracts to respond to a declared emergency; to provide for exemption from certain required bidding procedures; to provide for an informal bid process; and to provide for related matters.

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

HOUSE BILL NO. 1318—

BY REPRESENTATIVE DAMICO

AN ACT

To amend and reenact R.S. 30:2503(A)(2)(a), relative to the Louisiana Environmental Education Commission; to provide relative to membership on the commission; and to provide for related matters.

On motion of Senator Ullo, the bill was read by title and referred to the Committee on Environmental Quality.

HOUSE BILL NO. 1461—

BY REPRESENTATIVE BROOME

AN ACT

To amend and reenact R.S. 25:349(A) and (B)(1), relative to commercial leases in New Orleans by the board of directors of the Louisiana State Museum; to authorize such board of directors to lease commercial space within property in the French Quarter for which it has custody or title; and to provide for related matters.

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

HOUSE BILL NO. 1482—

BY REPRESENTATIVE DAMICO

AN ACT

To amend and reenact R.S. 49:191(13) and to repeal R.S. 49:191(11)(h), relative to the Department of Environmental Quality; to provide for the re-creation of the Department of Environmental Quality 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.

On motion of Senator Ullo, the bill was read by title and referred to the Committee on Environmental Quality.

HOUSE BILL NO. 1589—

BY REPRESENTATIVE R. ALEXANDER

AN ACT

To amend and reenact R.S. 40:1235(A)(2)(b) and (B)(2), and to enact R.S. 40:1235(A)(2)(d), and to repeal R.S. 40:1231(18) and 1235(B)(1), (D)(1)(b) and (d), and (E), relative to qualifications and standards for ambulances; to delete references to invalid coaches; to prohibit transportation of someone on a stretcher unless in an ambulance; to delete exemptions for certain ambulances owned and operated by licensed hospitals; to delete the authority of parishes and municipalities to elect not to comply; and to provide for related matters.

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

HOUSE BILL NO. 1609—

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 47:463.4(A)(7), (B), (E)(3), (G)(5), and (J) and to repeal R.S. 47:463.4(H), relative to mobility-impaired license plates, hang tags, and identification cards; to provide relative to eligibility and renewal; and to provide for related matters.

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

HOUSE BILL NO. 1611—

BY REPRESENTATIVE FAUCHEUX

AN ACT

To amend and reenact R.S. 40:1749.17(B)(1) and 1749.24(A) and (D) and to enact R.S. 40:1749.20(C), relative to the Louisiana Underground Utilities and Facilities Damage Prevention Law; to require excavators to notify emergency personnel when they damage underground utilities; to provide for punishment of violations that do not occur in the presence of a law enforcement officer; to provide for disbursement of civil penalties; and to provide for related matters.

On motion of Senator Ullo, the bill was read by title and referred to the Committee on Commerce and Consumer Protection.

HOUSE BILL NO. 1637—

BY REPRESENTATIVE PINAC AND SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 12:303(A)(3) and 1306(A)(2) and to enact R.S. 12:23(B)(5), 204(B)(5), and 1306(A)(3)(f), relative to the naming of certain business entities; to prohibit the use of certain phrases in business names; to allow for certain name usages; and to provide for related matters.

On motion of Senator Ullo, the bill was read by title and referred to the Committee on Commerce and Consumer Protection.

HOUSE BILL NO. 1643—

BY REPRESENTATIVES GLOVER AND HOPKINS

AN ACT

To amend and reenact R.S. 47:302.2(C)(1)(e), relative to the Shreveport Riverfront and Convention Center and Independence Stadium Fund; to create a special account in such fund for monies allocated to the Louisiana State Exhibit Museum in Shreveport; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 1655—

BY REPRESENTATIVE PINAC AND SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 12:32(A), 35(B)(1)(d), (2), and (3), 102(A)(introductory paragraph), 104(B)(1), 142(B)(2), 149(B), 164(B)(2) and (C)(1)(c), 205.1(A)(introductory paragraph), 236(C)(3), 238(A), 239.1(B)(1) and (3), 247.1(B)(2) and

(C)(1)(b), 250(C)(2), and 257(B), relative to officers and directors of certain business entities; to provide for powers and duties; and to provide for related matters.

On motion of Senator Ullo, the bill was read by title and referred to the Committee on Commerce and Consumer Protection.

HOUSE BILL NO. 1659—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact R.S. 40:1749.23, relative to the Louisiana Underground Utilities and Facilities Damage Prevention Law; to provide for enforcement; to provide for rules to implement a procedure for reporting and investigating violations through a centralized complaint processing center; and to provide for related matters.

On motion of Senator Ullo, the bill was read by title and referred to the Committee on Commerce and Consumer Protection.

HOUSE BILL NO. 1725—

BY REPRESENTATIVES SNEED, FRITH, SCHWEGMANN, AND SCHNEIDER
AN ACT

To enact R.S. 14:68.7, relative to offenses against property; to make certain acts relative to retail sales receipts or universal product code labels unlawful; to provide for criminal penalties; to provide for enhanced penalties in certain circumstances; and to provide for related matters.

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

HOUSE BILL NO. 1736—

BY REPRESENTATIVE SCALISE
AN ACT

To enact Subpart H of Part VI of Chapter 1 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:300.11 through 300.13, relative to technology; to provide for definitions; to prohibit the registration and resale of certain domain names; to provide for certain exemptions; to provide for civil remedies; and to provide for related matters.

On motion of Senator Ullo, the bill was read by title and referred to the Committee on Commerce and Consumer Protection.

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 23, 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. 9—

BY REPRESENTATIVE THOMPSON
A CONCURRENT RESOLUTION

To memorialize the United States Congress to support legislation to strengthen the rules regarding the safety of natural gas and liquids pipeline operations.

HOUSE CONCURRENT RESOLUTION NO. 89—

BY REPRESENTATIVE FAUCHEUX
A CONCURRENT RESOLUTION

To extend the condolences of the Legislature of Louisiana to the family of Dale Earnhardt.

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

House Concurrent Resolutions

Senator Ullo 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. 9—

BY REPRESENTATIVE THOMPSON
A CONCURRENT RESOLUTION

To memorialize the United States Congress to support legislation to strengthen the rules regarding the safety of natural gas and liquids pipeline operations.

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

HOUSE CONCURRENT RESOLUTION NO. 89—

BY REPRESENTATIVE FAUCHEUX
A CONCURRENT RESOLUTION

To extend the condolences of the Legislature of Louisiana to the family of Dale Earnhardt.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Bajoie	Fields, C	Malone
Barham	Fontenot	Marionneau
Bean	Gautreaux	McPherson
Boissiere	Heitmeier	Michot
Cain	Hines	Mount
Campbell	Hollis	Romero
Chaisson	Hoyt	Schedler

Cravins	Irons	Smith
Dardenne	Johnson	Tarver
Dean	Jones, B	Theunissen
Dupre	Jones, C	Ullo
Total—36		
	NAYS	
Total—0		
	ABSENT	
Fields, W	Lambert	Thomas
Total—3		

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

RETIREMENT

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

April 23, 2001

To the President and Members of the Senate:

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

SENATE RESOLUTION NO. 5—
BY SENATOR HINES

A RESOLUTION

To urge and request the Senate Committee on Retirement to undertake a study regarding providing an opportunity to public employees with certain service to retire without a reduction in accrual rate and without regard to age; to consider the feasibility, including cost, of providing such an opportunity; to estimate the value of providing such an opportunity toward the goal of reducing the workforce without layoffs; and to provide recommendations on the matter to the legislature.

Reported favorably.

SENATE BILL NO. 176—
BY SENATOR BOISSIERE

AN ACT

To repeal R.S. 11:462, relative to the Louisiana State Employees' Retirement System; to repeal the system's disability rehabilitation program; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 177—
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:403(2)(a), (12), (15), and (26), 422(A), and 461(A), and to repeal R.S. 11:403(22), all relative to the Louisiana State Employees' Retirement System; to provide for changes in definitions for "actuarial interest", "employer", "job appointment", "prior service", and "spouse"; to provide clarification of part-time service provisions and statutes that apply to disability; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 404—
BY SENATOR BOISSIERE

AN ACT

To enact Part VI of Chapter 1 of Subtitle III of Title 11 of the Louisiana Revised Statutes of 1950, comprised of R.S. 11:1491 through 1494, relative to the Louisiana Assessors' Retirement Fund; to create and provide relative to an excess benefit plan for members of the fund; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 580—
BY SENATOR BOISSIERE

AN ACT

To enact provisions relative to the Louisiana State Employees' Retirement System; to provide for a retirement incentive payment; to provide for retirement eligibility; to provide for computation of retirement benefits; to provide for creditable service; to provide for non-participation in DROP and IBO; to provide for makeup payment into the retirement system; to provide for return of retirement incentive payment under certain circumstances; to provide for applicability of the program; to provide for effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 809—
BY SENATOR DARDENNE

AN ACT

To enact R.S. 11:1335, relative to State Police Pension and Retirement System; to authorize lump sum payment for accumulated annual and sick leave that exceeds one hundred percent of the retirement benefit; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 821—
BY SENATOR HOYT

AN ACT

To amend and reenact R.S. 11:2257(H), relative to Firefighters' Retirement System of Louisiana; to create an alternative retirement option under the deferred retirement option plan; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 980—
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:181(B)(2), relative to Louisiana Clerks of Court Retirement System and Relief Fund; to provide for the change in membership of the governing board; and to provide for related matters.

Reported favorably.

Respectfully submitted,
LAMBERT BOISSIERE, JR.
Chairman

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

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

SENATE BILL NO. 136—
BY SENATOR LENTINI

AN ACT

To enact R.S. 33:383.2, relative to election of municipal officials; to authorize ordinances providing relative to term limitation of elected municipal officials; to require voter approval for such action; and to provide for related matters.

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

SENATE BILL NO. 168—
BY SENATOR MCPHERSON

A JOINT RESOLUTION

Proposing to add Article I, Section 27 of the Constitution of Louisiana, relative to the declaration of rights; to preserve the freedom to hunt, fish and trap, subject to reasonable regulation, restriction, or prohibition imposed pursuant to law; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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. 168 by Senator McPherson

AMENDMENT NO. 1

On page 1 line 4, delete "reasonable"

AMENDMENT NO. 2

On page 1, line 15, after "wildlife" delete "and fisheries"

AMENDMENT NO. 3

On page 1, line 16, after "state" insert ", including all aquatic life,"

AMENDMENT NO. 4

On page 1, line 16, delete "reasonable"

AMENDMENT NO. 5

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

"Article IX, Section 7, of the constitution or as provided by law. The provisions of this Section shall not alter the burden of proof requirements otherwise established by law for any challenge to a law or regulation relating to hunting or fishing, or allocation of the wildlife of the state, including all aquatic life."

AMENDMENT NO. 6

On page 2, line 9, change "right" to "freedom"

AMENDMENT NO. 7

On page 2, line 11, delete "law" and insert in lieu thereof the following:

"Art. IX, §7 of the constitution or as provided by law"

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

SENATE BILL NO. 212—
BY SENATOR IRONS

AN ACT

To enact R.S. 17:282.3, relative to courses of instruction; to authorize local school systems to offer instruction in personal financial management in public schools; to require the State Board of Elementary and Secondary Education to adopt rules and guidelines; to establish a clearinghouse of materials and best practices; 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. 338—
BY SENATOR DUPRE

AN ACT

To enact R.S. 56:104(A)(8), relative to license fees; to provide for a disabled hunting license; and to provide for related matters.

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

SENATE BILL NO. 339—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 32:415.1(A)(1), relative to motor vehicles; to provide for a medical hardship appeal of a driver's license suspension; to provide for certain driving prohibitions for a disabled driver; 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. 339 by Senator Dupre

AMENDMENT NO. 1

On page 2, line 8, delete "life, **including**" and insert "life **or prevent the licensee from obtaining proper**"

AMENDMENT NO. 2

On page 2, line 11, after "family" insert "**or to obtain such medical treatment as provided for in this Section**"

AMENDMENT NO. 3

On page 2, line 27, change "**operator**" to "**licensee**"

AMENDMENT NO. 4

On page 2, line 27, delete "**either**"

AMENDMENT NO. 5

On page 3, line 1, delete "**or a mental**"

AMENDMENT NO. 6

On page 3, line 2, change "**operator, such operator**" to "**licensee, such licensee**"

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

SENATE BILL NO. 359—

BY SENATOR MCPHERSON

AN ACT

To enact Part XIII-A of Chapter 1 of Title 56 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 56:699.21 and 699.22, relative to the creation of the Hunting and Fishing Advisory Education Council; to provide for membership on the Hunting and Fishing Education Advisory Council; to provide for powers, duties and responsibilities; 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. 359 by Senator McPherson

AMENDMENT NO. 1

On page 2, line 20, change "representing the enforcement division" to "appointed by the secretary"

AMENDMENT NO. 2

On page 2, line 21, after "Fisheries" insert "." and delete the remainder of the line

AMENDMENT NO. 3

On page 2, delete line 22 in its entirety

AMENDMENT NO. 4

On page 3, line 5, after "(13)" change "Three members" to "One member" and between "the" and "Marine" insert "Louisiana"

AMENDMENT NO. 5

On page 3, between lines 6 and 7 insert the following:

"(14) One member appointed by the Jefferson Parish Marine Fisheries Advisory Board.

(15) One member appointed by the director of the LSU AG Center Cooperative Extension Service who is a specialist or agent assigned to fisheries or wildlife advisory work."

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

SENATE BILL NO. 362—

BY SENATORS DUPRE AND GAUTREAUX

AN ACT

To amend and reenact R.S. 56:499(B)(1), relative to the size of certain fishing nets; to provide relative to certain maximum dimensions and to the determination of the size of double skimmer nets used in shrimping; and to provide for related matters.

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

SENATE BILL NO. 400—

BY SENATOR MALONE

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 parish of Bossier; to extend the period of effectiveness for the pilot program; to extend the period for reporting; and to provide for related matters.

Reported favorably by the Committee on Education. The bill was read by title, ordered engrossed, and recommitted to the Committee on Finance.

SENATE BILL NO. 409—

BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 32:295(A),(B)(2), (C), and (D); and to enact R.S. 32:295(B)(3) and (I), relative to child passenger restraint systems in motor vehicles; to provide for the age at which certain child restraint systems shall be used; to provide for definitions; to provide for situations in which passenger side airbag systems are activated; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways, and Public Works. On motion of Senator Heitmeier, the

bill was read by title, ordered engrossed, and passed to a third reading.

Motion to Make Special Order

Senator Dupre asked for and obtained a suspension of the rules for the purpose of making Senate Bill No. 409, which was just advanced to a third reading and final passage, Special Order of the Day No. 1 on Thursday, April 26, 2001 immediately following the Morning Hour.

SENATE BILL NO. 416—
BY SENATOR MCPHERSON

AN ACT

To authorize and empower the secretary of the Department of Wildlife and Fisheries and the secretary of the Department of Agriculture and Forestry to exchange title to certain described parcels in the parish of Rapides with certain individuals; to provide for reservation of mineral rights; to provide for execution of necessary documents; to provide for appraisal; 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. 416 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 3, change "secretary" to "commissioner"

AMENDMENT NO. 2

On page 2, line 5, change "secretary" to "commissioner" and after "Forestry" insert ", notwithstanding any other law to the contrary,"

AMENDMENT NO. 3

On page 2, line 16, change "secretary" to "commissioner" and after "Forestry" insert ", notwithstanding any other law to the contrary,"

AMENDMENT NO. 4

On page 3, line 3, change "secretary" to "commissioner" and after "Forestry" insert ", notwithstanding any other law to the contrary,"

AMENDMENT NO. 5

On page 3, lin10, between "analysis" and "of" insert "by the state land office"

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

SENATE BILL NO. 474—
BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 56:104(A)(2) and 302.1(A), relative to recreational hunting and fishing license fees; to provide that certain fee charged to nonresident full-time college students be equal to fees charged to residents; and to provide for related matters.

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

SENATE BILL NO. 495—
BY SENATOR BOISSIERE

AN ACT

To enact R.S. 38:346, relative to levee districts; to authorize the sale at public auction of surplus movable property of the Orleans Levee District; to provide with respect to taking bids online; to provide for limitations; 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. 495 by Senator Boissiere

AMENDMENT NO. 1

On page 2, line 4, after "provider" delete the comma ","

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

SENATE BILL NO. 558—

BY SENATORS THEUNISSEN, ELLINGTON, FONTENOT, GAUTREAUX, HINES, IRONS, MICHOT, MOUNT, ROMERO AND SMITH, AND REPRESENTATIVES BRUCE, CROWE, DARTEZ, FAUCHEUX, FRITH, HAMMETT, HILL, ILES, JOHNS, KENNARD, PINAC, RIDDLE, JACK SMITH, STRAIN, THOMPSON AND TOWNSEND

AN ACT

To enact Subpart A-2 of Part III of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:185.1 through 185.4, relative to agricultural education; to develop nonmandatory instructional strategies for the integration of agriculture education into elementary and secondary programs of study for public schools; to establish the Agricultural Education Advisory Committee; to provide for the development of an agriculture education action plan that falls within the parameters established in the Unified State Plan for Workforce Development; to provide for the approval of such plan by the State Board of Elementary and Secondary 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. 558 by Senator Theunissen

AMENDMENT NO. 1

On page 1, lines 5 and 8, change "agriculture" to "agricultural"

AMENDMENT NO. 2

On page 2, line 12, change "agriculture" to "agricultural education"

AMENDMENT NO. 3

On page 3, line 8, after "education;" insert "advisory committee;"

AMENDMENT NO. 4

On page 4, line 8, change "agriculture" to "agricultural"

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. 638—

BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 56:116(C)(2), relative to hunting wild quadrupeds; to authorize the use of a magnified scope on a muzzleloader; and to provide for related matters.

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

SENATE BILL NO. 650—

BY SENATOR DUPRE

AN ACT

To repeal R.S. 56:301.2(B), relative to the collection of certain alien individual license 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. 650 by Senator Dupre

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line and insert the following: "amend and reenact the introductory paragraph of R.S. 56:8(12)(a), R.S. 56:8(69), and (69.1), relative to wildlife and fisheries;"

AMENDMENT NO. 2

On page 1, line 3, delete "individual license fees;" and insert "to provide relative to definitions of certain types of persons;"

AMENDMENT NO. 3

On page 1, line 5, after "Section 1." delete the remainder of the line and insert the following:

"The introductory paragraph of R.S. 56:8(12)(a), R.S. 56:8(69) and (69.1) are hereby amended and reenacted to read as follows:

§8. Definitions

For purposes of this Chapter, the following words and phrases have the meaning ascribed to them in this Section, unless the context clearly shows a different meaning:

* * *

(12)(a) "Bona fide resident" means any person who is a United States citizen or resident alien and has resided in this state continuously during the twelve months immediately prior to the date on which he applies for any license and who has manifested his intent to remain in this state by establishing Louisiana as his legal domicile,

as demonstrated by compliance with all of the following, as applicable:

* * *

(69) "Nonresident" means any person who is not a bona fide resident as that term is defined by R.S. 56:8(12). For the purpose of obtaining any type of commercial license within Part VI of Chapter 1 herein, a nonresident shall be a United States citizen or resident alien residing in another state or territory of the United States.

(69.1) "Alien individual" means any person who is not neither a United States citizen nor a resident alien, or any corporation or other legal entity which is organized and domiciled in any country other than the United States.

* * *

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

SENATE BILL NO. 654—

BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 48:1309.2(A)(2), relative to road lightning districts; to continue the applicability of certain service charges of road lighting districts in 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. 672—

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 17:179(A), relative to student identification badges; to authorize certain local school boards in certain parishes to issue student identification badges; 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. 700—

BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 38:1770(B)(1), relative to gravity drainage districts and subdivisions; to continue the authority of such entities in certain parishes to impose and collect an acreage tax; 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. 721—

BY SENATOR IRONS AND REPRESENTATIVE CLARKSON

AN ACT

To amend and reenact R.S. 9:5625(G), relative to prescription periods; to exempt historical preservation and landmark property or areas from prescriptive periods relative to

prosecution of zoning violations; 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. 748—

BY SENATOR C. JONES

AN ACT

To amend and reenact R.S. 15:804(C), relative to prison districts; to continue the membership of the board of governors of prison districts in certain parishes; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Original Senate Bill No. 748 by Senator C. Jones

AMENDMENT NO. 1

On page 1, line 11, change "**thirteen**" to "eight"

AMENDMENT NO. 2

On page 1, line 12, after "thousand" insert the following:

"or having a population between fourteen thousand seven hundred fifty and fifteen thousand two hundred fifty,"

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

SENATE BILL NO. 755—

BY SENATOR C. JONES

AN ACT

To amend and reenact R.S. 33:2737.73(A), relative to school boards; to continue the authority of school boards in certain parishes to levy a sales tax; 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. 769—

BY SENATORS GAUTREAUX AND CAIN

AN ACT

To amend and reenact R.S. 33:1236(60), relative to parishes; to continue the authority of sewerage districts in certain parishes to have privilege against property for unpaid service charges or sewerage disposal services; 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. 792—

BY SENATOR IRONS

AN ACT

To enact R.S. 17:282.3, relative to a program of youth suicide prevention; to establish a program of youth suicide prevention administered by the state Department of Education in cooperation with state and local agencies; to require the State Board of Elementary and Secondary Education to adopt rules and regulations for the development of a state plan; to provide relative to services provided to students under a program; to authorize local programs; to provide for funding; 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. 792 by Senator Irons

AMENDMENT NO. 1

On page 2, line 15, after "shall" insert "be developed collaboratively with the Department of Health and Hospitals, Adolescent Health Initiative, and shall"

AMENDMENT NO. 2

On page 3, line 21, after "purpose." insert "A portion of such funds shall be budgeted for purposes of program implementation to the State Board of Elementary and Secondary Education and to the Department of Health and Hospitals, Adolescent Health Initiative."

AMENDMENT NO. 3

On page 3, line 26, change "shall" to "and the Department of Health and Hospitals shall jointly"

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. 803—

BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 4:732, relative to amusements and sports; to continue the applicability of progressive mega jackpot bingo games in certain parishes; and to provide for related matters.

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

SENATE BILL NO. 839—

BY SENATOR W. FIELDS

AN ACT

To enact R.S. 17:282.3, relative to volunteer community service of high school students; to provide for certain orientation and notification procedures; to provide for written proposals for such service; to provide relative to guidelines for the administration and implementation of such requirement; to provide relative to the requirement for community service; to provide for the authorities, duties and responsibilities of the State Board of Elementary and Secondary Education and city

and parish school boards; to provide relative to liability; 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. 839 by Senator W. Fields

AMENDMENT NO. 1

On page 2, line 9, change "in either school or" to "during" and delete "or a combination thereof"

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. 928—
BY SENATOR GAUTREAUX

AN ACT

To amend and reenact R.S. 56:322(C)(7), relative to seines or nets; to provide that hoop nets without leads may be left unattended; and to provide for related matters.

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

SENATE BILL NO. 929—
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 27:306(E)(1), relative to gaming; to provide with respect to state license qualifications for video draw poker; and to provide for related matters.

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

SENATE BILL NO. 967—
BY SENATOR BAJOIE

AN ACT

To enact R.S. 32:147; to limit immobilizing motor vehicles parked on privately owned parking lots open for public use; to provide for penalties; 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. 967 by Senator Bajoie

AMENDMENT NO. 1

On page 1, line 12, delete both the commas

AMENDMENT NO. 2

On page 1, line 13, after "prohibited" delete the comma ","

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

SENATE BILL NO. 978—
BY SENATOR THOMAS

AN ACT

To enact Part V-D of Chapter 2 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:727, relative to the revocation, sale or exchange of certain immovable property in the town of Abita Springs; to establish the procedure for disposition of such property; 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. 982—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 40:1749.23(A), (B) (introductory paragraph), (C), and (E) and to repeal R.S. 40:1749.23(D), relative to the Louisiana Underground Utilities and Facilities Damage Prevention Law; to provide for enforcement; to provide for rules to implement a procedure for reporting and investigating violations through a centralized complaint processing center; and to provide for related matters.

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

SENATE BILL NO. 983—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 40:1749.17(B)(1) and 1749.24(A) and (D), and to enact R.S. 40:1749.20(C), relative to the Louisiana Underground Utilities and Facilities Damage Prevention Law; to require excavators to notify emergency personnel when they damage underground utilities; to provide for punishment of violations that do not occur in the presence of a law enforcement officer; to provide for disbursement of civil penalties; 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. 983 by Senator Heitmeier

AMENDMENT NO. 1

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

“response personnel, including 911, the local police, the local fire department, and emergency response personnel law enforcement and fire departments and allow”

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

SENATE BILL NO. 990—

BY SENATOR C. JONES

AN ACT

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

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. 990 by Senator C. Jones

AMENDMENT NO. 1

On page 21, lines 24 and 27, change "nine" to "seven"

AMENDMENT NO. 2

On page 22, line 1, change "Two" to "One"

AMENDMENT NO. 3

On page 22, line 2, change "Two" to "Three"

AMENDMENT NO. 4

On page 22, line 3, change "Two" to "One"

AMENDMENT NO. 5

On page 22, line 6, change "Three" to "Two"

AMENDMENT NO. 6

On page 22, line 7, after "submitted" insert "by the African American Chamber of Commerce"

AMENDMENT NO. 7

On page 22, line 7, after "August 1, 2001" insert a period "."

AMENDMENT NO. 8

On page 22, delete lines 8 through lines 10 in their entirety

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. 991—

BY SENATOR GAUTREAUX

AN ACT

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

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. 995—

BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 38:329(H), relative to levee districts; to provide relative to ad valorem taxes; to specify the millage on which ad valorem tax payments made by the Terrebonne Levee and Conservation District to the Atchafalaya Basin Levee District is based; to provide for the transfer of ownership of certain property from the Atchafalaya Basin Levee District to the Terrebonne Levee and Conservation District; and to provide for related matters.

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

SENATE BILL NO. 998—

BY SENATOR B. JONES

AN ACT

To enact R.S. 25:214.3, relative to general libraries; to authorize the Lincoln Parish Police Jury to add two additional members to the parish Library Board of Control; to establish terms for the new members; 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. 998 by Senator B. Jones

AMENDMENT NO. 1

On page 1, line 3, change "Library" to "library" and on line 4, change "Board of Control" to "board of control"

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. 1005—

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 56:8(105)(a)(ii) and (iv), relative to wild quadrupeds; to include nutria in the definition of outlaw quadruped; 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. 1005 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 2, after "reenact" change "R.S. 56:8 (105)(a)(ii) and (iv)" to "R.S. 56:259(C)(1) and to enact R.S. 56:116.1(C)(6)"

AMENDMENT NO. 2

On page 1, delete line 3, and insert in lieu thereof the following:

"quadrupeds; to authorize the hunting of nutria; to provide for promulgation of rules and regulations by the Wildlife and Fisheries Commission;"

AMENDMENT NO. 3

On page 1, line 6, after "Section 1." delete the remainder of the line and insert in lieu thereof the following:

"R.S. 56:259(C)(1) is hereby amended and reenacted and R.S. 56:116.1(C)(6) is hereby enacted to read as follows:"

AMENDMENT NO. 4

On page 1, delete lines 7 through 16 in their entirety and insert in lieu thereof the following:

§ 116.1. Wild birds and wild quadrupeds; times and methods of taking; penalties

* * *

C.

* * *

(6) The Wildlife and Fisheries Commission shall adopt and promulgate rules and regulations which provide for the recreational taking of nutria. Such rules and regulations shall provide for the open season and the bag and possession limits.

* * *

§ 259. Open season; method of taking animals; prohibited devices; possession and sale of skins

* * *

C.(1) Nongame furbearing quadrupeds may be taken in the open trapping season, but only by properly licensed trappers, and only by means of a trap. Except as provided in Paragraph (2) of this Subsection, the use of dogs or of guns or other firearms, bows and arrows, gigs, spears, pitchforks, or other weapons or any like devices in hunting and taking nongame quadrupeds, or the use of explosives, chemicals, and smokes of any kind to drive furbearing quadrupeds out of their holes, dens, or houses is prohibited. Raccoons, nutria, and opossums may be taken for sport as provided for in R.S. 56:116.1, ~~and nutria in open season may be taken additionally by the use of a standard .22 caliber rimfire rifle only between the hours of sunrise and sunset.~~ Beaver may be taken as provided for in R.S. 56:105. This Subsection does not apply to the methods or means by which alligators may be taken.

* * *

AMENDMENT NO. 5

On page 2, delete lines 1 through 6 in their entirety

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

House Bills and Joint Resolutions Pending Referral to the Legislative Bureau

The following House Bills and Joint Resolutions were read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1430—

BY REPRESENTATIVE PIERRE

AN ACT

To amend and reenact R.S. 56:649.1(A), relative to lifetime hunting licenses; to add the WMA hunting permit to the privileges included under lifetime licenses; and to provide for related matters.

Floor Amendments Sent Up

Senator Gautreaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Conforming Amendments proposed by Senator Gautreaux to Reengrossed House Bill No. 1430 by Representative Pierre (Duplicate of Senate Bill No. 8)

AMENDMENT NO. 1

On page 1, line 13, change "license" to "stamp"

On motion of Senator Gautreaux, the amendments were adopted.

Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

Motion to Make Special Order

Senator Hollis asked for and obtained a suspension of the rules for the purpose of making House Bill No. 293, which was just advanced to a third reading and final passage, Special Order of the Day No. 2 on Thursday, April 26, 2001 immediately following the Morning Hour.

Motion to Make Special Order

Senator Hollis asked for and obtained a suspension of the rules for the purpose of making House Bill No. 1448, which was just advanced to a third reading and final passage, Special Order of the Day No. 4 on Thursday, April 26, 2001 immediately following the Morning Hour.

Motion to Make Special Order

Senator Hollis asked for and obtained a suspension of the rules for the purpose of making House Bill No. 1666, which was just advanced to a third reading and final passage, Special Order of the Day No. 5 on Thursday, April 26, 2001 immediately following the Morning Hour.

Rules Suspended

Senator Schedler asked for and obtained a suspension of the rules for the purpose of recalling House Bill No. 1513 from the Committee on Health and Welfare.

April 23, 2001

HOUSE BILL NO. 1513—
BY REPRESENTATIVE R. ALEXANDER
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), (B)(introductory paragraph) and (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 superseded by law; to repeal the requirement for board maintenance of examinations and reference to Laetrile; and to provide for related matters.

On motion of Senator Schedler, the bill which is a duplicate of Senate Bill No. 524 was read by title and lies over under the rules.

Rules Suspended

Senator Smith asked for and obtained a suspension of the rules for the purpose of recalling House Bill No. 1711 from the Committee on Agriculture.

HOUSE BILL NO. 1711—
BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 3:3391.3(5) and (7) and 3391.5(B), relative to the Formosan Termite Initiative; to provide for definitions; to provide for powers and duties of the commissioner; and to provide for related matters.

On motion of Senator Ullo, the bill which is a duplicate of Senate Bill No. 876 was read by title and lies over under the rules.

Rules Suspended

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

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

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

Called from the Calendar

Senator Smith asked that Senate Bill No. 876 be called from the Calendar at this time.

SENATE BILL NO. 876—
BY SENATORS SMITH, HOYT AND THOMAS
AN ACT

To amend and reenact R.S. 3:3391.3(5) and (7), and 3391.5(B), relative to the Formosan termite initiative; to revise certain definitions; to provide for the commissioner of agriculture's powers and duties; to regulate certain infested materials; and to provide for related matters.

On motion of Senator Smith, the bill which is a duplicate of House Bill No. 1711 was read by title and returned to the calendar, subject to call.

Reconsideration

On motion of Senator Irons, pursuant to the previous notice given, the vote by which the following bill failed to pass on Thursday, April 19, 2001 was reconsidered.

SENATE BILL NO. 211—
BY SENATOR IRONS
AN ACT

To enact R.S. 22:215.22, relative to health insurance; to require certain health insurance policies, contracts, and plans to provide coverage for prescription birth control drugs; to provide relative to copayments or coinsurances; to provide for exclusions; and to provide for related matters.

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

Reconsideration

On motion of Senator Smith, pursuant to the previous notice given, the vote by which the following bill failed to pass on Thursday, April 19, 2001 was reconsidered.

SENATE BILL NO. 225—
BY SENATOR SMITH
A JOINT RESOLUTION

Proposing to add Article XII, Section 6(C)(5) of the Constitution of Louisiana, relative to gaming, gambling or wagering; to prohibit any further referendum elections to allow or expand gaming, gambling, or wagering authorized by legislative act within a certain parish; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

Reconsideration

On motion of Senator Campbell, pursuant to the previous notice given, the vote by which the following bill failed to pass on Thursday, April 19, 2001 was reconsidered.

SENATE BILL NO. 241—

BY SENATOR CAMPBELL

A JOINT RESOLUTION

Proposing to enact Article IV, Section 22 of the Constitution of Louisiana, relative to elected officials; to prohibit certain political activities by the secretary of state and the commissioner of elections; to provide for definitions; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

On motion of Senator Campbell, 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. 23—

BY SENATOR C. FIELDS

A CONCURRENT RESOLUTION

To direct the State Board of Elementary and Secondary Education together with the Department of Education and the Department of Public Safety and Corrections to collectively conduct a study of education programs for both adult and juvenile inmates who are incarcerated in both state and local penal institutions.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Concurrent Resolution No. 23 by Senator C. Fields

AMENDMENT NO. 1

On page 1, line 2, change "direct" to "urge and request"

AMENDMENT NO. 2

On page 1, line 3, after "Education" insert ", the Louisiana Community and Technical College System,"

AMENDMENT NO. 3

On page 1, line 16, after "Education" insert ", the Louisiana Community and Technical College System,"

AMENDMENT NO. 4

On page 2, line 6, change "directs" to "hereby urges and requests"

AMENDMENT NO. 5

On page 2, line 7, after "Education" insert ", the Louisiana Community and Technical College System,"

AMENDMENT NO. 6

On page 2, between lines 11 and 12, insert as follows:

"BE IT FURTHER RESOLVED that a written report of their findings be submitted to the legislature prior to the 2002 Regular Session, together with any specific proposals for legislation."

AMENDMENT NO. 7

On page 2, line 14, before "and" insert ", to the president of the Louisiana Community and Technical College System,"

AMENDMENT NO. 8

On page 2, delete lines 16 through 18

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Malone
Bajoie	Fields, C	Marionneaux
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, C	Ullo
Dupre	Lentini	
Total—35		

NAYS

Total—0

ABSENT

Fields, W	Lambert
Jones, B	Thomas
Total—4	

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. 54—

BY SENATOR C. FIELDS

A CONCURRENT RESOLUTION

To urge and request a comprehensive study of the African American population in the state of Louisiana by Southern University's Nelson Mandela School of Public Policy and Urban Affairs.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Concurrent Resolution No. 54 by Senator C. Fields

AMENDMENT NO. 1

On page 2, line 19, change "complied" to "compiled"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Barham	Fields, C	McPherson
Bean	Fontenot	Michot
Boissiere	Heitmeier	Mount
Cain	Hines	Romero
Campbell	Hollis	Schedler
Chaisson	Irons	Smith
Dardenne	Johnson	Tarver
Dean	Jones, C	Theunissen
Dupre	Malone	Ullo
Ellington	Marionneaux	
Total—29		

NAYS

Total—0

ABSENT

Mr. President	Gautreaux	Lentini
Bajoie	Hoyt	Thomas
Cravins	Jones, B	
Fields, W	Lambert	
Total—10		

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

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. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Dean
Total—1

ABSENT

Fields, W	Jones, B	Thomas
Hoyt	Lambert	
Total—5		

The Chair declared the bill was passed. The title was read and adopted. Senator Theunissen moved to reconsider the vote by which the bill was passed and laid the motion on the table.
Regular Session, 2001

SENATE BILL NO. 118—

BY SENATOR THEUNISSEN AND REPRESENTATIVE CRANE
AN ACT

To enact R.S. 17:112 and to repeal R.S. 17:8(A)(1)(b), 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; to remove authority for public schools to withhold student grades under certain circumstances; and to provide for related matters.

Floor Amendments Sent Up

Senator Theunissen sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Theunissen to Engrossed Senate Bill No. 118 by Senator Theunissen

AMENDMENT NO. 1

On page 2, line 5, change "working" to "business"

On motion of Senator Theunissen, the amendments were adopted.

Floor Amendments Sent Up

Senator Theunissen sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Theunissen to Engrossed Senate Bill No. 118 by Senator Theunissen

AMENDMENT NO. 1

On page 2, between lines 15 and 16, insert as follows:

"E. For the purposes of this Section, "educational facility" includes an approved home study program and a nonpublic school established in a private residence."

On motion of Senator Theunissen, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS		
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	Jones, C	Ullo
Ellington	Lentini	
Fields, C	Malone	
Total—34		
NAYS		
Total—0		
ABSENT		
Mr. President	Fields, W	Thomas
Cravins	Lambert	
Total—5		

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

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.

Motion

On motion of Senator McPherson, Senate Bill No. 141 was made Special Order of the Day, No. 1 on Wednesday, April 25, 2001 immediately following the Morning Hour.

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.

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		
Mr. President	Fontenot	Michot
Bajoie	Gautreaux	Mount
Barham	Heitmeier	Romero
Bean	Hines	Schedler
Boissiere	Hollis	Smith
Cain	Johnson	Tarver
Chaisson	Jones, B	Theunissen
Dardenne	Jones, C	Thomas
Dean	Lentini	Ullo
Ellington	Malone	
Fields, C	McPherson	
Total—31		
NAYS		
Total—0		
ABSENT		
Campbell	Fields, W	Lambert
Cravins	Hoyt	Marionneaux
Dupre	Irons	
Total—8		

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.

April 23, 2001

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.

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

NAYS

Total—0

ABSENT

Cravins	Hoyt	Lambert
Fields, W	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.

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.

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

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 an additional hang tag for a mobility impaired person under certain conditions; 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, C	Marionneau
Barham	Fontenot	McPherson
Bean	Gautreaux	Michot
Boissiere	Heitmeier	Mount
Cain	Hines	Romero
Campbell	Hollis	Schedler
Chaisson	Johnson	Smith
Dardenne	Jones, B	Tarver
Dean	Jones, C	Theunissen
Dupre	Lentini	Thomas
Ellington	Malone	Ullo
Total—33		

NAYS

Total—0

ABSENT

Mr. President	Fields, W	Irons
Cravins	Hoyt	Lambert
Total—6		

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. 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.

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

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.

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

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

NAYS

Total—0

ABSENT

Cravins	Hoyt
Fields, W	Lambert
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. 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.

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

Mr. President	Fields, C	Malone
Bajoie	Fontenot	McPherson
Barham	Gautreaux	Michot
Bean	Heitmeier	Mount
Cain	Hines	Romero
Campbell	Hollis	Schedler
Chaisson	Irons	Smith
Dardenne	Johnson	Tarver

Dean
Dupre
Ellington
Total—33

Jones, B	Theunissen
Jones, C	Thomas
Lentini	Ullo

NAYS

Total—0

ABSENT

Boissiere	Fields, W	Lambert
Cravins	Hoyt	Marionneaux
Total—6		

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. 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.

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

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

NAYS

Total—0

ABSENT

Boissiere	Hoyt	Lambert
Fields, W	Irons	
Total—5		

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. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Bajoie	Fields, C	Malone
Barham	Fontenot	McPherson
Bean	Gautreaux	Michot
Cain	Heitmeier	Mount
Campbell	Hines	Romero
Chaisson	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Johnson	Tarver
Dean	Jones, B	Theunissen
Dupre	Jones, C	Ullo
Total—33		

NAYS

Marionneaux
Total—1

ABSENT

Boissiere	Hoyt	Thomas
Fields, W	Lambert	
Total—5		

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

Personal Privilege

Senator Boissiere asked for and obtained the floor of the Senate on a point of personal privilege, and stated he appeared as absent on the vote on Senate Bill No. 267. He had intended to vote yea on the bill. He asked that the Official Journal so state.

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 seasons in certain inshore waters; 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	Fields, C	Marionneaux
Barham	Fontenot	McPherson
Bean	Gautreaux	Michot
Boissiere	Heitmeier	Mount
Cain	Hines	Romero
Campbell	Hollis	Schedler
Chaisson	Irons	Smith
Cravins	Johnson	Tarver
Dardenne	Jones, B	Theunissen
Dean	Jones, C	Thomas
Dupre	Lentini	Ullo
Ellington	Malone	
Total—35		

NAYS

Total—0

ABSENT

Mr. President	Hoyt
Fields, W	Lambert
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. 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.

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

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.

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

Mr. President	Ellington	Malone
Bajoie	Fields, C	Marionneaux

Barham	Fontenot	McPherson
Bean	Gautreaux	Michot
Boissiere	Heitmeier	Mount
Cain	Hines	Romero
Campbell	Hollis	Schedler
Chaisson	Irons	Smith
Cravins	Johnson	Tarver
Dardenne	Jones, B	Theunissen
Dean	Jones, C	Thomas
Dupre	Lentini	Ullo
Total—36		

NAYS

Total—0

ABSENT

Fields, W	Hoyt	Lambert
Total—3		

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. 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 matter

Floor Amendments Sent Up

Senator Ullo 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. 334 by Senator Cravins

AMENDMENT NO. 1

On page 2, line 10, following "(ii)" and before "Class" insert "A"

On motion of Senator Ullo, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Bajoie	Fields, C	McPherson
Barham	Fontenot	Michot
Bean	Gautreaux	Mount
Boissiere	Heitmeier	Romero

Cain	Hines	Schedler
Campbell	Hollis	Smith
Chaisson	Irons	Tarver
Cravins	Johnson	Theunissen
Dardenne	Jones, C	Thomas
Dean	Lentini	Ullo
Dupre	Malone	
Total—35		

NAYS

Total—0

ABSENT

Fields, W	Jones, B
Hoyt	Lambert
Total—4	

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Fields, W	Jones, B
Hoyt	Lambert

April 23,2001

Total—4

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

SENATE BILL NO. 439—

BY SENATORS DARDENNE AND W. FIELDS
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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Bajoie, Barham, Bean, Boissiere, Cain, Campbell, Chaisson, Cravins, Dardenne, Dean, Dupre, Ellington, Fields, C, Fontenot, Gautreaux, Heitmeier, Hines, Hollis, Irons, Johnson, Jones, C, Lentini, Malone, Marionneaux, McPherson, Michot, Mount, Romero, Schedler, Smith, Tarver, Theunissen, Thomas, Ullo.

Total—35

NAYS

Total—0

ABSENT

Table with 2 columns: Fields, W, Hoyt, Jones, B, Lambert.

Total—4

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

SENATE BILL NO. 645—

BY SENATORS ULLO AND JOHNSON
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.

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

Table with 3 columns of names: Mr. President, Bajoie, Barham, Bean, Boissiere, Cain, Campbell, Chaisson, Cravins, Dardenne, Dean, Dupre, Ellington, Fields, C, Fontenot, Gautreaux, Heitmeier, Hines, Hollis, Irons, Johnson, Jones, B, Jones, C, Lentini, Malone, Marionneaux, McPherson, Michot, Mount, Romero, Schedler, Smith, Tarver, Theunissen, Thomas, Ullo.

Total—36

NAYS

Total—0

ABSENT

Table with 3 columns: Fields, W, Hoyt, Lambert.

Total—3

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. 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.

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

Table with 3 columns of names: Bajoie, Barham, Bean, Boissiere, Cain, Campbell, Fields, C, Fontenot, Gautreaux, Heitmeier, Hines, Hollis, Marionneaux, McPherson, Michot, Mount, Romero, Schedler.

Chaisson	Irons	Smith
Cravins	Johnson	Tarver
Dardenne	Jones, B	Theunissen
Dean	Jones, C	Thomas
Dupre	Lentini	Ullo
Ellington	Malone	
Total—35		

NAYS

Total—0

ABSENT

Mr. President	Hoyt
Fields, W	Lambert
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. 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.

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

NAYS

Total—0

ABSENT

Mr. President	Hoyt
Fields, W	Lambert
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. 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; to eliminate the authority of such administrators to employ clerks; to eliminate the allocation of funds for operational expenses of the office; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President	Hoyt
Fields, W	Lambert
Total—4	

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

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.

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

April 23, 2001

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President	Hoyt	Smith
Fields, W	Lambert	
Total—5		

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

SENATE BILL NO. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fields, C	Marionneaux
Barham	Fontenot	McPherson
Bean	Gautreaux	Michot
Boissiere	Heitmeier	Romero
Cain	Hines	Schedler
Campbell	Hollis	Smith
Chaisson	Irons	Tarver
Cravins	Johnson	Theunissen
Dardenne	Jones, B	Thomas
Dean	Jones, C	Ullo

Dupre
Ellington
Total—34

Lentini
Malone

NAYS

Total—0

ABSENT

Mr. President	Hoyt	Mount
Fields, W	Lambert	
Total—5		

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

SENATE BILL NO. 743—

BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 46:236.5(C) the introductory paragraph and (1), (4) and (5), relative to public welfare and assistance; to expedite the process for establishment or enforcement of support and other domestic matters brought by the Department of Social Services; to provide for an effective date; 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.

Rules Suspended

Senator Theunissen asked for and obtained a suspension of the rules for the purpose of taking the following bills out of order and acting upon them as follows:

SENATE BILL NO. 965—

BY SENATORS HOYT AND MCPHERSON AND REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 38:3091, 3092, 3094, 3095, 3096, 3098.5 and 3098.6, and to enact R.S. 36:4(V) and R.S. 38:3097.1 and 3097.2, all relative to ground water resources in the state of Louisiana; 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 plan for implementation of a statewide comprehensive ground water management system; and to provide for related matters.

Motion

Senator Theunissen moved that the bill be made special order of the day No. 1 on Tuesday, April 24, 2001.

Senator Cain moved as a substitute motion that the bill be made special order of the day on Wednesday, May 2, 2001.

Senator Theunissen objected.

ROLL CALL

The roll was called with the following result:

YEAS

Barham	Fontenot	Malone
Cain	Gautreaux	Marionneaux
Chaisson	Heitmeier	Smith
Cravins	Hollis	Tarver
Dardenne	Irons	Ullo
Dean	Jones, C	
Fields, C	Lentini	
Total—19		

NAYS

Bajoie	Hines	Mount
Bean	Johnson	Romero
Boissiere	Jones, B	Schedler
Campbell	McPherson	Theunissen
Ellington	Michot	Thomas
Total—15		

ABSENT

Mr. President	Fields, W	Lambert
Dupre	Hoyt	
Total—5		

The Chair declared the bill was made special order of the day on Wednesday, May 2, 2001.

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.

Motion

On motion of Senator Chaisson, Senate Bill No. 784 was made Special Order of the Day, No. 2 on Tuesday, April 24, 2001 immediately following the Morning Hour.

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) and (e), 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 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.

Motion

On motion of Senator Chaisson, Senate Bill No. 881 was made Special Order of the Day, No. 3 on Tuesday, April 24, 2001 immediately following the Morning Hour.

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 authorize 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.

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

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

NAYS

Total—0

ABSENT

Mr. President	Hoyt
Fields, W	Lambert
Total—4	

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.

April 23, 2001

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; to specify a date for the first election of the chief of police; and to provide for related matters.

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

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 nonresident licenses; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President	Hoyt
Fields, W	Lambert
Total—4	

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. 992—

BY SENATOR ULLO

AN ACT

To amend and reenact Children's Code Art. 791.1, the introductory paragraph of Art. 791.2 and Art. 791.4, to enact 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 certain judicial districts encompassing the parishes of Bossier, Iberia, Lafayette and Ouachita; to extend the period of effectiveness for the pilot program; to extend the period for reporting; and to provide for related matters.

The bill was read by title, and recommitted to the Committee on Finance.

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.

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, C	McPherson
Bean	Fontenot	Michot
Boissiere	Gautreaux	Mount
Cain	Heitmeier	Romero
Campbell	Hines	Schedler
Chaisson	Hollis	Smith
Cravins	Johnson	Tarver
Dardenne	Lentini	Theunissen
Dean	Malone	Thomas
Dupre	Marionneaux	Ullo
Total—30		

NAYS

Barham	Ellington	Irons
Total—3		

ABSENT

Mr. President	Hoyt	Jones, C
Fields, W	Jones, B	Lambert
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. 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.

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

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Bajoie, Barham, etc. Total—34.

NAYS

Total—0

ABSENT

Table with 3 columns: Name, Absent, Present. Lists names like Fields, W, Fontenot, Hoyt, Lambert, Schedler. Total—5.

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.

Personal Privilege

Senator Fontenot asked for and obtained the floor of the Senate on a point of personal privilege, and stated he appeared as absent on the vote on Senate Bill No. 230. He had intended to vote yea on the bill. He asked that the Official Journal so state.

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.

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

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.

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: Name, Yeas, Nays. Lists names like Bajoie, Barham, Bean, etc. Total—30.

NAYS

Table with 2 columns: Name, Nays. Lists names like Cain, Dupre. Total—2.

ABSENT

Table with 3 columns: Name, Absent, Present. Lists names like Mr. President, Fields, W, Fontenot, Hoyt, Lambert, McPherson. Total—7.

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. 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.

Floor Amendments Sent Up

Senator Boissiere sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

April 23, 2001

Amendments proposed by Senator Boissiere to Engrossed Senate Bill No. 427 by Senator Johnson

AMENDMENT NO. 1

On page 1, line 11, change "any" to "no"

AMENDMENT NO. 2

On page 1, line 13, delete "public places" and insert in lieu thereof "hotels and restaurants which are also licensed to serve alcoholic beverages or to smoking in a business or location which derives more than fifty percent of its gross revenues from the sale of alcoholic beverages"

AMENDMENT NO. 3

On page 1, line 14, after "Part" add "or as provided for places subject to R.S. 40:1300.25 and 1300.26, R.S. 40:2100, et seq, R.S. 40:2115, or R.S. 17:240."

AMENDMENT NO. 4

On page 1, delete line 16

Senator Boissiere moved adoption of the amendments.

Senator Johnson objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Cravins	Lentini
Bean	Hines	Michot
Boissiere	Hollis	
Total—8		

NAYS

Mr. President	Ellington	Mount
Barham	Gautreaux	Romero
Cain	Heitmeier	Schedler
Campbell	Johnson	Smith
Chaisson	Jones, B	Tarver
Dardenne	Jones, C	Theunissen
Dean	Malone	Thomas
Dupre	Marionneaux	Ullo
Total—24		

ABSENT

Fields, C	Hoyt	McPherson
Fields, W	Irons	
Fontenot	Lambert	
Total—7		

The Chair declared the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Cain	Gautreaux	Michot
Campbell	Hines	Mount
Chaisson	Johnson	Romero
Dardenne	Jones, B	Smith
Dean	Jones, C	Tarver
Dupre	Lentini	Thomas
Ellington	Malone	Ullo
Fields, C	Marionneaux	
Total—23		

NAYS

Bean	Cravins	Hollis
Boissiere	Heitmeier	Theunissen
Total—6		

ABSENT

Mr. President	Fontenot	McPherson
Bajoie	Hoyt	Schedler
Barham	Irons	
Fields, W	Lambert	
Total—10		

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

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 2704, relative to reimbursement of nursing homes participating in the Medicaid program; to provide for legislative findings and purpose; to establish a case mix reimbursement methodology for nursing homes; 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; to provide for reporting; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Bajoie	Fields, C	Michot
Barham	Gautreaux	Mount
Bean	Heitmeier	Romero
Boissiere	Hines	Schedler

Cain	Irons	Smith
Campbell	Johnson	Tarver
Chaisson	Jones, B	Theunissen
Cravins	Jones, C	Thomas
Dardenne	Lentini	Ullo
Dean	Malone	
Dupre	Marionneaux	
Total—34		

NAYS

Total—0

ABSENT

Fields, W	Hollis	Lambert
Fontenot	Hoyt	
Total—5		

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Fields, W	Hoyt
Fontenot	Lambert

Total—4

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. 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.

Floor Amendments Sent Up

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator B. Jones to Engrossed Senate Bill No. 560 by Senator Hines

AMENDMENT NO. 1

On page 1, delete lines 6 and 7 in their entirety and insert "rate to be determined by the Department of Health and Hospitals but not to exceed certain limits; and to provide for related matters."

AMENDMENT NO. 2

On page 2, line 2, delete "not" and on page 2, line 3, delete "less than the" and insert in lieu thereof "to be determined by the Department of Health and Hospitals but not to exceed the"

Senator B. Jones moved adoption of the amendments.

Senator Hines objected.

ROLL CALL

The roll was called with the following result:

YEAS

Barham	Dean	Jones, B
Chaisson	Gautreaux	
Total—5		

NAYS

Bajoie	Heitmeier	Michot
Bean	Hines	Mount
Boissiere	Hollis	Romero
Cain	Irons	Schedler
Campbell	Johnson	Smith
Cravins	Jones, C	Tarver
Dardenne	Malone	Theunissen
Dupre	Marionneaux	Thomas
Fields, C	McPherson	Ullo

Total—27

ABSENT

Mr. President	Fontenot	Lentini
Ellington	Hoyt	
Fields, W	Lambert	
Total—7		

The Chair declared the amendments were rejected.

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

NAYS

Total—0

ABSENT

Mr. President	Fontenot	Lambert
Fields, W	Hoyt	Lentini
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.

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.

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. 562 by Senator Schedler

AMENDMENT NO. 1

On page 2, line 25, following "provided" and before "in" delete "for"

AMENDMENT NO. 2

On page 2, at the beginning of line 27, delete "for"

On motion of Senator Ullo, the amendments were adopted.

Floor Amendments Sent Up

Senator Schedler sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Schedler to Engrossed Senate Bill No. 562 by Senator Schedler

AMENDMENT NO. 1

On page 3, between lines 6 and 7, insert the following:

"(e) Notwithstanding any other provisions of law to the contrary, nothing in this Section shall prohibit a dentist from contracting with any person or entity for management of a dental practice prior to the death or disability of such dentist subject to Section 776 of this Chapter."

AMENDMENT NO. 2

On page 3, line 25, after "(9)" insert "(a)"

AMENDMENT NO. 3

On page 4, line 7, delete "A" and delete lines 8 through 15, and on line 16 delete "37:752(9)."

AMENDMENT NO. 4

On page 4, between lines 18 and 19 insert the following:

"(b) A dentist licensed in Louisiana shall not be forbidden to contract with the spouse or personal representative of the estate of a deceased dentist or the spouse or personal representative of a disabled dentist to manage the dental practice at an establishment where dental operations, oral surgery, or dental services are provided for the purpose of selling, liquidating, or otherwise disposing of the dental practice of a deceased or disabled licensee for a period not to exceed twenty-four months in accordance with the provisions of R.S. 37:752(9). Notwithstanding any other provisions of law to the contrary, nothing in this Paragraph (9)(b) shall prohibit a dentist from contracting with any person or entity for management of a dental practice prior to the death or disability of such dentist subject to Paragraph (9)(a) of this Section."

AMENDMENT NO. 5

On page 4, line 19, after "(10)" insert "(a)"

AMENDMENT NO. 6

On page 4, line 24, after "provision." delete the remainder of the line and delete lines 25 and 26, and on page 5, delete lines 1 through 6

AMENDMENT NO. 7

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

"(b) A dentist licensed in Louisiana may contract with the spouse or personal representative of the estate of a deceased dentist or the spouse or personal representative of a disabled dentist to manage the dental practice at an establishment where dental operations, oral surgery, or dental services are provided for the purpose of selling, liquidating, or otherwise disposing of the dental practice of a deceased or disabled licensee for a period not to exceed twenty-four months in accordance with the provisions of R.S. 37:752(9). Notwithstanding any other provisions of law to the contrary, nothing in this Paragraph (10)(b) shall prohibit a dentist from contracting with any person or entity for management of a dental practice prior to the death or disability of such dentist subject to Paragraph 10(a) of this Section."

On motion of Senator Schedler, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Fields, W	Hoyt	Lentini
Fontenot	Lambert	
Total—5		

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

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.

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, C	McPherson
Barham	Gautreaux	Michot
Bean	Heitmeier	Mount
Boissiere	Hines	Romero
Cain	Hollis	Schedler
Campbell	Irons	Smith
Chaisson	Johnson	Tarver
Cravins	Jones, C	Theunissen
Dardenne	Lentini	Thomas
Dupre	Malone	Ullo
Ellington	Marionneau	
Total—32		

NAYS

Dean
Total—1

ABSENT

Mr. President	Fontenot	Jones, B
Fields, W	Hoyt	Lambert
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.

Senator Ellington in the Chair

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneau
Bajoie	Fields, C	McPherson
Barham	Gautreaux	Michot

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Bean	Heitmeier	Mount
Boissiere	Hines	Romero
Cain	Hollis	Schedler
Campbell	Irons	Smith
Chaisson	Johnson	Tarver
Cravins	Jones, B	Theunissen
Dardenne	Jones, C	Thomas
Dean	Lentini	Ullo
Dupre	Malone	
Total—35		

NAYS

Total—0

ABSENT

Fields, W	Hoyt
Fontenot	Lambert
Total—4	

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Fields, W	Hoyt	Thomas
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Fontenot	Lambert
Total—5	

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

SENATE BILL NO. 730—

BY SENATOR HINES

AN ACT

To amend and reenact the introductory paragraph of R.S. 37:1031(B) and (C), 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.

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, C	McPherson
Barham	Gautreaux	Michot
Bean	Heitmeier	Mount
Boissiere	Hines	Romero
Cain	Hollis	Schedler
Campbell	Irons	Smith
Chaisson	Johnson	Tarver
Cravins	Jones, B	Theunissen
Dardenne	Jones, C	Thomas
Dean	Lentini	Ullo
Dupre	Malone	
Ellington	Marionneaux	
Total—34		

NAYS

Total—0

ABSENT

Mr. President	Fontenot	Lambert
Fields, W	Hoyt	
Total—5		

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.

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 a digital block or a pudendal block under certain conditions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Bajoie, Barham, Bean, Boissiere, Cain, Campbell, Chaisson, Cravins, Dardenne, Dean, Dupre, Total—32; Ellington, Fields, C, Gautreaux, Heitmeier, Hines, Hollis, Irons, Johnson, Jones, B, Jones, C, Lentini; Malone, Marionneaux, McPherson, Michot, Mount, Romero, Smith, Tarver, Thomas, Ulló.

NAYS

Schedler
Total—1

ABSENT

Table with 3 columns: Mr. President, Fields, W, Total—6; Fontenot, Hoyt; Lambert, Theunissen.

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.

SENATE BILL NO. 738—

BY SENATORS MOUNT AND SCHEDLER
AN ACT

To amend and reenact 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), 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Bajoie, Barham, Bean, Boissiere, Cain; Fields, C, Gautreaux, Heitmeier, Hines, Hollis; McPherson, Michot, Mount, Romero, Schedler.

Table with 3 columns: Campbell, Chaisson, Dardenne, Dean, Dupre, Ellington, Total—32; Irons, Johnson, Jones, C, Lentini, Malone, Marionneaux; Smith, Tarver, Theunissen, Thomas, Ulló.

NAYS

Total—0

ABSENT

Table with 3 columns: Mr. President, Cravins, Fields, W, Total—7; Fontenot, Hoyt, Jones, B; Lambert.

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

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.

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. 863 by Senator Thomas

AMENDMENT NO. 1

On page 1, line 14, following "agent," and before "insurance" insert "or"

AMENDMENT NO. 2

On page 2, line 1, following "agent" and before "or" insert a comma ","

AMENDMENT NO. 3

On page 2, line 2, following "fraudulent" and before "or" insert a comma ","

AMENDMENT NO. 4

On page 2, line 3, following "agent" and before "or" insert a comma ","

AMENDMENT NO. 5

On page 2, line 12, following "agent" and before "or" insert a comma ","

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AMENDMENT NO. 6

On page 2, line 24, following "agent" and before "or" insert a comma ","

AMENDMENT NO. 7

On page 2, line 25, following "fraudulent" and before "or" insert a comma ","

AMENDMENT NO. 8

On page 2, line 26, following "agent," and before "insurance" insert "or"

AMENDMENT NO. 9

On page 3, line 9, following "agent" and before "or" insert a comma ","

On motion of Senator Ullo, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Michot
Bajoie	Gautreaux	Mount
Barham	Heitmeier	Romero
Bean	Hines	Schedler
Boissiere	Hollis	Smith
Cain	Johnson	Tarver
Chaisson	Jones, B	Theunissen
Cravins	Jones, C	Thomas
Dardenne	Lentini	Ullo
Dean	Malone	
Dupre	McPherson	
Total—31		

NAYS

Total—0

ABSENT

Campbell	Fontenot	Lambert
Fields, C	Hoyt	Marionneaux
Fields, W	Irons	
Total—8		

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

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. Senator Cain moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President	Fontenot	Lambert
Fields, W	Hoyt	
Total—5		

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

Rules Suspended

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

Introduction of Senate Bills and Joint Resolutions

Senator Ullo 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. 1030—

BY SENATOR HOYT

AN ACT

To amend and reenact Civil Code Art. 3194, relative to funeral charges; to provide for the limitation that the judge may allow in a case of reduction of expenses incurred for the interment of a deceased person; to provide for an increase in the limitation; and to provide for related matters.

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

SENATE BILL NO. 1031—

BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 32:1726(B), relative to motor vehicles; to provide for the maximum charge for storage of certain unclaimed vehicles; and to provide for related matters.

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

SENATE BILL NO. 1032—

BY SENATOR MALONE

AN ACT

To authorize school boards in parishes with a population between two hundred fifty-one thousand and two hundred fifty-three thousand to rename stadiums and buildings within those parishes; and to provide for related matters.

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

SENATE BILL NO. 1033—

BY SENATOR DEAN

AN ACT

To enact R.S. 33:1433.1, relative to sheriffs; to provide that deputy sheriffs shall be prohibited from certain political activity; to provide for exemptions for certain deputy sheriff positions; to provide for penalties; and to provide for related matters.

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

SENATE BILL NO. 1034—

BY SENATOR BAJOE

AN ACT

To amend and reenact R.S. 47:322.38(B), relative to the disposition of state sales and use tax avails in Orleans Parish; to provide for the disposition of certain funds to the Ernest N. Morial-New Orleans Exhibition Hall Authority; and to provide for related matters.

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

SENATE BILL NO. 1035—

BY SENATOR BAJOE

AN ACT

To enact R.S. 17:416.15, relative to school discipline; to authorize elementary schools to develop and implement youth development and assistance programs for certain students; to

provide for program approval; and to provide for related matters.

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

SENATE BILL NO. 1036—

BY SENATOR BAJOE

AN ACT

To amend and reenact R.S. 40:2133(A) and 2136, relative to ambulatory surgical centers; to expand the definition of "ambulatory surgical center"; to provide for promulgation of rules, regulations, and minimum standards; to provide an effective date; and to provide for related matters.

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

SENATE BILL NO. 1037—

BY SENATOR BAJOE

AN ACT

To amend and reenact R.S. 33:2740.3(D) introductory paragraph, (1) and (2), relative to special districts; to provide relative to the membership of the board of commissioners of the Downtown Development District of the City of New Orleans; to increase the number of commissioners; and to provide for related matters.

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

SENATE BILL NO. 1038—

BY SENATOR C. JONES

AN ACT

To authorize the town of Richwood, in Quachita Parish, to call and conduct a referendum election on a proposition to allow the operation of video draw poker devices in that town; and to provide for related matters.

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

SENATE BILL NO. 1039—

BY SENATOR JOHNSON

AN ACT

To amend and reenact R.S. 36:477(C)(1) and to enact R.S. 36:4(V) and Chapter 3-B of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:600.31 through 600.35, relative to housing; to create the Louisiana Housing Innovations Council; to provide for membership in the council; to provide for the powers, duties, and functions of the council; to create the Louisiana Housing Innovations Fund as a special fund in the state treasury; to provide for the use of monies in the fund; to provide for review and evaluation of innovative housing solutions in certain metropolitan areas; and to provide for related matters.

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

April 23, 2001

SENATE BILL NO. 1040—
BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 13:2105.1(A), relative to the Opelousas City Court; to authorize an increase in the fee collected by the marshal for the service of subpoenas in criminal matters; and to provide for related matters.

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

SENATE BILL NO. 1041—
BY SENATOR SCHEDLER

AN ACT

To enact R.S. 11:153(H), relative to the Municipal Police Employees' Retirement System; to authorize members with a vested military benefit to purchase credit for military service; and to provide for related matters.

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

SENATE BILL NO. 1042—
BY SENATOR SCHEDLER

AN ACT

To enact Part X of Chapter 1 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:221 through 236, relative to mental health; to provide for advance directives for mental health treatment; to provide for definitions; to provide for making of an advance directive and for period of validity; to provide for designation of a representative for decisions relative to mental health treatment; to provide for execution of advance directive and for witnesses thereof; to provide for operation of an advance directive and for physician and providers to act in accordance therewith; to provide for determination of incapacity; to provide for a representative's scope of authority and his powers, duties, and limitation on liability; to provide for prohibition against requiring a person to execute or refrain from executing an advance directive as a criterion for insurance, for receiving treatment, or discharging from a health care facility; to require an advance directive to be part of a person's medical record, for provider compliance, and for withdrawal of the provider; to provide circumstances for disregarding an advance directive; to provide for revocation; to provide for limitations on liability of physicians and other providers; to prohibit certain persons from serving as representatives and from serving as witnesses; to provide for withdrawal of representatives and rescinding the withdrawal; to provide for a form; and to provide for related matters.

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

Mr. President in the Chair

SENATE BILL NO. 1043—
BY SENATOR SCHEDLER

AN ACT

To enact R.S. 46:159.1, relative to hospice care for terminally ill persons; to provide for the development of a pilot project for

hospice care in the Medicaid program; to provide an effective date; and to provide for related matters.

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

SENATE BILL NO. 1044—
BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 47:463.8(B)(1)(b) and (4), relative to special license plates; to eliminate the regular motor vehicle registration license fee for special license plates for antique motor vehicles and motorcycles; and to provide for related matters.

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

Introduction of
Senate Concurrent Resolutions

Senator Ullo 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. 72—
BY SENATOR IRONS

A CONCURRENT RESOLUTION

To designate May, 2001, as Adolescent Pregnancy Prevention in Louisiana "Building on Success" Month.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Bajoie	Fields, C	Mount
Barham	Gautreaux	Romero
Bean	Heitmeier	Schedler
Boissiere	Hines	Smith
Cain	Hollis	Tarver
Campbell	Irons	Theunissen
Chaisson	Johnson	Thomas
Dardenne	Jones, B	Ullo
Dean	Lentini	
Dupre	Malone	
Total—31		

NAYS

Total—0

ABSENT

Cravins	Hoyt	Marionneaux
Fields, W	Jones, C	Michot

Fontenot Lambert
Total—8

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

SENATE CONCURRENT RESOLUTION NO. 73—
BY SENATOR THOMAS

A CONCURRENT RESOLUTION

To commend Reverend Philip Lowell Stagg on twenty-five years of service.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields, C	Michot
Bajoie	Heitmeier	Mount
Barham	Hines	Romero
Bean	Hollis	Schedler
Boissiere	Irons	Smith
Cain	Johnson	Tarver
Cravins	Jones, B	Theunissen
Dardenne	Jones, C	Thomas
Dean	Lentini	Ullo
Dupre	Malone	
Ellington	Marionneaux	
Total—31		

NAYS

Total—0

ABSENT

Campbell	Fontenot	Lambert
Chaisson	Gautreux	McPherson
Fields, W	Hoyt	
Total—8		

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

Messages from the House

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

Message from the House

**ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS**

April 23, 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. 704—
BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 40:2811(A)(1) and (2) and to enact R.S. 40:2811(C), relative to property abandoned to hospitals; to decrease the time period within which property must be held; to provide for the disposition of soiled clothing; to provide for notification; and to provide for related matters.

HOUSE BILL NO. 864—
BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 40:1428(A)(2) and (4) and to enact R.S. 40:1428(D), relative to insurance fraud; to provide for fee assessments; to provide for exemptions; to provide relative to the disposition of fees collected; and to provide for related matters.

HOUSE BILL NO. 1201—
BY REPRESENTATIVE WELCH
AN ACT

To amend and reenact R.S. 40:1095(A) and (B), relative to medical treatment; to authorize minors to consent to certain medical treatment under certain circumstances; and to provide for related matters.

HOUSE BILL NO. 892—
BY REPRESENTATIVE MORRISH
AN ACT

To amend and reenact R.S. 22:1245(B) and R.S. 40:1424(A), relative to insurance fraud; to provide for the Department of Insurance; to provide for the office of state police; to provide for the Department of Justice; to provide for notification of violations; to provide for referrals; and to provide for related matters.

HOUSE BILL NO. 919—
BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 37:3003(B)(1), relative to the practice of occupational therapy; to provide that such therapy may be based on a referral or order from an advanced practice registered nurse; and to provide for related matters.

HOUSE BILL NO. 969—
BY REPRESENTATIVE MARTINY AND SENATOR LENTINI
AN ACT

To repeal R.S. 15:571.20, relative to the assignment of work units to probation and parole specialists; to repeal the provision of law providing for the assignment of work units to probation and parole specialists.

HOUSE BILL NO. 971—
BY REPRESENTATIVE MARTINY AND SENATOR CRAVINS
AN ACT

To amend and reenact R.S. 15:574.4(B), relative to parole; to provide for notification of victim; and to provide for related matters.

HOUSE BILL NO. 1583—

BY REPRESENTATIVE WALSWORTH
AN ACT

To enact R.S. 37:760(A)(14), relative to the powers and duties of the Louisiana State Board of Dentistry; to authorize the board to apply for warrants authorizing the seizure of dental health records or controlled dangerous substance records in certain circumstances; to provide for the courts where such warrants may be applied for; to provide for court findings for a warrant; to provide for process of the warrant; to provide for copying dental records received; and to provide for related matters.

HOUSE BILL NO. 1627—

BY REPRESENTATIVE ERDEY
AN ACT

To amend and reenact R.S. 22:982(A)(3), to enact R.S. 22:987(A)(18), and to repeal R.S. 22:982(A)(11) and (12), relative to foreign and alien insurers; to provide with respect to requirements for such insurers to obtain certificates of authority from the commissioner of insurance; to provide relative to grounds for refusal, suspension, or revocation of such certificates of authority by the commissioner; and to provide for related matters.

HOUSE BILL NO. 819—

BY REPRESENTATIVES MCMAINS, DIEZ, AND SHAW
AN ACT

To amend and reenact R.S. 37:1357 and 1358, relative to the practice of acupuncture; to provide additional means of eligibility for the certification of a physician as an acupuncturist; to provide additional means of eligibility for certification as an acupuncturist's assistant; and to provide for related matters.

HOUSE BILL NO. 1728—

BY REPRESENTATIVE WALSWORTH
AN ACT

To amend and reenact R.S. 37:795(B)(2)(a), (l), (m), and (n), and (3)(h) and (i); and to enact R.S. 37:795(B)(1)(i), (j), and (k), (2)(o) and (p), and (3)(j), (k), and (l); to revise the fee schedule of the Louisiana State Board of Dentistry; and to provide for related matters.

HOUSE BILL NO. 1749—

BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 17:436.1(B)(1)(a) and (c) and (4) and (H) and to enact R.S. 17:436.1(I), relative to advanced practice registered nurses; to provide for authorization to order school nurses to administer medication to students; to include advanced practice registered nurses in the definition of authorized prescriber; and to provide for related matters.

HOUSE BILL NO. 1776—

BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 37:3200(3), relative to licensed radiologic technologists; to include advanced practice registered nurses in the definition of "licensed practitioner"; and to provide for related matters.

HOUSE BILL NO. 1792—

BY REPRESENTATIVE DONELON
AN ACT

To amend and reenact R.S. 22:1267(B), (C), and (D), relative to surplus line broker licenses; to provide for denial; to provide for refusal to renew or reinstate; to provide for fines; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 36—

BY REPRESENTATIVES NEVERS, BRUCE, ROMERO, AND THOMPSON
AN ACT

To enact R.S. 14:67.17, relative to misappropriation without violence; to create the crime of theft of anhydrous ammonia; and to provide for related matters.

HOUSE BILL NO. 107—

BY REPRESENTATIVE SALTER
AN ACT

To enact R.S. 15:911, relative to juveniles; to provide for the administration of medication to children in detention facilities; to provide for definitions; to provide for the establishment of guidelines for the administration of medication; to provide for rights and responsibilities of employees assigned to detention facilities relative to the administration of medication; and to provide for related matters.

HOUSE BILL NO. 176—

BY REPRESENTATIVE MCDONALD
AN ACT

To enact R.S. 14:65.2, relative to misappropriation with violence; to create the crime of aggravated robbery; to define serious bodily injury; to provide penalties; and to provide for related matters.

HOUSE BILL NO. 548—

BY REPRESENTATIVE R. CARTER
AN ACT

To enact R.S. 42:1123(28), relative to exceptions to the Code of Governmental Ethics; to provide for an exception to allow a mayor of a municipality with a population not in excess of five thousand persons who is a licensed physician to contract for the provision of health care services with the health insurer of the employees of his municipality; and to provide for related matters.

HOUSE BILL NO. 652—

BY REPRESENTATIVE HUDSON
AN ACT

To enact R.S. 40:2115(D), relative to smoking in hospitals; to provide penalties for smoking in non-smoking areas; and to provide for related matters.

HOUSE BILL NO. 677—

BY REPRESENTATIVE GARY SMITH
AN ACT

To repeal R.S. 42:66(L)(2)(b), relative to the exception to the dual officeholding law to allow certain deputy sheriffs to continue to serve as part-time constables or marshals; repeals the provision making the exception inapplicable after a particular term of office.

HOUSE BILL NO. 686—

BY REPRESENTATIVE DEVILLIER

AN ACT

To amend and reenact Code of Criminal Procedure Article 734, relative to subpoenas in criminal matters; to authorize investigators employed by the attorney general to serve subpoenas in criminal matters in which the attorney general is involved; and to provide for related matters.

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

House Bills and Joint Resolutions

Senator Ullo 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. 36—

BY REPRESENTATIVES NEVERS, BRUCE, ROMERO, AND THOMPSON

AN ACT

To enact R.S. 14:67.17, relative to misappropriation without violence; to create the crime of theft of anhydrous ammonia; and to provide for related matters.

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

HOUSE BILL NO. 107—

BY REPRESENTATIVE SALTER

AN ACT

To enact R.S. 15:911, relative to juveniles; to provide for the administration of medication to children in detention facilities; to provide for definitions; to provide for the establishment of guidelines for the administration of medication; to provide for rights and responsibilities of employees assigned to detention facilities relative to the administration of medication; and to provide for related matters.

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

HOUSE BILL NO. 176—

BY REPRESENTATIVE MCDONALD

AN ACT

To enact R.S. 14:65.2, relative to misappropriation with violence; to create the crime of aggravated robbery; to define serious bodily injury; to provide penalties; and to provide for related matters.

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

HOUSE BILL NO. 548—

BY REPRESENTATIVE R. CARTER

AN ACT

To enact R.S. 42:1123(28), relative to exceptions to the Code of Governmental Ethics; to provide for an exception to allow a mayor of a municipality with a population not in excess of five thousand persons who is a licensed physician to contract for the provision of health care services with the health insurer of the

employees of his municipality; and to provide for related matters.

On motion of Senator Ullo, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 652—

BY REPRESENTATIVE HUDSON

AN ACT

To enact R.S. 40:2115(D), relative to smoking in hospitals; to provide penalties for smoking in non-smoking areas; and to provide for related matters.

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

HOUSE BILL NO. 677—

BY REPRESENTATIVE GARY SMITH

AN ACT

To repeal R.S. 42:66(L)(2)(b), relative to the exception to the dual officeholding law to allow certain deputy sheriffs to continue to serve as part-time constables or marshals; repeals the provision making the exception inapplicable after a particular term of office.

On motion of Senator Ullo, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 686—

BY REPRESENTATIVE DEVILLIER

AN ACT

To amend and reenact Code of Criminal Procedure Article 734, relative to subpoenas in criminal matters; to authorize investigators employed by the attorney general to serve subpoenas in criminal matters in which the attorney general is involved; and to provide for related matters.

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

HOUSE BILL NO. 704—

BY REPRESENTATIVE K. CARTER

AN ACT

To amend and reenact R.S. 40:2811(A)(1) and (2) and to enact R.S. 40:2811(C), relative to property abandoned to hospitals; to decrease the time period within which property must be held; to provide for the disposition of soiled clothing; to provide for notification; and to provide for related matters.

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

HOUSE BILL NO. 819—

BY REPRESENTATIVES MCMAINS, DIEZ, AND SHAW

AN ACT

To amend and reenact R.S. 37:1357 and 1358, relative to the practice of acupuncture; to provide additional means of eligibility for the certification of a physician as an acupuncturist; to provide additional means of eligibility for certification as an acupuncturist's assistant; and to provide for related matters.

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

HOUSE BILL NO. 864—

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 40:1428(A)(2) and (4) and to enact R.S. 40:1428(D), relative to insurance fraud; to provide for fee assessments; to provide for exemptions; to provide relative to the disposition of fees collected; and to provide for related matters.

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

HOUSE BILL NO. 892—

BY REPRESENTATIVE MORRISH

AN ACT

To amend and reenact R.S. 22:1245(B) and R.S. 40:1424(A), relative to insurance fraud; to provide for the Department of Insurance; to provide for the office of state police; to provide for the Department of Justice; to provide for notification of violations; to provide for referrals; and to provide for related matters.

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

HOUSE BILL NO. 919—

BY REPRESENTATIVE DURAND

AN ACT

To amend and reenact R.S. 37:3003(B)(1), relative to the practice of occupational therapy; to provide that such therapy may be based on a referral or order from an advanced practice registered nurse; and to provide for related matters.

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

HOUSE BILL NO. 969—

BY REPRESENTATIVE MARTINY AND SENATOR LENTINI

AN ACT

To repeal R.S. 15:571.20, relative to the assignment of work units to probation and parole specialists; to repeal the provision of law providing for the assignment of work units to probation and parole specialists.

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

HOUSE BILL NO. 971—

BY REPRESENTATIVE MARTINY AND SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 15:574.4(B), relative to parole; to provide for notification of victim; and to provide for related matters.

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

HOUSE BILL NO. 1201—

BY REPRESENTATIVE WELCH

AN ACT

To amend and reenact R.S. 40:1095(A) and (B), relative to medical treatment; to authorize minors to consent to certain medical treatment under certain circumstances; and to provide for related matters.

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

HOUSE BILL NO. 1583—

BY REPRESENTATIVE WALSWORTH

AN ACT

To enact R.S. 37:760(A)(14), relative to the powers and duties of the Louisiana State Board of Dentistry; to authorize the board to apply for warrants authorizing the seizure of dental health records or controlled dangerous substance records in certain circumstances; to provide for the courts where such warrants may be applied for; to provide for court findings for a warrant; to provide for process of the warrant; to provide for copying dental records received; and to provide for related matters.

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

HOUSE BILL NO. 1627—

BY REPRESENTATIVE ERDEY

AN ACT

To amend and reenact R.S. 22:982(A)(3), to enact R.S. 22:987(A)(18), and to repeal R.S. 22:982(A)(11) and (12), relative to foreign and alien insurers; to provide with respect to requirements for such insurers to obtain certificates of authority from the commissioner of insurance; to provide relative to grounds for refusal, suspension, or revocation of such certificates of authority by the commissioner; and to provide for related matters.

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

HOUSE BILL NO. 1728—

BY REPRESENTATIVE WALSWORTH

AN ACT

To amend and reenact R.S. 37:795(B)(2)(a), (l), (m), and (n), and (3)(h) and (i); and to enact R.S. 37:795(B)(1)(i), (j), and (k), (2)(o) and (p), and (3)(j), (k), and (l); to revise the fee schedule of the Louisiana State Board of Dentistry; and to provide for related matters.

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

HOUSE BILL NO. 1749—

BY REPRESENTATIVE DURAND

AN ACT

To amend and reenact R.S. 17:436.1(B)(1)(a) and (c) and (4) and (H) and to enact R.S. 17:436.1(I), relative to advanced practice registered nurses; to provide for authorization to order school nurses to administer medication to students; to include advanced practice registered nurses in the definition of authorized prescriber; and to provide for related matters.

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

JAY DARDENNE
Chairman

HOUSE BILL NO. 1776—

BY REPRESENTATIVE DURAND

AN ACT

To amend and reenact R.S. 37:3200(3), relative to licensed radiologic technologists; to include advanced practice registered nurses in the definition of "licensed practitioner"; and to provide for related matters.

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

HOUSE BILL NO. 1792—

BY REPRESENTATIVE DONELON

AN ACT

To amend and reenact R.S. 22:1267(B), (C), and (D), relative to surplus line broker licenses; to provide for denial; to provide for refusal to renew or reinstate; to provide for fines; to provide for penalties; and to provide for related matters.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

FINANCE

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

April 23, 2001

To the President and Members of the Senate:

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

SENATE BILL NO. 632—

BY SENATOR DARDENNE

AN ACT

To enact Subpart F of Part II-A of Chapter 1 of Subtitle 1 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:99.1 through 99.21, relative to tobacco settlement financing; to provide legislative findings and intent; to provide for definitions; to create the Tobacco Settlement Financing Corporation and to provide for a board; to provide for staffing of the corporation; to provide for tax exemptions; to provide for bond validation actions; to provide for the sale of certain tobacco assets; to provide for the issuance of bonds and for the security for payment of bonds; to provide for ancillary contracts and swaps; and to provide for related matters.

Reported with amendments.

Respectfully submitted,

REPORT OF COMMITTEE ON

REVENUE AND FISCAL AFFAIRS

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

April 23, 2001

To the President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 4—

BY SENATORS B. JONES, DARDENNE AND GAUTREUX AND REPRESENTATIVES LANCASTER AND MONTGOMERY

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to enact federal legislation providing for a method for a state to require all out-of-state sellers to collect the state's sales tax on their "remote sales".

Reported favorably.

SENATE CONCURRENT RESOLUTION NO. 5—

BY SENATORS B. JONES, DARDENNE AND GAUTREUX AND REPRESENTATIVES LANCASTER AND MONTGOMERY

A CONCURRENT RESOLUTION

To urge and request the governor and the Department of Revenue to fully participate in the "Streamlined Sales Tax Project" and to report to the legislature on their progress and any legislation proposed by the project.

Reported favorably.

SENATE BILL NO. 18—

BY SENATOR HOLLIS

AN ACT

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

Reported with amendments.

SENATE BILL NO. 289—

BY SENATOR ULLO

AN ACT

To enact R.S. 15:832.1(A)(3) and to enact R.S. 39:128(D), relative to the capital construction projects; to exempt the construction of buildings to house inmate work programs from the capital outlay budget process under certain circumstances; to exempt the use of inmate labor to construct such facilities on prison grounds from maximum cost limits; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 668—

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

To amend and reenact R.S. 47:1541 and R.S. 47:1562(B), relative to audits and assessments; to authorize the secretary of the Department of Revenue to require auditing methods which use sampling for the purpose of projecting audit findings for certain taxpayers with gross annual revenues that exceed twenty-five million dollars; to authorize such methods when the taxpayer and the secretary agree to this method of audit; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 923—

BY REPRESENTATIVES PINAC AND DANIEL
AN ACT

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

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 favorably.

Respectfully submitted,
ROBERT J. BARHAM
Chairman

Rules Suspended

Senator Smith asked for and obtained a suspension of the rules for the purpose of recalling Senate Bill No. 475 from the Committee on Commerce and Consumer Protection.

SENATE BILL NO. 475—

BY SENATOR SMITH
AN ACT

To amend and reenact R.S. 9:3527(B), (C)(1) and (2), and 3530(E)(1), relative to consumer credit transactions; to increase time periods for certain transactions; and to provide for related matters.

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

Rules Suspended

Senator Smith asked for and obtained a suspension of the rules for the purpose of recalling Senate Bill No. 470 from the Committee on Commerce and Consumer Protection.

SENATE BILL NO. 470—

BY SENATOR SMITH
AN ACT

To amend and reenact R.S. 51:421(F) and (G), 422(A), and 424 and to repeal R.S. 51:421(C) and 426(9), relative to the unfair sales law; to provide for definitions; to provide for certain sales; to provide for injunctions; to provide for exemptions; and to provide for related matters.

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

Rules Suspended

Senator Lentini asked for and obtained a suspension of the rules for the purpose of recalling Senate Bill No. 238 from the Committee on Judiciary A.

SENATE BILL NO. 238—

BY SENATOR LENTINI
AN ACT

To amend and reenact Code of Civil Procedure Art. 561(A), relative to abandonment of action in trial and appellate courts; to provide that the clerk of court has the authority to file an affidavit for abandonment in trial and appellate courts; to provide further clarification that the clerk of court is an interested party to the action; and to provide for related matters.

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

Motion to Make Special Order

Senator Hollis asked for and obtained a suspension of the rules for the purpose of making House Bill No. 1274, which was just advanced to a third reading and final passage, Special Order of the Day No. 3 on Thursday, April 26, 2001 immediately following the Morning Hour.

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

April 23, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 77—

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

A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana upon the death of former State Senator R.C. "Cliff" Gaspard and to record a tribute to his remarkable contribution to community and state.

HOUSE CONCURRENT RESOLUTION NO. 78—

BY REPRESENTATIVES FAUCHEUX, GARY SMITH, AND QUEZAIRE AND SENATORS CHAISSON AND LAMBERT

A CONCURRENT RESOLUTION

To remember the innocent life of Stephanie "Nikki" Wilking that was taken on February 27, 2001, due to an unfortunate and untimely illness, and to express the condolences of the Legislature of Louisiana upon her death.

HOUSE CONCURRENT RESOLUTION NO. 79—

BY REPRESENTATIVE DONELON

A CONCURRENT RESOLUTION

To commend and congratulate Pan-American Life Insurance Company, a Louisiana company, for 90 years of service and growth in the insurance industry.

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 AND SENATORS IRONS AND JOHNSON

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.

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

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

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

Leaves of Absence

The following leaves of absence were asked for and granted:

W. Fields 1 Day Lambert 1 Day

Adjournment

Senator Ullo moved that the Senate adjourn until Tuesday, April 24, 2001, at 9:00 o'clock A.M.

The President of the Senate declared the Senate adjourned until 9:00 o'clock A.M. on Tuesday, April 24, 2001.

MICHAEL S. BAER, III
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk