

OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA

EIGHTEENTH 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

Tuesday, May 1, 2001

The Senate was called to order at 1:30 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	Lentini
Bajoie	Fields, W	Malone
Barham	Fontenot	Marionneaux
Bean	Gautreaux	McPherson
Boissiere	Heitmeier	Michot
Cain	Hines	Mount
Campbell	Hollis	Romero
Chaisson	Hoyt	Schedler
Cravins	Irons	Smith
Dardenne	Johnson	Tarver
Dean	Jones, B	Theunissen
Dupre	Jones, C	Thomas
Ellington	Lambert	Ullo
Total—39		

ABSENT

Total—0

The President of the Senate announced there were 39 Senators present and a quorum.

Prayer

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

Morning Hour

**Petitions, Memorials and
Communications**

The following petitions, memorials and communications were received and read:

EDWARD A. DUFRESNE, JR.

Chief Judge
Fifth Circuit Court of Appeal
State of Louisiana

April 30, 2001

Honorable John J. Hainkel
44183 Capitol Station
Baton Rouge, LA 70804

Dear Senator Hainkel:

Enclosed is a copy of the letter appointing Judge Robert H. Morrison, III to the Judicial Compensation Commission to fill Judge William Norris' term.

Very truly yours,
EDWARD A DUFRESNE, JR.

CONFERENCE OF COURT OF APPEAL JUDGES

State of Louisiana

December 19, 2000

Honorable Robert H. Morrison, III
Judge, 21st Judicial District court
Post Office Box 788
Amite, LA 70422

Re: Judicial Compensation Commission

Dear Judge Morrison:

Please be advised that the Courts of Appeal Judges have unanimously recommended that you be appointed to fill Judge William Norris' unexpired term on the Judicial Compensation Commission.

On behalf of the Court of Appeal Judges I congratulate you on your appointment and assure you that the Court of Appeal Judges are ready to assist you.

Sincerely,
EDWARD A. DUFRESNE, JR.
Chairman-Conference of Court of Appeal Judges

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**

May 1, 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. 76—

BY SENATOR THOMAS AND REPRESENTATIVES R. CARTER, NEVERS AND STRAIN

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of former two-term state representative, Tyrus Cobb "Ty Cobb" Lanier.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 78—

BY SENATOR C. JONES

A CONCURRENT RESOLUTION

To commend and congratulate Chancellor B.K. Agnihotri of Southern University Law Center on being selected to receive the YWCA Racial Justice Award for his leadership in efforts "to eliminate racism in the struggle for peace, justice, freedom, and dignity for all people."

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 80—

BY SENATOR ELLINGTON

A CONCURRENT RESOLUTION

To commend and congratulate Chris Shivers on his numerous accomplishments as a professional bull rider.

Reported without amendments.

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

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

May 1, 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. 1194—

BY REPRESENTATIVE LAFLEUR

AN ACT

To enact R.S. 22:622.2, relative to motor vehicle liability policies; to provide for coverage; to provide for exclusions and limitations; and to provide for related matters.

HOUSE BILL NO. 1407—

BY REPRESENTATIVE ODINET

AN ACT

To amend and reenact R.S. 56:333(F) and to repeal R.S. 56:333(I), relative to mullet fishery regulation; to provide relative to penalties imposed on violators of fishery laws and regulations; and to provide for related matters.

HOUSE BILL NO. 1415—

BY REPRESENTATIVE ODINET

AN ACT

To amend and reenact R.S. 56:325.3(B) and (F), relative to commercial spotted trout and red drum fishery regulations; to provide relative to penalties imposed on violators of fishery laws and regulations; and to provide for related matters.

HOUSE BILL NO. 1416—

BY REPRESENTATIVE ODINET

AN ACT

To amend and reenact R.S. 56:495.1(A)(2), relative to trawling vessels in Breton and Chandeleur Sounds; to provide for description of the boundaries of Breton and Chandeleur Sounds; and to provide for related matters.

HOUSE BILL NO. 1417—

BY REPRESENTATIVE JACK SMITH

AN ACT

To amend and reenact R.S. 56:8(101) and 320(C) and to enact R.S. 56:8(9.1) and (61.1), relative to fishing; to provide for definitions; to prohibit taking fish by certain methods; to prohibit possession of illegally taken fish; and to provide for related matters.

HOUSE BILL NO. 1429—

BY REPRESENTATIVE FLAVIN

AN ACT

To amend and reenact R.S. 56:302.9(A)(1), relative to charter boat fishing guide licenses; to provide with respect to who is required to possess such license; and to provide for related matters.

HOUSE BILL NO. 1498—

BY REPRESENTATIVE ANSARDI

AN ACT

To enact R.S. 22:675, relative to stop-loss or excess policies of insurance; to establish standards for such policies; and to provide for related matters.

HOUSE BILL NO. 1514—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 46:2132(4), relative to domestic abuse; to include certain persons in the definition of "household members"; to provide for protective orders; and to provide for related matters.

HOUSE BILL NO. 601—

BY REPRESENTATIVE DANIEL

AN ACT

To enact R.S. 46:2605(B)(33) through (35), relative to the Children's Cabinet Advisory Board; to add members to the board; and to provide for related matters.

HOUSE BILL NO. 1668—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:1137(N) and 1163(A)(1), relative to savings banks; to provide for definitions; to provide for articles of incorporation; and to provide for related matters.

HOUSE BILL NO. 1712—

BY REPRESENTATIVE NEVERS

AN ACT

To authorize the Department of Transportation and Development to acquire immovable property for improvements to LA Highway 10 and LA Highway 1 and the replacement of the St. Francisville/New Roads Ferry; and to provide for related matters.

HOUSE BILL NO. 79—

BY REPRESENTATIVE JOHN SMITH

AN ACT

To enact R.S. 56:409, relative to recreational fishing; to provide for take, size, and possession limits on the Toledo Bend Reservoir and the Sabine River; and to provide for related matters.

HOUSE BILL NO. 85—

BY REPRESENTATIVE SALTER

AN ACT

To amend and reenact R.S. 56:302.3(B)(2) and (D) and 320(A)(1), relative to recreational fishing gear; to authorize the use of hoop nets; and to provide for related matters.

HOUSE BILL NO. 152—

BY REPRESENTATIVE BROOME

AN ACT

To amend and reenact R.S. 9:4751(2) and R.S. 23:1021(11), relative to occupational therapists; to include "occupational therapist" in certain definitions of "health care provider"; and to provide for related matters.

HOUSE BILL NO. 180—

BY REPRESENTATIVE ODINET

AN ACT

To enact R.S. 17:71.5(D), relative to school board reapportionment; to require a school board to reapportion itself under certain circumstances; to provide guidelines and procedures to be used in such reapportionment; to provide for effectiveness; and to provide for related matters.

HOUSE BILL NO. 212—

BY REPRESENTATIVE HUNTER

AN ACT

To enact R.S. 24:7, relative to the legislature; to provide relative to committee meetings; to allow certain committee meetings to be conducted by video conference; to allow each house of the legislature to adopt rules to facilitate meetings by video conference; and to provide for related matters.

HOUSE BILL NO. 329—

BY REPRESENTATIVE ODINET

AN ACT

To amend and reenact R.S. 56:333(C) and to enact R.S. 56:322(F), relative to fishing; to provide for the classification of a portion of the Intracoastal Waterway as both fresh and salt water; to provide for commercial fishing of mullet in portions of the Intracoastal Waterway and Lake Pontchartrain; and to provide for related matters.

HOUSE BILL NO. 331—

BY REPRESENTATIVE PERKINS

AN ACT

To amend and reenact R.S. 40:5.5(C)(6), relative to sanitary inspections; to phase out the exception from having to obtain a food safety certificate for certain food service establishments; and to provide for related matters.

HOUSE BILL NO. 367—

BY REPRESENTATIVE DOWNER

AN ACT

To enact R.S. 29:36.1(D), relative to the postsecondary education tuition exemption program provided at state public colleges and universities for eligible members of the Louisiana National Guard; to provide for program definitions for certain purposes; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 389—

BY REPRESENTATIVE SCALISE

AN ACT

To enact R.S. 17:3048.1(S)(5), relative to the powers and duties of the Louisiana Student Financial Assistance Commission; to provide for the administration of the Tuition Opportunity Program for Students, including provisions to prohibit restrictions or delays relative to the date that Tuition Opportunity Program for Students awards may be first used by students who graduate from high school in less than four years; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 745—

BY REPRESENTATIVE FAUCHEUX

AN ACT

To amend and reenact Code of Criminal Procedure Article 814(A)(10), relative to responsive verdicts; to provide that carnal knowledge of a juvenile is a responsive verdict to a charge of forcible rape; and to provide for related matters.

HOUSE BILL NO. 776—

BY REPRESENTATIVE TOWNSEND

AN ACT

To enact R.S. 27:96(A), relative to riverboat gaming; to provide that elected public officials can do business with riverboat gaming licensees as a performing musician; and to provide for related matters.

HOUSE BILL NO. 800—

BY REPRESENTATIVES DONELON AND FLAVIN
AN ACT

To amend and reenact R.S. 32:900(L), relative to automobile liability policies; to provide for the named insured; to provide for exclusions; to provide for agreements; to provide for legislative intent; to legislatively overrule certain case law; and to provide for related matters.

HOUSE BILL NO. 868—

BY REPRESENTATIVE GREEN
AN ACT

To amend and reenact R.S. 37:2706(A)(2), 2707(A)(2), and 2708(A)(2), relative to social workers; to provide for licensure and certification; to provide for graduates of nonaccredited schools with five years of work experience to qualify for certification and licensure; and to provide for related matters.

HOUSE BILL NO. 880—

BY REPRESENTATIVE SCHWEGMANN
AN ACT

To amend and reenact R.S. 40:2144(H)(3), relative to the Hospital Records and Retention Act; to provide for rules related to verbal orders; to provide that promulgated rules related to orders given verbally or transmitted electronically grant a health care provider up to ten days to sign or countersign an electronically transmitted order; and to provide for related matters.

HOUSE BILL NO. 885—

BY REPRESENTATIVES LEBLANC AND WALSWORTH AND SENATOR DARDENNE
AN ACT

To amend and reenact R.S. 24:38(A)(1), relative to the Legislative Budgetary Control Council; to provide for the membership on the council; and to provide for related matters.

HOUSE BILL NO. 1175—

BY REPRESENTATIVE HEBERT
AN ACT

To enact R.S. 27:307(F), relative to the Video Draw Poker Devices Control Law; to provide that licensees do not have to submit designated representative information to the division; and to provide for related matters.

HOUSE BILL NO. 65—

BY REPRESENTATIVE PITRE
AN ACT

To amend and reenact R.S. 56:303(D), 303.4, and 306.4(A)(2), relative to commercial fishing licenses; to provide for the locations for the sale of commercial fishing licenses; to eliminate the requirement for a "Commercial Fisherman's Sale Card"; and to provide for related matters.

HOUSE BILL NO. 207—

BY REPRESENTATIVE GREEN
AN ACT

To enact R.S. 14:67.17 and to repeal R.S. 27:100 and 264, relative to gaming; to repeal provisions of law with respect to cheating contained in the Louisiana Gaming Control Law; to create the crime of cheating and swindling; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 391—

BY REPRESENTATIVES TOWNSEND AND SCHNEIDER
AN ACT

To amend and reenact R.S. 17:3048.1(T) and to enact R.S. 17:3048.1(S)(5) and (V), relative to the Tuition Opportunity Program for Students; to provide eligibility for program awards for students graduating from certain Louisiana nonpublic high schools; to provide conditions and limitations; to provide for effectiveness; to provide relative to the use of program awards by students who graduate from high school in less than four years, including prohibiting certain restrictions or delays relative to the date that the awards may be first used by such students; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 410—

BY REPRESENTATIVES K. CARTER, BOWLER, BRUNEAU, DANIEL, FUTRELL, HUNTER, L. JACKSON, LANDRIEU, MURRAY, PINAC, QUEZAIRE, RICHMOND, NEVERS, AND PRATT
AN ACT

To enact R.S. 17:3048.1(V), relative to the Tuition Opportunity Program for Students; to provide eligibility for program awards for certain students receiving high school equivalency diplomas; to provide conditions and limitations; to provide for effectiveness; and to provide for related matters.

HOUSE BILL NO. 830—

BY REPRESENTATIVES JOHNS, MORRISH, SCHNEIDER, AND WALSWORTH
AN ACT

To amend and reenact R.S. 22:250.11, relative to individual health insurance coverage; to provide relative to limitations on the use of preexisting medical conditions, including allowing exclusions for specific preexisting medical conditions for specified periods longer than twelve months under certain circumstances; to provide relative to adding a newborn child to individual health insurance coverage; to provide relative to coordination of benefits; and to provide for related matters.

HOUSE BILL NO. 1419—

BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact R.S. 56:325.2(A) and 326(E)(1)(a) and (2), relative to size and possession limits for finfish; to provide for size and possession requirements for shark and tuna; to provide for violations and penalties; and to provide for related matters.

HOUSE BILL NO. 1420—

BY REPRESENTATIVES PIERRE AND DANIEL
AN ACT

To amend and reenact R.S. 56:302.1(B)(1) and (C)(2)(a), relative to nonresident fishing licenses; to provide for temporary nonresident freshwater and saltwater fishing licenses; to provide for fees based upon the number of days of the temporary license; to eliminate the three-day nonresident freshwater and saltwater fishing licenses; and to provide for related matters.

HOUSE BILL NO. 1423—

BY REPRESENTATIVE ODINET
AN ACT

To amend and reenact R.S. 56:424(E)(1), relative to taking of oysters; to prohibit the harvesting, possession, sale, barter, or exchange of, or the attempt to sell, barter, trade, or exchange oysters taken

from closed or unapproved waters; to provide that all oysters found on board a vessel harvesting in closed or unapproved waters shall be deemed to have been taken from closed or unapproved waters; to provide relative to penalties; and to provide for related matters.

HOUSE BILL NO. 1424—

BY REPRESENTATIVE ODINET

AN ACT

To amend and reenact R.S. 56:406(A)(3)(a), relative to use of nets in Breton Sound and near the Chandeleur Islands; to delete the exclusion of islands from the identification of land near which nets may not be used; and to provide for related matters.

HOUSE BILL NO. 1481—

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 56:322(A) and (B), relative to the saltwater and freshwater division; to provide for the boundary of the saltwater and freshwater division; to provide for specific water bodies; and to provide for related matters.

HOUSE BILL NO. 1641—

BY REPRESENTATIVES LEBLANC, DEWITT, AND THOMPSON

AN ACT

To amend and reenact R.S. 17:375(A)(1) and (B)(3), R.S. 23:1170(A), R.S. 32:1313(B), R.S. 40:2199(F)(1) and 2502(E), R.S. 41:1085, R.S. 46:160.1(17), 160.9, 160.10(A), and 2685(A)(3), and R.S. 47:718(C) and to repeal Part III of Chapter 4-A of Title 3, comprised of R.S. 3:331 through 338, R.S. 17:7.6, 10.3, 373, 375(3), and 377(B), Chapter 20-D of Title 17, comprised of R.S. 17:3044.1 through 3044.5, R.S. 17:3129.5, 3129.6, 3384, and 3765, R.S. 23:1170(C), and 2071, R.S. 28:26, Chapter 5-A of Subtitle 1 of Title 30, comprised of R.S. 30:311 through 30:316, R.S. 33:3007, R.S. 36:4(B)(6)(b), 259(AA), 409(C)(7), R.S. 40:1300.6 and 1300.171, Part VIII of Chapter 11 of Title 40, comprised of R.S. 40:2193 through 2193.5, R.S. 40:2194.6, 2195.2(B), 2502(B)(9), and 2503, R.S. 46:160.1(8) and 160.7, Part V of Chapter 4 of Title 46, comprised of R.S. 46:581 through 589, Part VI of Chapter 4 of Title 46, comprised of R.S. 46:591 through 593, R.S. 46:932(11), Chapter 36 of Title 46, comprised of R.S. 46:2451 through 2453, 2624(I)(4) and (5), Chapter 49 of Title 46, comprised of R.S. 46:2640 through 2643, R.S. 46:2682(2), and 2684, Subpart I of Part 1 of Chapter 1 of Subtitle II of Title 47, comprised of R.S. 47:120.31, Subpart J of Part 1 of Chapter 1 of Subtitle II of Title 47, comprised of R.S. 47:120.32, Subpart K of Part 1 of Chapter 1 of Subtitle II of Title 47, comprised of R.S. 47:120.33, Subpart O of Part 1 of Chapter 1 of Subtitle II of Title 47, comprised of R.S. 47:120.38, Subpart P of Part 1 of Chapter 1 of Subtitle II of Title 47, comprised of R.S. 47:120.39, Subpart R of Part 1 of Chapter 1 of Subtitle II of Title 47, comprised of R.S. 47:120.41 and 120.42, Subpart S of Part 1 of Chapter 1 of Subtitle II of Title 47, comprised of R.S. 47:120.51 through 120.55, R.S. 47:463.60, Subtitle VI of Title 47, comprised of R.S. 47:5001 through 5010, R.S. 51:2323, and R.S. 56:1924, relative to special treasury funds; to eliminate the Medicaid Access Trust Fund, Community-based Health Care Fund, U.S. Olympic Checkoff Fund, Rural Development Loan Fund, School and District Accountability Fund, Quality Science and Mathematic Equipping Fund, Minority Health Professions Education Fund,

Louisiana University Faculty Incentive Fund, Higher Education Initiatives Fund, Louisiana Endowment Fund for Eminent Louisiana Scholars, School Leadership Development Fund, Alternative School Fund, Workers' Compensation Enforcement Revolving Fund, Community and Technical Colleges Investment Fund, Mental Health Trust Fund, Coastal Environmental Protection Trust Fund, St. Mary Parish Local Government Gaming Mitigation Fund, Louisiana Senior Citizens Trust Fund, Louisiana Indigent Health Care Trust Fund, Louisiana Inmate Arts Trust Fund, Child Advocacy Center Support Fund, Health Professional Development Fund, Community-Based and Rural Health Care Fund, Interagency Recreation Board Fund, Louisiana Community-Based Services Trust Fund, Homeless Relief Fund, Homeless Trust Fund, Drug Enforcement and Recovery Fund, Victims of Family Violence Checkoff Fund, Literacy Fund, Addictive Disorders Treatment Fund, Louisiana Special Olympics Checkoff Fund, Pet Overpopulation Fund, Tax Surplus Fund, Louisiana Small Business Incubator Fund, Motor Vehicle Safety Inspection Fund, Weights and Standards Mobile Police Force Fund, Health Care Facility Fund, and Stewardship Account; to authorize the transfer of balances between funds; to provide for deposit of monies into the state general fund; and to provide for related matters.

HOUSE BILL NO. 1534—

BY REPRESENTATIVE CRANE

AN ACT

To amend and reenact R.S. 17:3048.1(A)(1)(e), relative to the Tuition Opportunity Program for Students high school core curriculum requirements specified for certain awards; to provide for the number of units that must be successfully completed by students for program eligibility; to provide for effectiveness; to provide for an effective date; and to provide for related matters.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

House Bills and Joint Resolutions

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

HOUSE BILL NO. 65—

BY REPRESENTATIVE PITRE

AN ACT

To amend and reenact R.S. 56:303(D), 303.4, and 306.4(A)(2), relative to commercial fishing licenses; to provide for the locations for the sale of commercial fishing licenses; to eliminate the requirement for a "Commercial Fisherman's Sale Card"; and to provide for related matters.

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

HOUSE BILL NO. 79—

BY REPRESENTATIVE JOHN SMITH
AN ACT

To enact R.S. 56:409, relative to recreational fishing; to provide for take, size, and possession limits on the Toledo Bend Reservoir and the Sabine River; and to provide for related matters.

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

HOUSE BILL NO. 85—

BY REPRESENTATIVE SALTER
AN ACT

To amend and reenact R.S. 56:302.3(B)(2) and (D) and 320(A)(1), relative to recreational fishing gear; to authorize the use of hoop nets; and to provide for related matters.

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

HOUSE BILL NO. 152—

BY REPRESENTATIVE BROOME
AN ACT

To amend and reenact R.S. 9:4751(2) and R.S. 23:1021(11), relative to occupational therapists; to include "occupational therapist" in certain definitions of "health care provider"; and to provide for related matters.

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

HOUSE BILL NO. 180—

BY REPRESENTATIVE ODINET
AN ACT

To enact R.S. 17:71.5(D), relative to school board reapportionment; to require a school board to reapportion itself under certain circumstances; to provide guidelines and procedures to be used in such reapportionment; to provide for effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 207—

BY REPRESENTATIVE GREEN
AN ACT

To enact R.S. 14:67.17 and to repeal R.S. 27:100 and 264, relative to gaming; to repeal provisions of law with respect to cheating contained in the Louisiana Gaming Control Law; to create the crime of cheating and swindling; to provide for penalties; and to provide for related matters.

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

HOUSE BILL NO. 212—

BY REPRESENTATIVE HUNTER
AN ACT

To enact R.S. 24:7, relative to the legislature; to provide relative to committee meetings; to allow certain committee meetings to be conducted by video conference; to allow each house of the

legislature to adopt rules to facilitate meetings by video conference; and to provide for related matters.

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

HOUSE BILL NO. 329—

BY REPRESENTATIVE ODINET
AN ACT

To amend and reenact R.S. 56:333(C) and to enact R.S. 56:322(F), relative to fishing; to provide for the classification of a portion of the Intracoastal Waterway as both fresh and salt water; to provide for commercial fishing of mullet in portions of the Intracoastal Waterway and Lake Pontchartrain; and to provide for related matters.

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

HOUSE BILL NO. 331—

BY REPRESENTATIVE PERKINS
AN ACT

To amend and reenact R.S. 40:5.5(C)(6), relative to sanitary inspections; to phase out the exception from having to obtain a food safety certificate for certain food service establishments; and to provide for related matters.

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

HOUSE BILL NO. 367—

BY REPRESENTATIVE DOWNER
AN ACT

To enact R.S. 29:36.1(D), relative to the postsecondary education tuition exemption program provided at state public colleges and universities for eligible members of the Louisiana National Guard; to provide for program definitions for certain purposes; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 389—

BY REPRESENTATIVE SCALISE
AN ACT

To enact R.S. 17:3048.1(S)(5), relative to the powers and duties of the Louisiana Student Financial Assistance Commission; to provide for the administration of the Tuition Opportunity Program for Students, including provisions to prohibit restrictions or delays relative to the date that Tuition Opportunity Program for Students awards may be first used by students who graduate from high school in less than four years; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 391—

BY REPRESENTATIVES TOWNSEND AND SCHNEIDER
AN ACT

To amend and reenact R.S. 17:3048.1(T) and to enact R.S. 17:3048.1(S)(5) and (V), relative to the Tuition Opportunity Program for Students; to provide eligibility for program awards for students graduating from certain Louisiana nonpublic high schools; to provide conditions and limitations; to provide for effectiveness; to provide relative to the use of program awards by students who graduate from high school in less than four years, including prohibiting certain restrictions or delays relative to the date that the awards may be first used by such students; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 410—

BY REPRESENTATIVES K. CARTER, BOWLER, BRUNEAU, DANIEL, FUTRELL, HUNTER, L. JACKSON, LANDRIEU, MURRAY, PINAC, QUEZAIRE, RICHMOND, NEVERS, AND PRATT
AN ACT

To enact R.S. 17:3048.1(V), relative to the Tuition Opportunity Program for Students; to provide eligibility for program awards for certain students receiving high school equivalency diplomas; to provide conditions and limitations; to provide for effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 601—

BY REPRESENTATIVE DANIEL
AN ACT

To enact R.S. 46:2605(B)(33) through (35), relative to the Children's Cabinet Advisory Board; to add members to the board; and to provide for related matters.

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

HOUSE BILL NO. 745—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact Code of Criminal Procedure Article 814(A)(10), relative to responsive verdicts; to provide that carnal knowledge of a juvenile is a responsive verdict to a charge of forcible rape; and to provide for related matters.

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

HOUSE BILL NO. 776—

BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 27:96(A), relative to riverboat gaming; to provide that elected public officials can do business with riverboat gaming licensees as a performing musician; and to provide for related matters.

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

HOUSE BILL NO. 800—

BY REPRESENTATIVES DONELON AND FLAVIN
AN ACT

To amend and reenact R.S. 32:900(L), relative to automobile liability policies; to provide for the named insured; to provide for exclusions; to provide for agreements; to provide for legislative intent; to legislatively overrule certain case law; and to provide for related matters.

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

HOUSE BILL NO. 830—

BY REPRESENTATIVES JOHNS, MORRISH, SCHNEIDER, AND WALSWORTH
AN ACT

To amend and reenact R.S. 22:250.11, relative to individual health insurance coverage; to provide relative to limitations on the use of preexisting medical conditions, including allowing exclusions for specific preexisting medical conditions for specified periods longer than twelve months under certain circumstances; to provide relative to adding a newborn child to individual health insurance coverage; to provide relative to coordination of benefits; and to provide for related matters.

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

HOUSE BILL NO. 868—

BY REPRESENTATIVE GREEN
AN ACT

To amend and reenact R.S. 37:2706(A)(2), 2707(A)(2), and 2708(A)(2), relative to social workers; to provide for licensure and certification; to provide for graduates of nonaccredited schools with five years of work experience to qualify for certification and licensure; and to provide for related matters.

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

HOUSE BILL NO. 880—

BY REPRESENTATIVE SCHWEGMANN
AN ACT

To amend and reenact R.S. 40:2144(H)(3), relative to the Hospital Records and Retention Act; to provide for rules related to verbal orders; to provide that promulgated rules related to orders given verbally or transmitted electronically grant a health care provider up to ten days to sign or countersign an electronically transmitted order; and to provide for related matters.

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

HOUSE BILL NO. 885—

BY REPRESENTATIVES LEBLANC AND WALSWORTH AND SENATOR DARDENNE
AN ACT

To amend and reenact R.S. 24:38(A)(1), relative to the Legislative Budgetary Control Council; to provide for the membership on the council; and to provide for related matters.

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

HOUSE BILL NO. 1175—

BY REPRESENTATIVE HEBERT

AN ACT

To enact R.S. 27:307(F), relative to the Video Draw Poker Devices Control Law; to provide that licensees do not have to submit designated representative information to the division; and to provide for related matters.

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

HOUSE BILL NO. 1194—

BY REPRESENTATIVE LAFLEUR

AN ACT

To enact R.S. 22:622.2, relative to motor vehicle liability policies; to provide for coverage; to provide for exclusions and limitations; and to provide for related matters.

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

HOUSE BILL NO. 1407—

BY REPRESENTATIVE ODINET

AN ACT

To amend and reenact R.S. 56:333(F) and to repeal R.S. 56:333(I), relative to mullet fishery regulation; to provide relative to penalties imposed on violators of fishery laws and regulations; and to provide for related matters.

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

HOUSE BILL NO. 1415—

BY REPRESENTATIVE ODINET

AN ACT

To amend and reenact R.S. 56:325.3(B) and (F), relative to commercial spotted trout and red drum fishery regulations; to provide relative to penalties imposed on violators of fishery laws and regulations; and to provide for related matters.

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

HOUSE BILL NO. 1416—

BY REPRESENTATIVE ODINET

AN ACT

To amend and reenact R.S. 56:495.1(A)(2), relative to trawling vessels in Breton and Chandeleur Sounds; to provide for description of the boundaries of Breton and Chandeleur Sounds; and to provide for related matters.

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

HOUSE BILL NO. 1417—

BY REPRESENTATIVE JACK SMITH

AN ACT

To amend and reenact R.S. 56:8(101) and 320(C) and to enact R.S. 56:8(9.1) and (61.1), relative to fishing; to provide for definitions; to prohibit taking fish by certain methods; to prohibit possession of illegally taken fish; and to provide for related matters.

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

HOUSE BILL NO. 1419—

BY REPRESENTATIVE JACK SMITH

AN ACT

To amend and reenact R.S. 56:325.2(A) and 326(E)(1)(a) and (2), relative to size and possession limits for finfish; to provide for size and possession requirements for shark and tuna; to provide for violations and penalties; and to provide for related matters.

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

HOUSE BILL NO. 1420—

BY REPRESENTATIVES PIERRE AND DANIEL

AN ACT

To amend and reenact R.S. 56:302.1(B)(1) and (C)(2)(a), relative to nonresident fishing licenses; to provide for temporary nonresident freshwater and saltwater fishing licenses; to provide for fees based upon the number of days of the temporary license; to eliminate the three-day nonresident freshwater and saltwater fishing licenses; and to provide for related matters.

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

HOUSE BILL NO. 1423—

BY REPRESENTATIVE ODINET

AN ACT

To amend and reenact R.S. 56:424(E)(1), relative to taking of oysters; to prohibit the harvesting, possession, sale, barter, or exchange of, or the attempt to sell, barter, trade, or exchange oysters taken from closed or unapproved waters; to provide that all oysters found on board a vessel harvesting in closed or unapproved waters shall be deemed to have been taken from closed or unapproved waters; to provide relative to penalties; and to provide for related matters.

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

HOUSE BILL NO. 1424—

BY REPRESENTATIVE ODINET

AN ACT

To amend and reenact R.S. 56:406(A)(3)(a), relative to use of nets in Breton Sound and near the Chandeleur Islands; to delete the exclusion of islands from the identification of land near which nets may not be used; and to provide for related matters.

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

HOUSE BILL NO. 1429—

BY REPRESENTATIVE FLAVIN

AN ACT

To amend and reenact R.S. 56:302.9(A)(1), relative to charter boat fishing guide licenses; to provide with respect to who is required to possess such license; and to provide for related matters.

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

HOUSE BILL NO. 1481—

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 56:322(A) and (B), relative to the saltwater and freshwater division; to provide for the boundary of the saltwater and freshwater division; to provide for specific water bodies; and to provide for related matters.

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

HOUSE BILL NO. 1498—

BY REPRESENTATIVE ANSARDI

AN ACT

To enact R.S. 22:675, relative to stop-loss or excess policies of insurance; to establish standards for such policies; and to provide for related matters.

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

HOUSE BILL NO. 1514—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 46:2132(4), relative to domestic abuse; to include certain persons in the definition of "household members"; to provide for protective orders; and to provide for related matters.

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

HOUSE BILL NO. 1534—

BY REPRESENTATIVE CRANE

AN ACT

To amend and reenact R.S. 17:3048.1(A)(1)(e), relative to the Tuition Opportunity Program for Students high school core curriculum requirements specified for certain awards; to provide for the number of units that must be successfully completed by students for program eligibility; to provide for effectiveness; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 1641—

BY REPRESENTATIVES LEBLANC, DEWITT, AND THOMPSON

AN ACT

To amend and reenact R.S. 17:375(A)(1) and (B)(3), R.S. 23:1170(A), R.S. 32:1313(B), R.S. 40:2199(F)(1) and 2502(E), R.S. 41:1085, R.S. 46:160.1(17), 160.9, 160.10(A), and 2685(A)(3), and R.S. 47:718(C) and to repeal Part III of Chapter

4-A of Title 3, comprised of R.S. 3:331 through 338, R.S. 17:7.6, 10.3, 373, 375(3), and 377(B), Chapter 20-D of Title 17, comprised of R.S. 17:3044.1 through 3044.5, R.S. 17:3129.5, 3129.6, 3384, and 3765, R.S. 23:1170(C), and 2071, R.S. 28:26, Chapter 5-A of Subtitle 1 of Title 30, comprised of R.S. 30:311 through 30:316, R.S. 33:3007, R.S. 36:4(B)(6)(b), 259(AA), 409(C)(7), R.S. 40:1300.6 and 1300.171, Part VIII of Chapter 11 of Title 40, comprised of R.S. 40:2193 through 2193.5, R.S. 40:2194.6, 2195.2(B), 2502(B)(9), and 2503, R.S. 46:160.1(8) and 160.7, Part V of Chapter 4 of Title 46, comprised of R.S. 46:581 through 589, Part VI of Chapter 4 of Title 46, comprised of R.S. 46:591 through 593, R.S. 46:932(11), Chapter 36 of Title 46, comprised of R.S. 46:2451 through 2453, 2624(I)(4) and (5), Chapter 49 of Title 46, comprised of R.S. 46:2640 through 2643, R.S. 46:2682(2), and 2684, Subpart I of Part 1 of Chapter 1 of Subtitle II of Title 47, comprised of R.S. 47:120.31, Subpart J of Part 1 of Chapter 1 of Subtitle II of Title 47, comprised of R.S. 47:120.32, Subpart K of Part 1 of Chapter 1 of Subtitle II of Title 47, comprised of R.S. 47:120.33, Subpart O of Part 1 of Chapter 1 of Subtitle II of Title 47, comprised of R.S. 47:120.38, Subpart P of Part 1 of Chapter 1 of Subtitle II of Title 47, comprised of R.S. 47:120.39, Subpart R of Part 1 of Chapter 1 of Subtitle II of Title 47, comprised of R.S. 47:120.41 and 120.42, Subpart S of Part 1 of Chapter 1 of Subtitle II of Title 47, comprised of R.S. 47:120.51 through 120.55, R.S. 47:463.60, Subtitle VI of Title 47, comprised of R.S. 47:5001 through 5010, R.S. 51:2323, and R.S. 56:1924, relative to special treasury funds; to eliminate the Medicaid Access Trust Fund, Community-based Health Care Fund, U.S. Olympic Checkoff Fund, Rural Development Loan Fund, School and District Accountability Fund, Quality Science and Mathematic Equipping Fund, Minority Health Professions Education Fund, Louisiana University Faculty Incentive Fund, Higher Education Initiatives Fund, Louisiana Endowment Fund for Eminent Louisiana Scholars, School Leadership Development Fund, Alternative School Fund, Workers' Compensation Enforcement Revolving Fund, Community and Technical Colleges Investment Fund, Mental Health Trust Fund, Coastal Environmental Protection Trust Fund, St. Mary Parish Local Government Gaming Mitigation Fund, Louisiana Senior Citizens Trust Fund, Louisiana Indigent Health Care Trust Fund, Louisiana Inmate Arts Trust Fund, Child Advocacy Center Support Fund, Health Professional Development Fund, Community-Based and Rural Health Care Fund, Interagency Recreation Board Fund, Louisiana Community-Based Services Trust Fund, Homeless Relief Fund, Homeless Trust Fund, Drug Enforcement and Recovery Fund, Victims of Family Violence Checkoff Fund, Literacy Fund, Addictive Disorders Treatment Fund, Louisiana Special Olympics Checkoff Fund, Pet Overpopulation Fund, Tax Surplus Fund, Louisiana Small Business Incubator Fund, Motor Vehicle Safety Inspection Fund, Weights and Standards Mobile Police Force Fund, Health Care Facility Fund, and Stewardship Account; to authorize the transfer of balances between funds; to provide for deposit of monies into the state general fund; and to provide for related matters.

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

HOUSE BILL NO. 1668—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:1137(N) and 1163(A)(1), relative to savings banks; to provide for definitions; to provide for articles of incorporation; and to provide for related matters.

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

HOUSE BILL NO. 1712—

BY REPRESENTATIVE NEVERS

AN ACT

To authorize the Department of Transportation and Development to acquire immovable property for improvements to LA Highway 10 and LA Highway 1 and the replacement of the St. Francisville/New Roads Ferry; and to provide for related matters.

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

**Introduction of
Senate Concurrent Resolutions**

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

SENATE CONCURRENT RESOLUTION NO. 85—

BY SENATOR DARDENNE

A CONCURRENT RESOLUTION

To offer the condolences of the members of the legislature, past and present, to the family of Charles William "Bill" Roberts and to gratefully acknowledge his extraordinary career of public service, on behalf of the citizens of the state.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Barham
Campbell
Total—5

Cravins
Ellington

Marionneaux

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON**JUDICIARY C**

Senator Lentini, Chairman on behalf of the Committee on Judiciary C, submitted the following report:

May 1, 2001

To the President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 66—

BY SENATOR JOHNSON

A CONCURRENT RESOLUTION

To create and provide for a joint legislative committee to study and make recommendations with respect to the prevention of childhood death and injury through accidental access to handguns stored in the home or personal vehicle.

Reported favorably.

SENATE BILL NO. 263—

BY SENATORS LENTINI AND SCHEDLER

AN ACT

To amend and reenact Code of Criminal Procedure Art. 648(B)(3), relative to mental incapacity of a defendant; to provide for the dismissal of charges against an unrestorable incompetent defendant; to require that such dismissal not exceed the expiration date of his possible maximum sentence or five years from his arrest; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 265—

BY SENATORS LENTINI AND SCHEDLER

AN ACT

To amend and reenact R.S. 14:14, relative to culpability for criminal conduct; to provide for definitions of mental disease and mental defect; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 342—

BY SENATOR LENTINI

AN ACT

To amend and reenact Code of Criminal Procedure Art. 650, relative to criminal procedure; to provide relative to mental examinations after plea of insanity; to require that the examination shall not be performed until after competency to proceed is determined; to require that all of the defendant's treatment records be made available to certain persons if the insanity plea is raised; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 559—

BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 14:98(K) and 334(A), R.S. 32:378.2(A)(1) and (2)(a), 414(A)(1)(b), (3)(c), and (B)(2)(b), 415.1(A)(1), 430(E), 667(B)(3), and 668(B)(1)(c), and to repeal R.S. 15:306 relative to driver's license; to prohibit any person placed on probation or who has had his license suspended for violations of laws relating to the second or subsequent offenses of driving while intoxicated from obtaining a restricted driving license; to remove exception for such person to obtain a restricted license if a ignition lock device is installed on his motor vehicle; to authorize a restricted license at conclusion of such suspension with the installation of such interlock device; to require such device to remain installed for at least six months; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 925—

BY SENATOR IRONS

AN ACT

To enact R.S. 14:403.6, relative to offenses affecting law enforcement; to provide for cross-reporting cases of animal and human abuse; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 1016—

BY SENATOR LENTINI

AN ACT

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

Reported with amendments.

SENATE BILL NO. 1017—

BY SENATOR LENTINI

AN ACT

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

Reported with amendments.

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.

Reported favorably.

SENATE BILL NO. 1048—

BY SENATOR HOYT

AN ACT

To amend and reenact the introductory paragraph of Schedule II(D) of R.S. 40:964, 964.1, 966(A)(1), and 967(A)(1), relative to the classification of controlled dangerous substances; to provide for the classification of a controlled substance analogue as a Schedule II controlled dangerous substance; to provide for the treatment of an analogue of a Schedule II controlled dangerous substance to be the same as such substance; to provide for penalties for distribution and manufacture of controlled substance analogues in both Schedule I and II; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 1092—

BY SENATOR IRONS

AN ACT

To amend and reenact R.S. 14:511 and to enact R.S. 14:511.1, relative to loansharking; to provide; and to provide for related matters.

Reported by substitute.

Respectfully submitted,
ARTHUR J. "ART" LENTINI
Chairman

REPORT OF COMMITTEE ON

JUDICIARY B

Senator Cravins, Chairman on behalf of the Committee on Judiciary B, submitted the following report:

May 1, 2001

To the President and Members of the Senate:

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

SENATE BILL NO. 74—

BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 27:306(A)(5)(b), relative to the Louisiana Gaming Control Law; to provide with respect to video draw poker devices; to provide for license qualifications; to provide for the location of automatic teller machines in certain areas of a qualified truck stop; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 423—

BY SENATOR JOHNSON

AN ACT

To enact Chapter 14 of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:1451, relative to prisoners who are incarcerated in connection with allegations or convictions or adjudications of violations of state law; to require the state to pay the costs of incarceration of those prisoners; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 1011—

BY SENATOR LENTINI

AN ACT

To enact R.S. 15:571.35, relative to incarceration; to require the Department of Public Safety and Corrections to establish a pilot program of home incarceration and electronic monitoring; to provide criteria for eligibility for participation in such program; to require the promulgation of rules and regulations for the implementation and administration of such program; to require compliance with administrative procedures; to require the inclusion of certain conditions within such rules and regulations; to require an evaluation of the program and a report regarding the program to be provided to certain legislative committees; and to provide for related matters.

Reported favorably.

Respectfully submitted,
DONALD R. CRAVINS
Chairman

REPORT OF COMMITTEE ON**AGRICULTURE**

Senator Smith, Chairman on behalf of the Committee on Agriculture, submitted the following report:

May 1, 2001

To the President and Members of the Senate:

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

SENATE BILL NO. 655—

BY SENATOR DEAN

AN ACT

To enact R.S. 3:2859, relative to the adoption and donation of unclaimed horses; to require the promulgation of rules and regulations for the adoption and donation of unclaimed horses; to authorize the imposition of civil penalties; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 823—

BY SENATOR IRONS

AN ACT

To amend and reenact R.S. 3:2093(9) and R.S. 14:102.1(B)(5), to enact Part VII of Chapter 17 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:2501, and to repeal R.S. 14:102(7), (8), and (9), relative to animal cruelty; to provide for the crime of livestock tampering; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
MIKE SMITH
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. 23—

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

AN ACT

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

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed Senate Bill No. 23 by Senator Campbell

AMENDMENT NO. 1

On page 5, line 13, after "be" and before "renewed" insert "effective for five years and"

AMENDMENT NO. 2

On page 5, line 14, delete "annually for each subscriber"

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

SENATE BILL NO. 57—

BY SENATORS HAINKEL AND THEUNISSEN
AN ACT

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

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

SENATE BILL NO. 117—

BY SENATOR THEUNISSEN AND REPRESENTATIVE CRANE
AN ACT

To amend and reenact R.S. 15:587.1(A), relative to criminal history review of school employees; to require the reporting of certain crimes in a criminal history review of a school employee; 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. 117 by Senator Theunissen

AMENDMENT NO. 1

On page 1, line 3, after "employees;" delete the remainder of the line and delete line 4 and insert "to provide relative to the availability to school employers and to the state Department of Education of certain criminal history record information of school employees; to provide for confidentiality; and to provide for related"

AMENDMENT NO. 2

On page 2, delete lines 8 through 11 in their entirety and insert in lieu thereof the following:

"bureau shall make available to the state Department of Education and to the governing authority of any elementary and secondary school a record of all criminal convictions for a period not to exceed ten years prior to the date of request. Any recipient of such information as provided in this Paragraph shall maintain the confidentiality of such criminal history information in accordance with applicable federal or state law."

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. 121—

BY SENATOR SCHEDLER

A JOINT RESOLUTION

Proposing to amend Article VII, Section 10(F) and to add Article VII, Section 10(K) of the Constitution of Louisiana, relative to the expenditure of state funds; to authorize the reduction of certain mandatory expenditures, appropriations, and allocations from the state general fund and dedicated funds under certain circumstances; to authorize limited redirection of funds supporting appropriations or allocations from the state general fund and dedicated funds, including those constitutionally protected or mandated, for other nonmandatory uses under certain circumstances; to authorize the legislature to provide for implementation; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 121 by Senator Schedler

AMENDMENT NO. 1

On page 1 line 2, after the word "Proposing" delete "to amend Article VII, Section 10(F) and"

AMENDMENT NO. 2

On page 1, line 16, delete "to amend Article VII, Section 10(F) and"

AMENDMENT NO. 3

On page 2, delete lines 7 through 21 in their entirety

AMENDMENT NO. 4

On page 2, delete lines 24 through 27 in their entirety and insert the following:

"other provision of this constitution to the contrary, if a deficit is projected pursuant to the procedure required by Paragraph (F) of this Section after the beginning of a fiscal year, and general fund appropriations and allocations not mandated by this constitution have been reduced by one percent, then the governor may reduce any appropriation or allocation from the state general fund and dedicated funds, including any that are otherwise constitutionally protected or mandated, by the lesser of five percent or the projected deficit that remains after state general fund appropriations and allocations not mandated by this constitution have been reduced by one percent. For"

AMENDMENT NO. 5

On page 3, line 4 after the word "activities," delete the remainder of the line and delete lines 5 through 12 in their entirety and insert the following:

"Reductions made by the governor pursuant to this Paragraph must be approved by the legislature in a manner provided by law."

AMENDMENT NO. 6

On page 3, line 14, after the word "contrary," delete the remainder of the line and delete lines 15 through 26 and insert the following:

“if the official forecast for the next fiscal year is at least one percent less than the official forecast in the current fiscal year, an amount not to exceed 5% of each appropriation, allocation, or fund mandated or protected by this constitution shall become available for the budget estimate and appropriation by the legislature for any purpose not prohibited by this constitution. For purposes of this Paragraph, a maximum of one percent of appropriations for expenditures required by Article VIII, Section 13 (B) of this constitution shall be available for other purposes in the next fiscal year and no reduction shall be made in appropriations for instructional activities.”

AMENDMENT NO. 7

On page 4, after line 14 insert the following: “(f) Any monies not required to be deposited in the state treasury as provide in Article VII, Section 9 of this constitution.”

AMENDMENT NO. 8

On page 4 line 24, after the word “if” insert “, after the beginning of a fiscal year”

AMENDMENT NO. 9

On page 5, line 10, delete the word “and”

AMENDMENT NO. 10

On page 5, line 11, after the words “from the trust,” insert the following:

“and monies not required to be deposited in the treasury,”

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

SENATE BILL NO. 124—

BY SENATOR MALONE

A JOINT RESOLUTION

Proposing to add Article VII, Section 10 (K) of the Constitution of Louisiana, relative to mandates and dedications on the expenditure of state funds; to provide relative to reductions in otherwise mandated or dedicated expenditures; to provide relative to authority to appropriate for any purpose money from certain dedicated funds; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 124 by Senator Malone

AMENDMENT NO. 1

On page 2, line 13, change “five” to “two”

AMENDMENT NO. 2

On page 3, line 7, change “five” to “two”

AMENDMENT NO. 3

On page 3, line 18, change “five” to “two”

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

SENATE BILL NO. 157—

BY SENATOR LAMBERT (BY REQUEST)

A JOINT RESOLUTION

Proposing to amend Article X, Section 29.1(B); to exclude certain officials from the provisions of Article X, Section 29.1 of the Constitution of Louisiana; and to specify an election date for submission of the proposition to electors and provide a ballot proposition.

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

SENATE BILL NO. 200—

BY SENATOR ELLINGTON

AN ACT

To enact R.S. 39:121.1, relative to the State Bond Commission; to authorize the commission to make certain changes to capital outlay projects in a capital outlay act and capital outlay budget; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 200 by Senator Ellington

AMENDMENT NO. 1

On page 1, line 2, after “To” insert “amend and reenact R.S. 39:461.4(A) and (B) and 461.5, and to” and change “121.1” to “461.9” and change “State Bond Commission” to “Interim Emergency Board”

AMENDMENT NO. 2

On page 1, line 3, change “commission” to “board”

AMENDMENT NO. 3

On page 1, line 4, after “budget” insert “upon approval of the legislature by mail ballot; to require the written request of certain legislators and agencies”

AMENDMENT NO. 4

On page 1, line 7, after “R.S. 39:” change “121.1” to “461.4(A) and (B) and 461.5 are hereby amended and reenacted, and R.S. 39:461.9”

AMENDMENT NO. 5

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

§461.4. Capital budget bond projects; priority changes; legislative consent; procedure

A. Whenever the interim emergency board determines that a project to be funded by the sale of state general obligation bonds should be designated as a lower or higher priority than the priority originally set in the comprehensive capital budget adopted by the legislature for the current fiscal year, **or that an adjustment to a**

project description in such capital budget funded from any source is required in the manner provided for in R.S. 39:461.9, such change in priority or adjustment shall only become effective upon the approval by majority vote of the elected members of each house of the legislature.

B.(1) In order to obtain the consent of a majority of the elected members of each house of the legislature, the interim emergency board shall prepare and transmit a ballot to each member of the legislature by certified mail with return receipt requested unless it is determined that the legislature will be in session in time for the ballots to be distributed to them and returned by them during the session.

(2)(a) The ballot shall be uniform, state and shall state all of the following:

(i) The nature of the project;

(ii) The factual basis for the board's decision;

(iii) The amount appropriated for the project;

(iv) The proposed priority revision or the proposed adjustment of the description of the project, along with a copy of the written request for the adjustment as provided in R.S. 39:461.9(C).

(v) The date and time on which the ballot can be returned to the board in order to be valid, ~~and~~.

(vi) Such other pertinent information as the board shall determine.

(b) If more than one item is to be voted on, the ballot shall set forth each item in such form as to enable each member to cast his vote separately for or against each item. Each ballot also shall contain the name of the member to whom it is to be mailed, and the member shall sign the ballot after casting his vote.

* * *

§461.5. Exception to procedure for legislative consent

Whenever the consent of the legislature must be obtained on both emergency funding appropriations, ~~and~~ priority changes, ~~and~~ adjustments to capital outlay project descriptions resulting from recommendations of the board at a single meeting, the clerk of the House of Representatives and the secretary of the Senate are authorized to transmit both ballots and required documentation to the members of the legislature. The ballots are to be returned as provided herein to the appropriate offices of the clerk of the House of Representatives, the secretary of the Senate, and the board secretary.

* * *

AMENDMENT NO. 6

On page 1, line 8, change "\$121." to "\$461.9." and after "descriptions" delete the remainder of the line and delete lines 9 through 16, and on page 2, delete lines 1 through 4, and insert:

"R.S. 39:461.9 is all proposed new law.

A. Beginning with the comprehensive capital budget which the state adopts for Fiscal Year 2001-2002 and each fiscal year thereafter, whenever at the written request of the appropriate legislators and agency set forth in Subsection (C) of this Section the interim emergency board determines that an adjustment to a project description originally set forth in such capital budget adopted by the legislature for a current fiscal year is necessary to correct a mistake in a project description, clarify a description, change the scope of a description, or make any other adjustment the board deems necessary to implement the purpose of the project, such adjustment shall only become effective upon the approval by majority vote of the elected

members of each house of the legislature in the manner provided for in this Chapter."

AMENDMENT NO. 7

On page 2, line 6, change "commission" to "board"

AMENDMENT NO. 8

On page 2, delete line 8

AMENDMENT NO. 9

On page 2, line 9, change "(2)" to "(1)"

AMENDMENT NO. 10

On page 2, line 10, change "(3)" to "(2)"

AMENDMENT NO. 11

On page 2, line 11, change "(4)" to "(3)"

AMENDMENT NO. 12

On page 2, line 12, change "(5)" to "(4)"

AMENDMENT NO. 13

On page 2, line 16, change "(6)" to "(5)"

AMENDMENT NO. 14

On page 2, delete lines 18 through 20, and insert:

"C. The board shall not consider or authorize an adjustment to any project description unless it receives a written request for such adjustment from the legislators in whose district or districts the project is located and from the entity for which the project funding has been appropriated."

AMENDMENT NO. 15

On page 2, line 21, change "Section 3." to "Section 2." and change "January 1, 2003" to "July 1, 2001"

AMENDMENT NO. 16

On page 2, line 23, change "January 1, 2003" to "July 1, 2001"

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

SENATE BILL NO. 240—

BY SENATOR ELLINGTON

A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, relative to the prohibited use of funds, credit, property or things of value of the state or political subdivisions; to provide exceptions for purposes of economic development; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 240 by Senator Ellington

AMENDMENT NO. 1

On page 1, line 5, after "development" and before the semicolon insert "and for purposes of investment of a portion of the Medicaid Trust Fund for the Elderly"

AMENDMENT NO. 2

On page 3, line 17, delete "or"

AMENDMENT NO. 3

On page 3, line 20, after "legislature" and before the period insert "; **or (12) the investment in stocks of a portion of the Medicaid Trust Fund for the Elderly created under the provisions of R.S. 46:2691 et seq., such portion not to exceed thirty-five percent of the fund**"

AMENDMENT NO. 4

On page 4, line 3, after "law" and before the period insert "and to authorize the investment in stocks of a portion of the Medicaid Trust Fund for the Elderly"

AMENDMENT NO. 5

On page 3, line 19, delete "the" and insert "law."

AMENDMENT NO. 6

On page 3, delete line 20

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

SENATE BILL NO. 244—

BY SENATOR MALONE

A JOINT RESOLUTION

Proposing to add Article VII, Section 10.11 of the Constitution of Louisiana,

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

SENATE BILL NO. 294—

BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 17:45(A), 443, 462, 471, 493(A) and (C), 523, and 533, relative to tenure; to provide relative to the causes for terminating certain permanent school employees in public elementary and secondary schools; 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. 322—

BY SENATOR HEITMEIER

AN ACT

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

to provide for penalties for violations; and to provide for related matters.

Reported favorably by the Committee on Finance. On motion of Senator Dardenne, the bill was read by title, and passed to a third reading.

SENATE BILL NO. 373—

BY SENATOR HAINKEL

AN ACT

To enact Chapter 10-E of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4549.1 through 4549.5, relative to the Local Government Capital Outlay Projects Fund Program; to provide legislative findings; to establish the Local Government Capital Outlay Projects Fund Program; to provide for funding of the program; to provide for the administration of the program; to provide for financing conditions and repayment; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 373 by Senator Hainkel

AMENDMENT NO. 1

On page 2, line 27, after "any" delete "borrower" and insert "political subdivision"

AMENDMENT NO. 2

On page 3, line 1, after "authority" delete "and" and insert a comma

AMENDMENT NO. 3

On page 3, line 26, after "provide" delete "financial"

AMENDMENT NO. 4

On page 4, delete line 17 and insert "June 30, 2003, any borrower"

AMENDMENT NO. 5

On page 5, line 1, after "fund" insert "capital improvements under"

AMENDMENT NO. 6

On page 5, delete line 2 and insert "Such"

AMENDMENT NO. 7

On page 5, line 7, delete "and" and insert "to be"

AMENDMENT NO. 8

On page 5, line 8, after "funded by" delete "the program" and insert "state general obligation bonds"

AMENDMENT NO. 9

On page 5, line 9, after "issuance of" delete "state general obligation" and insert "such"

AMENDMENT NO. 10

On page 5, line 11, delete "laws regarding" and delete lines 12 and 13 and insert "the capital outlay act."

AMENDMENT NO. 11

On page 5, line 15, delete "general fund"

AMENDMENT NO. 12

On page 5, line 26, after "the authority" delete "on" and insert "from the general fund or otherwise for"

AMENDMENT NO. 13

On page 6, line 2, after "of funds" insert "provided"

AMENDMENT NO. 14

On page 6, lines 4 and 5, delete the commas

AMENDMENT NO. 15

On page 8, line 4, after "set forth in" delete "the" and on line 5 after "acts" and before the period insert "from time to time"

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

SENATE BILL NO. 401—

BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 11:542(C)(1)(a), relative to the Louisiana State Employees' Retirement System; to provide with respect to a cost-of-living adjustment; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Retirement.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Original Senate Bill No. 401 by Senator Fontenot

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 11:542(C)(1)" delete "(a)" and insert "and (2)"

AMENDMENT NO. 2

On page 1, line 8, after "R.S. 11:542(C)(1)" delete "(a)" and change "is" to "and (2) are"

AMENDMENT NO. 3

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

"(b) An amount as determined in Paragraph (2) of this Subsection.

(2) If the increase in the consumer price index, U.S. city average for all urban consumers (CPI-U), as prepared by the U.S. Department of Labor, Bureau of Labor Statistics, for the calendar year immediately preceding the cost-of-living increase is less than ~~two~~ **three** percent, then the cost-of-living increase shall be a sum equal to the CPI-U increase for that prior calendar year, if any."

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

SENATE BILL NO. 402—

BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 11:542(C)(4), relative to Louisiana State Employees Retirement System; to provide for eligibility for cost-of-living increases; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 438—

BY SENATORS DARDENNE, W. FIELDS, HOYT, IRONS, B. JONES, MOUNT AND THEUNISSEN

AN ACT

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

Reported favorably by the Committee on Finance. On motion of Senator Dardenne, the bill was read by title, and passed to a third reading.

SENATE BILL NO. 455—

BY SENATOR MICHOT

AN ACT

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

Reported favorably by the Committee on Finance. On motion of Senator Dardenne, the bill was read by title, and passed to a third reading.

SENATE BILL NO. 508—

BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 46:2691, relative to the Medicaid Trust Fund for the Elderly; to provide for investment of monies in the fund; to authorize the treasurer to use investment earnings to pay expenses of outside investment managers; to authorize use of funds for administrative expenses of treasurer as costs; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 508 by Senator Schedler

AMENDMENT NO. 1

On page 1, line 2, after "46:2691" insert "(A) and to enact R.S. 46:2691(C)"

AMENDMENT NO. 2

On page 1, line 9, after "46:2691" insert "(A)" and after "reenacted" insert "and R.S. 46:2691(C) is hereby enacted"

AMENDMENT NO. 3

On page 3, following line 8, insert the following:

"(5) The provisions of this subsection shall be subject to review and approval of the Health Care Financing Authority."

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

SENATE BILL NO. 776—

BY SENATORS B. JONES, DARDENNE, HOYT, IRONS, MOUNT AND THEUNISSEN AND REPRESENTATIVES STELLY, DOWNER, NEVERS, SCHWEGMANN AND JANE SMITH

AN ACT

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

Reported favorably by the Committee on Finance. On motion of Senator Dardenne, the bill was read by title, and passed to a third reading.

SENATE BILL NO. 778—

BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 39:13(B), and to enact R.S. 39:13(C) and (D), relative to the administration of state lands; to provide for the identification of non-productive property; to require the commissioner of administration to make recommendations relative to non-productive property; to authorize the commissioner of administration to sell non-productive property; to provide for the proceeds of the sale; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 778 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 11, after "39:13(C)" delete "and (D) are" and insert "is"

AMENDMENT NO. 2

On page 2, delete lines 18 through 21 in their entirety and insert the following:

"Section 2. R.S. 39:13(D) is hereby enacted to read as follows:

§13. Comprehensive state lands inventory; **non-productive property; annual reporting; sale at public auction**

* * *

D. The proceeds from the sale of non-productive property shall be placed in the state general fund.

Section 3. R.S. 39:13(D) is hereby enacted to read as follows:

§13. Comprehensive state lands inventory; **non-productive property; annual reporting; sale at public auction**

* * *

D. The proceeds from the sale of non-productive property shall be placed in the Local Government Revolving Loan Fund for use in accordance with the provisions of Chapter 10-E of Title 33 of the Louisiana Revised Statutes.

Section 4. The provisions of Section 2 of this Act shall become effective only if Senate Bill 373 of the 2001 Regular Session of the Legislature is not enacted.

Section 5. The provisions of Section 3 of this Act shall become effective only if and when the Act which originated as Senate Bill 373 of the 2001 Regular Session of the Legislature is enacted and becomes law and is effective."

AMENDMENT NO. 3

On page 2, line 22, change "Section 2." to "Section 6."

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

SENATE BILL NO. 801—

BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 11:62(3), 103(C)(2)(b)(i), and 2259(A), relative to the Firefighters' Retirement System of Louisiana; to provide with

Reported with amendments by the Committee on Retirement.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Original Senate Bill No. 801 by Senator Lentini

AMENDMENT NO. 1

On page 1, line 5, after "the benefit;" insert "to provide for an effective date;"

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

SENATE BILL NO. 829—

BY SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 17:3226(A) and to enact R.S. 17:3228, relative to the authority of the Board of Regents to establish learning centers; to authorize the Board of Regents to establish learning centers in areas of the state not adequately provided with postsecondary education services; to provide for the operation, management and supervision of the learning centers; 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. 829 by Senator Theunissen

AMENDMENT NO. 1

On page 1, line 7, after "centers;" insert "to authorize the establishment of advisory councils;"

AMENDMENT NO. 2

On page 2, at the beginning of line 11, before "The" insert "A."

AMENDMENT NO. 3

On page 2, line 15, after "services." insert "B.(1)"

AMENDMENT NO. 4

On page 2, between lines 18 and 19, insert the following:

"(2) The Board of Regents may assign responsibility for management and supervision of a learning center to a management board, an individual institution, or a combination of institutions

through the execution of a memorandum of understanding, agreement or contract between the appropriate entities.

C. The Board of Regents may provide for the establishment, appointment and operation of advisory councils, with substantial representation from local communities of learning centers, to provide advice and recommendations regarding program needs, operations of the centers and related matters."

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. 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.

Reported favorably by the Committee on Finance. On motion of Senator Dardenne, the bill was read by title, and passed to a third reading.

Motion

On motion of Senator Hoyt, Senate Bill No. 965 was made Special Order of the Day, No. 2 on Wednesday, May 2, 2001 immediately following the Morning Hour.

SENATE BILL NO. 1046—

BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 47:1856(D)(3), (E), and (F), 1857(B)(1)(c) and (2), 1998(A)(1)(b)(ii), and 2110(A)(2), (C), and (E), relative to the ad valorem property tax assessment of public service properties; to require full payment of all taxes as a condition of appeal; to eliminate refunds from escrow accounts and provide for certain credits against future taxes; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 1046 by Senator Ellington

AMENDMENT NO. 1

On page 2, line 16, after "(a)" insert "(i)"

AMENDMENT NO. 2

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

"(ii) Notwithstanding Subsubparagraph (i) of this Paragraph, the company shall be granted a refund in cash in the third year subsequent to the final determination if the credit granted against taxes in that year and the previous two years does not fully grant to the company the full amount of the credit awarded to the company by the court, along with the interest provided for in Subsubparagraph (i)."

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

SENATE BILL NO. 1072—

BY SENATOR B. JONES

AN ACT

To repeal R.S. 17:71.3(E)(2)(d) and (3), relative to reapportionment of school boards, to repeal certain provisions relative to subdivision of precincts to create school board districts in parishes having a population of ten thousand or fewer; 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. 1096—

BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 11:153(F) and 768 (B)(2), relative to the Teachers Retirement System of Louisiana; to authorize military service time as creditable service time; and to provide for related matters.

Reported with amendments by the Committee on Retirement.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Original Senate Bill No. 1096 by Senator Boissiere

AMENDMENT NO. 1

On page 2, line 9, change "any age" to "age sixty-five who are veterans of the Korean Conflict employed by a public school system in a parish with a population of four hundred twenty-five thousand or more and who retired between June first and June fifteenth, 2000,"

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

SENATE BILL NO. 1100 (Substitute for Senate Bill 556 by Senator Cain)—

BY SENATOR CAIN

AN ACT

To provide relative to roads and highways; names Louisiana Highway 110 located in the town of Merryville as the "A.C. Schiro Memorial Highway."

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

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

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

HOUSE BILL NO. 48—

BY REPRESENTATIVE HAMMETT

AN ACT

To enact R.S. 56:116.3(G), relative to deer hunting; to authorize the use of a dog to trail wounded or unrecovered deer; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 175—

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

AN ACT

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

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 175 by Representative Iles (Duplicate of Senate Bill No. 23)

AMENDMENT NO. 1

On page 4, line 9, change "semiannual" to "monthly"

AMENDMENT NO. 2

On page 5, line 13, after "be" and before "renewed" insert "effective for five years and"

AMENDMENT NO. 3

On page 5, line 14, delete "annually for each subscriber"

AMENDMENT NO. 4

On page 5, lines 23 and 24, delete the following: "one hundred dollars per quarter to defray"

AMENDMENT NO. 5

On page 5, line 25, delete "compilation,"

AMENDMENT NO. 6

On page 7, line 2, between "dollars" and the period "." insert the following: "for each violation"

On motion of Senator Dardenne, the committee amendment was 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.

HOUSE BILL NO. 192—

BY REPRESENTATIVE CRANE

AN ACT

To amend and reenact R.S. 17:421.6(C), relative to salary adjustments for certain public school teachers holding certificates issued by the National Board for Professional Teaching Standards; to provide conditions for receiving the adjustment; 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 Engrossed House Bill No. 192 by Representative Crane

AMENDMENT NO. 1

On page 1, line 17, change "2010" to "2007"

On motion of Senator Theunissen, the committee amendment was 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.

HOUSE BILL NO. 221—

BY REPRESENTATIVES CRANE AND JANE SMITH AND SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 17:7(6)(b)(i), relative to teacher certification requirements; to extend the length of time for which certain out-of-state teachers are granted nonrenewable provisional teaching certificates; 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 Engrossed House Bill No. 221 by Representative Crane

AMENDMENT NO. 1

On page 1, at the end of line 4, add "to exempt eligible out-of-state teachers from certain teacher certification requirements;"

AMENDMENT NO. 2

On page 1, line 16, after "(b)(i)" and before "On" insert "(aa)"

AMENDMENT NO. 3

On page 2, line 1, after "certificate." and before "On" insert "(bb)"

AMENDMENT NO. 4

On page 2, line 11, after "Paragraph." and before "The" insert the following:

"(cc) Any teacher who holds a valid out-of-state teaching certificate, has at least four years of successful teaching experience in another state as determined by the board, and has completed one year of employment as a teacher in the Louisiana public school system shall not be required to take the examination administered in accordance with the provisions of this Paragraph or to submit any examination scores from any examination previously taken in another state as a prerequisite to the granting of certification in Louisiana provided that all of the following conditions are met:

(aaa) The teacher meets all other requirements for a Louisiana certificate as may be required by law or board policy.

(bbb) The local superintendent or his designee of the public school system employing the teacher has recommended the teacher for employment for the following school year subject to the receipt of a valid Louisiana teaching certificate.

(ccc) The local superintendent or his designee has requested, on behalf of the teacher, that the teacher be granted a valid Louisiana teaching certificate.

(dd)"

On motion of Senator Theunissen, the committee amendment was 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.

HOUSE BILL NO. 482—

BY REPRESENTATIVE PRATT

AN ACT

To amend and reenact R.S. 17:81.6, relative to the investigation of school employees; to require the establishment of uniform procedures for the investigation of employees accused of certain irregularities or improprieties; and to provide for related matters.

Reported favorably by the Committee on Education. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 489—

BY REPRESENTATIVE CRANE AND SENATOR THEUNISSEN

AN ACT

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

Reported favorably by the Committee on Education. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 984—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 47:306(B)(11)(a), relative to the state sales and use tax; to increase the effective period of an exemption identification number issued for an exemption from the payment of advance sales and use tax; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 985—

BY REPRESENTATIVE HAMMETT

AN ACT

To enact R.S. 47:1582, relative to the Department of Revenue; to authorize the collection of the cost of federal refund offset fees from the tax debtor; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

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.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed House Bill No. 987 by Representative Hammett

AMENDMENT NO. 1

On page 1, line 3, after "rebates" delete ", "

AMENDMENT NO. 2

On page 1, line 4, delete "reimbursements, or refunded amounts" and insert "and refundable tax credits; to provide for an interest rate"

AMENDMENT NO. 3

On page 1, line 8, after "rebates" delete the remainder of the line and delete line 9, and insert: "and refundable tax credits"

AMENDMENT NO. 4

On page 1, line 10, at the beginning of the line insert "A." and change ", reimbursements, or refunded amounts" to "or refundable tax credits"

AMENDMENT NO. 5

On page 1, line 13, after "latter of" insert "any of the following"

AMENDMENT NO. 6

On page 1, line 14, change "(i)" to "(1)"

AMENDMENT NO. 7

On page 1, line 15, change ", reimbursement, or refund" to "or refundable tax credit"

AMENDMENT NO. 8

On page 1, line 16, change "(ii)" to "(2)"

AMENDMENT NO. 9

On page 2, line 1, change "(iii)" to "(3)"

AMENDMENT NO. 10

On page 2, line 2, after "R.S. 47:1580" delete the remainder of the line and delete line 3 and insert a period "." and insert "B. The only interest which may be assessed and collected on recovered refundable tax credits amounts is"

AMENDMENT NO. 11

On page 2, line 6, after "secretary." insert:

"No interest shall be collected on recovered rebates.
C."

On motion of Senator Barham, the committee amendment was 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.

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.

Reported favorably by the Committee on Revenue and Fiscal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

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.

Reported favorably by the Committee on Revenue and Fiscal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

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.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed House Bill No. 992 by Representative Hammett

AMENDMENT NO. 1

On page 4, line 18, after "retain" insert "from monies collected under this Act

AMENDMENT NO. 2

On page 4, line 19, after "Act." insert "Such monies shall be designated as self-generated revenues and the secretary shall retain an amount not to exceed one hundred eighty thousand dollars for advertising expenses from monies collected from taxes paid pursuant to this Act."

On motion of Senator Barham, the committee amendment was 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.

HOUSE BILL NO. 993—

BY REPRESENTATIVES HAMMETT AND DANIEL

AN ACT

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

Reported favorably by the Committee on Revenue and Fiscal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

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.

Reported favorably by the Committee on Revenue and Fiscal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1076—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 47:1907(F)(2), relative to assessors; to provide requirements for certification of assessors; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1111—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 47:1901, 1902, and 1904, relative to assessors; to delete certain obsolete election provisions; to provide relative to the filing of bonds and oaths of office; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1119—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 47:1923(A) and to enact R.S. 47:1923(C), relative to the Assessors' Insurance Fund; to authorize assessors to enter into contracts for disability insurance; to provide relative to the administration of the fund; to provide for the remittance of premiums; to provide for penalties for delinquent payments; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1284—

BY REPRESENTATIVE CRANE AND SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 17:1947(A)(9) and to enact R.S. 17:1943(12), relative to special education and related services for children with exceptionalities; to provide relative to responsibilities of local educational agencies in the provision of special education and related services to such children; to provide for definitions relative to residency of such children; and to provide for related matters.

Reported favorably by the Committee on Education. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1401—

BY REPRESENTATIVE CRANE

AN ACT

To amend and reenact R.S. 17:3997(A)(1), relative to charter school employees; to provide for the authority of a charter school to employ faculty and staff; to permit certain contracts between a nonprofit organization and a for-profit organization to manage a charter school; to provide for the delegation by a nonprofit organization of authority over employment decisions at the charter school; and to provide for related matters.

Reported favorably by the Committee on Education. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1492—

BY REPRESENTATIVES DEWITT, LEBLANC, MURRAY, POWELL, THOMPSON, R. ALEXANDER, BAYLOR, BRUNEAU, K. CARTER, R. CARTER, CLARKSON, CRANE, DANIEL, DEVILLIER, DIEZ, DOERGE, ERDEY, FAUCHEUX, FLAVIN, FRITH, FRUGE, GALLOT, HEATON, JOHNS, KATZ, KENNARD, KENNEY, LANCASTER, MCDONALD, MCMAINS, MONTGOMERY, ODINET, PIERRE, PINAC, PITRE, PRATT, RIDDLE, ROMERO, SALTER, SCALISE, SCHNEIDER, JACK SMITH, JANE SMITH, STELLY, STRAIN, TOWNSEND, TRICHE, WADDELL, WALSWORTH, AND WELCH

AN ACT

To amend and reenact R.S. 11:156, 225, 502.5(C), 827 through 829, 929(C), (D), and (E), and 1166(A), (B), and (C), R.S. 22:2(F), 11(A), 215(E), 215.11(D), 215.14(A), 215.21(A), 228.7(A), 230.1(A), 230.4(B), 232(13), 239.1(A)(2), 250.32(E), 250.33(D), 250.37(A)(2) and (B)(2), 669(A)(1)(a), 1061(B), and 3002(1)(b), R.S. 36:4(B)(15), R.S. 40:1300.145, 2204(D)(1) and (3), and 2724(E), R.S. 42:456(A)(1), Chapter 12 of Title 42 of the Louisiana Revised Statutes of 1950, comprised of R.S. 42:801 through 883, R.S. 44:12, and Code of Civil Procedure Article 84; to enact R.S. 49:968(B)(21)(c), all relative to the State Employees Group Benefits Program; to provide for reorganization of the group state life and health insurance program; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 1492 by Representative DeWitt

AMENDMENT NO. 1

On page 20, delete lines 1 through 4 and insert in lieu thereof "(3) All contracts shall be approved by the Chief Executive Officer in the Office of Group Benefits."

AMENDMENT NO. 2

On page 25, line 16, after "administration" insert "and shall be subject to Senate confirmation"

AMENDMENT NO. 3

On page 30, delete lines 16 through 26

AMENDMENT NO. 4

On page 52, line 3, delete "board's" and insert in lieu thereof "Office of Group Benefits"

On motion of Senator Dardenne, the committee amendment was 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.

Senate and Concurrent Resolutions on Second Reading Reported by Committees

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

SENATE CONCURRENT RESOLUTION NO. 60—

BY SENATOR DARDENNE

A CONCURRENT RESOLUTION

To urge and request the Joint Legislative Committee on the Budget to study the feasibility of relocating the Louisiana School for the Visually Impaired to the campus of the Louisiana School for the Deaf.

Reported favorably by the Committee on Finance.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Malone
Total—1

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

Senator Lambert in the Chair**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. 361—

BY SENATOR HINES

AN ACT

To amend and reenact R.S. 37:1041(4), relative to the practice of optometry; to revise the definition of the term "diagnostic and therapeutic pharmaceutical agent"; to authorize certain licensed optometrists to use certain drugs and other substances in the treatment of diseases of the eye and its adnexa; to prohibit prescribing or using drugs and other substances listed in Schedule I and Schedule II of the Uniform Controlled Dangerous Substances Law; and to provide for related matters.

Floor Amendments Sent Up

Senator Thomas sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Thomas to Engrossed Senate Bill No. 361 by Senator Hines

AMENDMENT NO. 1

On page 1, line 2, after "37:1041(4)" insert "and to enact R.S. 37:1048.1"

AMENDMENT NO. 2

On page 1, line 8, change "~~only~~" to "only"

AMENDMENT NO. 3

On page 1, line 11, after "reenacted" insert "and R.S. 37:1048.1 is hereby enacted"

AMENDMENT NO. 4

On page 2, line 9, after "adnexa" and before the period "." insert "and which has been approved by the prescription approval committee as provided in R.S. 37:1048.1"

AMENDMENT NO. 5

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

"R.S. 37:1048.1 is all proposed new law."

§1048.1 Prescription approval committee

The prescription approval committee shall publish a list of diagnostic and therapeutic pharmaceutical agents from among those defined in Schedule III, IV, and V of the Uniform Controlled Dangerous Substances Law, which have the property of assisting in the diagnosis, prevention, treatment, or mitigation of abnormal conditions and pathology of the human eye and its adnexa, from which optometrists may prescribe as authorized in this Chapter. The

committee shall consist of one representative of the Louisiana State Board of Medical Examiners chosen by such board, the Louisiana State Board of Optometry Examiners chosen by such board, and the secretary of the Department of Health and Hospitals or his designee. Members of the committee shall serve without compensation except per diem and travel expenses in accordance with rules and regulations of the division of administration. The first term of the member named by the Louisiana State Board of Medical Examiners shall be two years; the first term of the member named by the Louisiana Board of Optometry shall be three years; and the first term of the secretary of the Department of Health and Hospitals shall be four years. As the first term for each member expires, his successor shall serve a term of four years."

Senator Thomas moved adoption of the amendments.

Senator Hines objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Barham	Irons	Michot
Boissiere	Johnson	Mount
Campbell	Jones, B	Schedler
Dardenne	Jones, C	Thomas
Total—15		

NAYS

Bajoie	Fields, W	Marionneaux
Bean	Fontenot	McPherson
Cain	Gautreaux	Romero
Chaisson	Heitmeier	Smith
Cravins	Hines	Tarver
Dean	Hoyt	Theunissen
Ellington	Lambert	Ullo
Fields, C	Lentini	
Total—23		

ABSENT

Hollis
Total—1

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	Fields, C	Lentini
Bean	Fields, W	Marionneaux
Boissiere	Fontenot	McPherson

Cain	Gautreaux	Romero
Chaisson	Heitmeier	Smith
Cravins	Hines	Tarver
Dean	Irons	Theunissen
Dupre	Jones, C	Thomas
Ellington	Lambert	Ullo
Total—27		

NAYS

Mr. President	Hollis	Malone
Barham	Hoyt	Michot
Campbell	Johnson	Mount
Dardenne	Jones, B	Schedler
Total—12		

ABSENT

Total—0

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. 389—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 37:613, relative to podiatry; to provide for qualifications of applicants for licensure to practice podiatry; to provide for completion of a post graduation training program; 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. 389 by Senator Schedler

AMENDMENT NO. 1

On page 1, lines 10 and 11, delete "meet the following qualifications"

AMENDMENT NO. 2

On page 1, line 12, following "Be" and before "twenty-one" insert "at least"

On motion of Senator Lambert, 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. 389 by Senator Schedler

AMENDMENT NO. 1

On page 2, line 4, change "approved" to "accredited"

AMENDMENT NO. 2

On page 2, delete line 5, and insert the following:

"Education of the American Podiatric Medical Association and approved by the board."

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

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

NAYS

Total—0

ABSENT

Mr. President	Lambert
Total—2	

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. 399—
BY SENATOR W. FIELDS

AN ACT

To enact R.S. 22:214 and 2016 (F), relative to health plans; to prohibit denial of coverage on health and accident insurance policies that would otherwise be covered except for the potential liability of an employer's workers' compensation plan; to provide for subrogation rights of the health insurer for reimbursement of claims paid; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—38

NAYS

Total—0

ABSENT

Jones, B
Total—1

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

Mr. President in the Chair**SENATE BILL NO. 465—**

BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 42:1123(27), relative to the Code of Governmental Ethics; to exempt Sabine River Authority board members from the prohibition of entering into contracts with such board; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Heitmeier	Michot
Barham	Hines	Mount
Boissiere	Hollis	Romero
Cain	Hoyt	Schedler
Campbell	Irons	Smith
Chaisson	Johnson	Tarver
Cravins	Jones, B	Theunissen
Dardenne	Jones, C	Thomas
Dupre	Lentini	Ullo

Ellington
Gautreaux
Total—31

Malone
McPherson

NAYS

Bean
Dean
Total—5

Fields, C
Fields, W
Marionneaux

ABSENT

Mr. President
Total—3

Fontenot
Lambert

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

Personal Privilege

Senator Ullo asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on Senate Bill No. 465. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

SENATE BILL NO. 466—

BY SENATOR SMITH

AN ACT

To enact R.S. 18:1300.24, relative to gaming; to provide with respect to gaming elections; to prohibit any further referendum elections to allow or expand any gaming activity authorized by legislative act; 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. 466 by Senator Smith

AMENDMENT NO. 1

On page 1, line 16, following "proposed" and before "of" change "amendment" to "addition"

AMENDMENT NO. 2

On page 2, line 1, following "No." and before "of" change "___" to "224"

On motion of Senator Lambert, the amendments were adopted.

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

SENATE BILL NO. 471—

BY SENATOR SMITH

AN ACT

To amend and reenact R. S. 18:1505.2(J), relative to the Campaign Finance Disclosure Act; to provide relative to contribution limits; to provide for civil penalties for violations of campaign

finance prohibitions against excessive contributions to a candidate; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Lentini
Total—1

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

SENATE BILL NO. 490—

BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 42:1123(13), relative to the Code of Governmental Ethics; to allow the acceptance of certain things of economic value by all elected officials; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Gautreaux	Malone
Bean	Heitmeier	McPherson
Boissiere	Hines	Mount
Campbell	Hollis	Schedler
Chaisson	Hoyt	Tarver

Cravins
Dupre
Fields, C
Fields, W
Fontenot
Total—28

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

NAYS

Mr. President
Barham
Dardenne
Total—9

Dean	Marionneaux
Ellington	Romero
Lentini	Smith

ABSENT

Cain
Total—2

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

Personal Privilege

Senator Campbell asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on Senate Bill No. 490. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

SENATE BILL NO. 514—

BY SENATOR JOHNSON

AN ACT

To enact Chapter 10-A of Title 18 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 18:1473 through 1475, and 1511.4(E), relative to election offenses; to prohibit certain acts impacting candidates for elective office, their employees and relatives; to provide for reporting and investigations; to provide for a letter of reprimand or censure and fines; to provide for civil remedies; and to provide for related matters.

Floor Amendments Sent Up

Senator Johnson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Johnson to Engrossed Senate Bill No. 514 by Senator Johnson

AMENDMENT NO. 1

On page 1, at the end of line 6, delete "and" and on line 7, delete "fines"

AMENDMENT NO. 2

On page 2, line 15, delete "; injunctions;" and on line 16, delete "penalties"

AMENDMENT NO. 3

On page 3, line 10, delete "for" and insert "the alleged offender"

AMENDMENT NO. 4

On page 3, line 20, after "censure" delete the remainder of the line and delete lines 21 through 27 and insert a "."

AMENDMENT NO. 5

On page 4, delete lines 1 and 2

On motion of Senator Johnson, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fields, W	Marionneaux
Boissiere	Gautreaux	McPherson
Campbell	Heitmeier	Smith
Cravins	Hines	Tarver
Dupre	Hoyt	Thomas
Ellington	Johnson	Ullo
Fields, C	Jones, C	
Total—20		

NAYS

Barham	Fontenot	Mount
Bean	Hollis	Romero
Cain	Jones, B	Schedler
Chaisson	Lambert	Theunissen
Dardenne	Lentini	
Dean	Malone	
Total—16		

ABSENT

Mr. President	Irons	Michot
Total—3		

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

SENATE BILL NO. 525—

BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 36:477(C)(1) and to enact R.S. 40:600.6(A)(24), relative to the transfer of the authority to administer the federal grants for energy assistance and weatherization services for low income persons; to transfer that authority from the Department of Social Services to the Louisiana Housing Finance Agency; to authorize the transfer of all books, records, money, and other property used by the Department of Social Services in the administration of the program to the Louisiana Housing Finance Agency; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Fontenot	Irons
Hoyt	Michot
Total—4	

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

SENATE BILL NO. 722—

BY SENATORS HAINKEL AND SCHEDLER

AN ACT

To enact R.S. 40:1058.3(C), relative to certification of substance abuse/addiction treatment facilities; to declare a moratorium on the certification of methadone maintenance clinics; to prohibit such certification during the moratorium; to authorize certification of such clinics approved prior to the effective date of the moratorium; to require the Department of Health and Hospitals to study the need for and the criteria for such clinics during the moratorium; to provide an effective date; 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	Fields, W	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux	McPherson
Bean	Heitmeier	Romero
Boissiere	Hines	Schedler
Cain	Hollis	Smith

Campbell	Hoyt	Tarver
Chaisson	Johnson	Theunissen
Cravins	Jones, B	Thomas
Dean	Jones, C	Ullo
Ellington	Lambert	
Fields, C	Lentini	
Total—34		

NAYS

Total—0

ABSENT

Dardenne	Irons	Mount
Dupre	Michot	
Total—5		

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. 753—

BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 22:1304(A) and to enact R.S. 22:1304(C), relative to insurers; to provide for examinations and investigations of insurers; to provide for examinations of third party administrators for insurers or self-insurance funds; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mount
Total—1

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

Senator Ellington in the Chair

SENATE BILL NO. 774—

BY SENATORS LENTINI AND THOMAS

AN ACT

To amend and reenact R.S. 22:3077(C)(2) and (3), relative to procedures for making medical necessity determinations; to provide relative to notification of such determinations by a medical necessity review organization; to clarify the inclusion of both health care professional or facility in the requirement of such notification to providers of services; to include the person receiving the service in such required notification; 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. 774 by Senator Lentini

AMENDMENT NO. 1

On page 2, line 10, following "whether" and before "health" insert "a"

On motion of Senator Lambert, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Gautreaux
Total—1

ABSENT

Mr. President Irons
Total—2

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

SENATE BILL NO. 807—
BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 22:3077(A), relative to procedures for making medical necessity determinations; to prohibit denial of coverage of services on the basis of technical non-compliance with claims requirements when the order for such service meets certain criteria; 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. 807 by Senator Lentini

AMENDMENT NO. 1

On page 1, line 8, following "3077" and before "is" insert "(A)"

AMENDMENT NO. 2

On page 1, line 15, "R.S." and before "is" change "22:3077(2)" to "22:3077(A)(2)"

AMENDMENT NO. 3

On page 2, line 3, following "claims" and before the end of the line, change "requirement" to "requirements"

On motion of Senator Lambert, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Fields, C Lentini
Total—37

NAYS

Total—0

ABSENT

Mr. President McPherson
Total—2

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

SENATE BILL NO. 858—
BY SENATOR CRAVINS

AN ACT

To enact R.S. 42:456(A)(3) and 456.2, relative to public officers and employees; to provide for payroll deductions in certain situations; to provide for competitive selection of payroll deduction insurance products; 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. 858 by Senator Cravins

AMENDMENT NO. 1

On page 3, line 8, following "Administrative" and before "Act" insert "Procedure"

On motion of Senator Lambert, the amendments were adopted.

Floor Amendments Sent Up

Senator Cravins sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cravins to Engrossed Senate Bill No. 858 by Senator Cravins

AMENDMENT NO. 1

On page 2, lines 1 and 2, delete "have the same meaning as that" and insert the following: "include the kinds of insurance defined"

On motion of Senator Cravins, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President

Total—1

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

SENATE BILL NO. 974—

BY SENATOR ULLO

AN ACT

To repeal Part X of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:551.81 through 551.85, Part XVI of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:559 through 559.11, Part IV of Chapter 4 of Title 4 of the Louisiana Revised Statutes of 1950, comprised of R.S. 4:250 through 265, R.S. 17:10.1(C), (D) and (E), R.S. 17:1903 and 1904, R.S. 18:1907, Chapter 12 of Title 23 of the Louisiana Revised Statutes of 1950, comprised of R.S. 23:2001 through 2008, Chapter 4-B of Title 25 of the Louisiana Revised Statutes of 1950, comprised of R.S. 25:321 through 322, Chapter 14 of Title 25 of the Louisiana Revised Statutes of 1950, comprised of R.S. 25:671 through 675, R.S. 30:2005, R.S. 30:2523, R.S. 33:2740.20, R.S. 33:4567.1 through 4567.5, Chapter 25-A of Title 33 of the Louisiana Revised Statutes of 1950, comprised of R.S. 33:8031 through 8037, Chapter 16 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:1851 through 1857, Chapter 22 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:2151 through 2157, Chapter 27 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:2351 through 2357, Chapter 39 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:3201 through 3208, Chapter 45 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:3351 through 3356, R.S. 36:651(G)(3), Chapter 16-A of Title 37 of the Louisiana

Revised Statutes of 1950, comprised of R.S. 37:1391 through 1399, Chapter 36-B of Title 37 of the Louisiana Revised Statutes of 1950, comprised of R.S. 37:2861 through 2887, Chapter 15 of Title 38 of the Louisiana Revised Statutes of 1950, comprised of R.S. 38:3201, Chapter 19 of Title 38 of the Louisiana Revised Statutes of 1950, comprised of R.S. 38:3361 through 3369, R.S. 40:2194.2(2), R.S. 40:2194.3, R.S. 40:2194.4, Part XII of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:2198 through 2198.6, Chapter 22 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:2491 through 2494, Chapter 8-D of Title 45 of the Louisiana Revised Statutes of 1950, comprised of R.S. 45:835 through 838, R.S. 46:153.3(C), Chapter 11 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:1501 through 1515, Chapter 14 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:1631 through 1644, Chapter 21 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:1811 through 1814, Chapter 22 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:1821 through 1827, Part VII of Chapter 3 of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S. 51:981 through 984, Chapter 40 of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S. 51:2401 through 2406, Subpart G-3 of Part VII of Chapter 1 of Title 56 of the Louisiana Revised Statutes of 1950, comprised of R.S. 56:580.1 through 580.6, all relative to boards and commissions in state government; to abolish certain inactive boards and commissions; 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. 974 by Senator Ullo

AMENDMENT NO. 1

On page 2, line 8, following "through" and before the comma "," change "1399" to "1401"

On motion of Senator Lambert, the amendments were adopted.

Floor Amendments Sent Up

Senator Ullo sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ullo to Engrossed Senate Bill No. 974 by Senator Ullo

AMENDMENT NO. 1

On page 2, line 27, after "984," delete the remainder of the line and on page 3, line 1, delete "of 1950, comprised of R.S. 51:2401 through 2406,"

AMENDMENT NO. 2

On page 4, line 17, delete "Chapter 40 of Title" and delete line 18 in its entirety and on line 19, delete "through "2406,"

On motion of Senator Ullo, the amendments were adopted.

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

SENATE BILL NO. 1002—

BY SENATOR HAINKEL

AN ACT

To amend and reenact R.S. 37:693(B)(3), relative to land surveyor interns; to provide for the qualifications of land surveyor interns; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Campbell
Total—1

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

SENATE BILL NO. 1024—

BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 56:305(G), relative to commercial gear licenses; to remove certain provisions regarding the duration for fees on gear for taking shrimp; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President	Cravins
Campbell	Hoyt
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. 1099 (Substitute for Senate Bill 536 by Senator Cain)—

BY SENATOR CAIN AND REPRESENTATIVE HILL

AN ACT

To enact R.S. 33:3812(G), relative to waterworks districts; to provide for the membership of the board of commissioners of certain districts; and to provide for related matters.

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

SENATE BILL NO. 46—

BY SENATORS FONTENOT AND C. JONES

AN ACT

To amend and reenact R.S. 23:1231(B)(2), relative to workers' compensation; to provide with respect to death benefits; to increase the parental benefit of an employee who leaves no legal dependents; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fontenot	McPherson
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Page 34 SENATE

May 1, 2001

18th DAY'S PROCEEDINGS

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

NAYS

Hoyt
Total—1

ABSENT

Mr. President
Campbell
Total—4

Cravins
Irons

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

SENATE BILL NO. 278— BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 23:1021(11), relative to the Workers' Compensation; to provide with respect to definitions; to include occupational therapist within the definition of health care providers; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	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	Thomas
Ellington	Lambert	Ullo
Fields, C	Lentini	
Fields, W	Malone	
Total—37		

NAYS

Total—0

ABSENT

Mr. President
Total—2

Cravins

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. 372— BY SENATOR W. FIELDS

AN ACT

To amend and reenact R.S. 48:442(3)(d) and to enact R.S. 48:442(3)(e), relative to expropriation; to require certain notification to the owners of property; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President
Total—2

Schedler

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

SENATE BILL NO. 420— BY SENATORS HAINKEL AND SCHEDLER AN ACT

To amend and reenact Section 1 of Act No. 1 of the 1989 Regular Session of the Legislature, relative to the Crescent City Connection; to rename one bridge as the "Captain Neville Levy Memorial Bridge"; 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. 512—

BY SENATOR SCHEDLER

AN ACT

To enact R.S. 33:2955(A)(1)(h), relative to investments by political subdivisions; to authorize investment in certain additional investment instruments; and to provide for related matters.

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

SENATE BILL NO. 616—

BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 33:1975 and to enact R.S. 40:1392(C) and (D), relative to bridges; to provide for an exemption to tolls on the Crescent City Connection Bridge at New Orleans; to provide for enforcement of toll violations by a video or photo monitoring system; 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	Lentini
Barham	Fields, W	Malone
Bean	Fontenot	Marionneaux
Boissiere	Gautreaux	McPherson
Cain	Heitmeier	Michot
Campbell	Hines	Mount
Chaisson	Hollis	Romero
Cravins	Hoyt	Smith
Dardenne	Johnson	Tarver
Dean	Jones, B	Theunissen
Dupre	Jones, C	Thomas
Ellington	Lambert	Ullo
Total—36		

NAYS

Total—0

ABSENT

Mr. President	Irons	Schedler
Total—3		

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

SENATE BILL NO. 619—

BY SENATOR HAINKEL

AN ACT

To enact R.S. 33:2841.1 relative to enforcement of taxes; to provide that local governing authorities may privatize collection of delinquent ad valorem taxes; to provide for civil penalties; to provide relative to notice of taxes due; to provide for the recovery costs, expenses and attorney fees; 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. 619 by Senator Hainkel

AMENDMENT NO. 1

On page 2, line 19, following "shall" and before "the" change "effect" to "affect"

AMENDMENT NO. 2

On page 2, line 22, following "to" and before the comma "," change "R.S. 33:2841.1(C)" to "Subsection (C) of this Section"

On motion of Senator Lambert, the amendments were adopted.

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

SENATE BILL NO. 621—

BY SENATOR HAINKEL

AN ACT

To enact R.S. 40:1498(F), relative to fire protection districts; to provide for an increase in per diem for governing board members of a fire protection district with a population of more than one hundred thousand persons; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Dupre
Ellington
Total—38

Jones, C
Lambert

Ullo

NAYS

Total—0

ABSENT

Schedler
Total—1

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

SENATE BILL NO. 623—
BY SENATOR HAINKEL

AN ACT

To amend and reenact R.S. 33: 3813.2(D), relative to the Tangipahoa Water District; to increase the length of the term served by members of the board of commissioners; to extend the current commissioners' terms by an additional two years; 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
Bajoie
Barham
Bean
Boissiere
Cain
Campbell
Chaisson
Cravins
Dardenne
Dean
Dupre
Ellington
Total—37

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

Malone
Marionneaux
McPherson
Michot
Mount
Romero
Smith
Tarver
Theunissen
Thomas
Ullo

NAYS

Total—0

ABSENT

Irons
Total—2

Schedler

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. 626—
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 32:772(F)(9) relative to the Louisiana Used Motor Vehicle and Parts Commission; to provide conditions for participation in trade shows by non-licensed dealers; and to provide for related matters.

Floor Amendments Sent Up

Senator Michot sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Michot to Engrossed Senate Bill No. 626 by Senator Michot

AMENDMENT NO. 1

On page 2, line 3, after "**dealer**" insert "**, other than a motor vehicle dealer.**"

On motion of Senator Michot, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Barham
Bean
Boissiere
Cain
Chaisson
Cravins
Dardenne
Dean
Dupre
Ellington
Fontenot
Total—32

Gautreaux
Heitmeier
Hines
Hollis
Hoyt
Johnson
Jones, B
Jones, C
Lambert
Lentini
Malone

Marionneaux
McPherson
Michot
Mount
Romero
Smith
Tarver
Theunissen
Thomas
Ullo

NAYS

Campbell
Total—3

Fields, C

Fields, W

ABSENT

Mr. President
Bajoie
Total—4

Irons
Schedler

The Chair declared the amended 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. 835—

BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 48:756(B)(1) and to repeal R.S. 48:756(B)(2)(d), relative to the Parish Transportation Fund; to provide for funding for mass transit purposes; to provide for changes in funding amounts for certain local governments; 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. 911—

BY SENATOR BOISSIERE

AN ACT

To amend R.S. 34:25, relative to navigation and shipping; to provide with respect to ports and harbors; to provide for the force and effect of ordinances of New Orleans passed by the Board of Commissioners of the Port of New Orleans; to limit the jurisdiction of certain courts over the trial and punishment of certain violations of ordinances passed by the board; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President	Schedler
Irons	Thomas
Total—4	

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

SENATE BILL NO. 941—

BY SENATOR HAINKEL

AN ACT

To enact R.S. 4:266, relative to racing; to provide with respect to Louisiana horsemen injury compensation fund; to provide for workers' compensation group benefits program; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Irons	Schedler
Total—2	

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

SENATE BILL NO. 987—

BY SENATOR JOHNSON

AN ACT

To enact Subpart B-1 of Part I of Chapter 1 of Code Title XXIV of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:5633, relative to the improvement of blighted property; to provide for applicability; to provide for the ownership of an immovable which has been declared blighted; to provide for the improvement of the property by the possessor; to provide for acquisitive prescription of three years under certain circumstances; to provide certain requisites and procedures for acquiring blighted property; to provide for security interests; to provide for certain causes of action; 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. 987 by Senator Johnson

AMENDMENT NO. 1

On page 8, line 9, following "unsanitary," and before "is" change "the public nuisance" to "it"

AMENDMENT NO. 2

On page 8, line 12, following "(2)" and before "a" change "By reason of being" to "It is"

AMENDMENT NO. 3

On page 8, line 14, following "vacancy, " and before "and" change "the public nuisance" to "it"

On motion of Senator Lambert, the amendments were adopted.

Floor Amendments Sent Up

Senator Johnson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Johnson to Engrossed Senate Bill No. SB987 by Senator Johnson

AMENDMENT NO. 1

On Page 5, Line 5, after "assessor" and before "and to all" insert the following:

" , to the addresses of owners of immovable property having common boundaries with the immovable shown on the tax rolls of the assessor"

AMENDMENT NO. 2

On Page 5 between lines 14 & 15, insert the following:

"(5) An owner of immovable property having common boundaries with the immovable shall have a first right of possession to such immovable. In the event more than one owner of immovable property having common boundaries with the immovable file the judgment, certificate or proof and affidavit as described in Paragraph (A)(2) of this Section, the owner of property having common boundaries with the immovable may, within the earlier of 30 days of receipt or 45 days of mailing of the notice required by Paragraph(A)(3) of this Section, file the judgment, certificate or proof and affidavit as described in Paragraph (A)(2) of this Section fulfill all requirements of paragraphs A(3) and (4) and notify the intended possessor of his own intent to possess the immovable in writing by certified mail, return receipt requested. The owner of immovable property having common boundaries with the immovable shall adhere to the time restraints of the provisions of this Section, and the original intended possessor's time limits shall be suspended during the time the owner of immovable property having common boundaries with the immovable does not with the provisions of this Section, then the

original party who filed the judgment, certificate or proof and affidavit as described in Paragraph(A)(2) of this Section shall exclusively have 30 days from the failure of the owner of immovable property having common boundaries with the immovable to comply to reassert his intention to possess the immovable by complying with all provisions of this Section, except that notice to the owners of property having common boundaries with the immovable property shall not be again required. After this exclusive 30 day period has elapsed, any interested party may avail themselves of the provisions of this Section."

AMENDMENT NO.3

On Page 5, line 15, change "(5)" to "(6)".

AMENDMENT NO.4

On Page 5, line 25, change "(6)" to "(7)".

AMENDMENT NO.5

On Page 5, line 27, change "(A)(5)" to "(A)(6)".

AMENDMENT NO.6

On Page 6, line 2, change "(7)" to "(8)"

AMENDMENT NO.7

On page 6, line 13, change "(A)(7)(a)" to "(A)(8)(a)".

AMENDMENT NO.8

On page 6, line 14, change "(A)(5)" to "(A)(6)".

AMENDMENT NO. 9

On page 6, line 20, change "(8)" to "(9)".

AMENDMENT NO. 10

On page 6, line 21, change "(A)(7)" to "(A)(8)".

AMENDMENT NO. 11

On page 6, line 27, change "(9)" to "(10)".

AMENDMENT NO. 12

On page 7, line 1, change "(A)(7)" to "(A)(8)".

AMENDMENT NO. 13

On page 7, line 6, change "(10)" to "(11)".

AMENDMENT NO. 14

On page 7 line 8, change "(11)" to "(12)".

On motion of Senator Johnson, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie
Barham

Fields, W
Fontenot

Malone
Marionneaux

Bean	Gautreaux	McPherson
Boissiere	Heitmeier	Michot
Cain	Hines	Mount
Campbell	Hollis	Romero
Chaisson	Hoyt	Smith
Cravins	Irons	Tarver
Dardenne	Johnson	Theunissen
Dean	Jones, B	Thomas
Dupre	Jones, C	Ullo
Ellington	Lambert	
Fields, C	Lentini	
Total—37		

NAYS

Total—0

ABSENT

Mr. President	Schedler
Total—2	

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

SENATE BILL NO. 996—

BY SENATOR HINES

AN ACT

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

On motion of Senator Lambert, the bill, which is a duplicate of House Bill No. 730 was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 1003—

BY SENATOR JOHNSON

AN ACT

To enact R.S. 33:4880, relative to illegal dumping; to authorize the governing authority for the parish of Orleans to increase the fine for illegal dumping; and to provide for related matters.

Floor Amendments Sent Up

Senator Schedler sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Schedler to Engrossed Senate Bill No. 1003 by Senator Johnson

AMENDMENT NO. 1

On page 1, between "enact R.S. 33:" and "4880" insert "1243(A)(3) and"

AMENDMENT NO. 2

On page 1, line 7, between "Section 1. R.S. 33:" and "4880" insert "1243(A)(3) and" and change "is" to "are"

AMENDMENT NO. 3

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

"§1243. Maximum penalties

A. * * *

R.S. 33:1243(A)(3) is all proposed new law.

(3) Notwithstanding the provisions of Paragraph (1) of this Subsection or any other law to the contrary, in any parish with a population between one hundred eighty thousand and four hundred twenty-five thousand persons, which parish contains at least one parish boundary abutting or lying within Lake Pontchartrain, the governing authority may levy a fine not to exceed two thousand five hundred dollars for the violation of any ordinance which prohibits the dumping of trash, refuse, garbage, debris or other solid or liquid waste.

On motion of Senator Schedler, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President	Cravins	Schedler
Total—3		

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

* * *

SENATE BILL NO. 1022—

BY SENATOR JOHNSON

AN ACT

To amend and reenact R.S. 33:9033.3(A), relative to sales tax incremental financing in New Orleans; to provide that New Orleans may implement sales tax increment financing for certain economic development projects; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Johnson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Johnson to Engrossed Senate Bill No. 1022 by Senator Johnson

AMENDMENT NO. 1

On page 1, line 3, change "New Orleans" to "certain municipalities" in both instances

AMENDMENT NO. 2

On page 1, lines 13 and 14, between "and" and "**four**" insert "two hundred fifteen thousand persons or with a population in excess of" and delete "**ninety-five**"

On motion of Senator Johnson, the amendments were adopted.

Floor Amendments Sent Up

Senator Irons sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Irons to Engrossed Senate Bill No. 1022 by Senator Johnson

AMENDMENT NO. 1

On page 1, line 12, after "A." insert "**(1)**"

AMENDMENT NO. 2

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

"(2) Economic development projects in a parish with a population in excess of four-hundred seventy-seven thousand shall first be approved by the Louisiana Department of Economic Development before any revenue bonds or other financing under this Section may be implemented."

On motion of Senator Irons, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fields, C	McPherson
Barham	Fields, W	Michot
Bean	Gautreaux	Mount
Boissiere	Heitmeier	Romero
Cain	Hines	Schedler
Campbell	Hoyt	Smith
Chaisson	Irons	Tarver
Cravins	Johnson	Theunissen

Dardenne
Dean
Dupre
Ellington
Total—34

Jones, C
Lambert
Lentini
Marionneaux

Thomas
Ullo

NAYS

Hollis
Total—1

ABSENT

Mr. President
Fontenot
Total—4

Jones, B
Malone

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

SENATE BILL NO. 1025—

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 48:461.4(b)(3), relative to advertising signs; to provide that certain signs shall not be placed in a stacked configuration; 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	Gautreaux	Malone
Barham	Heitmeier	McPherson
Bean	Hines	Michot
Boissiere	Hollis	Mount
Campbell	Hoyt	Romero
Chaisson	Irons	Schedler
Cravins	Johnson	Tarver
Dardenne	Jones, B	Theunissen
Dupre	Jones, C	Thomas
Ellington	Lambert	Ullo
Fontenot	Lentini	
Total—32		

NAYS

Cain
Dean
Total—5

Fields, C
Fields, W

Marionneaux

ABSENT

Mr. President
Total—2

Smith

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.

Personal Privilege

Senator Smith 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. 1025. He had intended to vote yea on the bill. He asked that the Official Journal so state.

**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 Ullo asked that Senate Bill No. 974 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 974—

BY SENATOR ULLO

AN ACT

To repeal Part X of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:551.81 through 551.85, Part XVI of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:559 through 559.11, Part IV of Chapter 4 of Title 4 of the Louisiana Revised Statutes of 1950, comprised of R.S. 4:250 through 265, R.S. 17:10.1(C), (D) and (E), R.S. 17:1903 and 1904, R.S. 18:1907, Chapter 12 of Title 23 of the Louisiana Revised Statutes of 1950, comprised of R.S. 23:2001 through 2008, Chapter 4-B of Title 25 of the Louisiana Revised Statutes of 1950, comprised of R.S. 25:321 through 322, Chapter 14 of Title 25 of the Louisiana Revised Statutes of 1950, comprised of R.S. 25:671 through 675, R.S. 30:2005, R.S. 30:2523, R.S. 33:2740.20, R.S. 33:4567.1 through 4567.5, Chapter 25-A of Title 33 of the Louisiana Revised Statutes of 1950, comprised of R.S. 33:8031 through 8037, Chapter 16 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:1851 through 1857, Chapter 22 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:2151 through 2157, Chapter 27 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:2351 through 2357, Chapter 39 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:3201 through 3208, Chapter 45 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:3351 through 3356, R.S. 36:651(G)(3), Chapter 16-A of Title 37 of the Louisiana Revised Statutes of 1950, comprised of R.S. 37:1391 through 1399, Chapter 36-B of Title 37 of the Louisiana Revised Statutes of 1950, comprised of R.S. 37:2861 through 2887, Chapter 15 of Title 38 of the Louisiana Revised Statutes of 1950, comprised of R.S. 38:3201, Chapter 19 of Title 38 of the Louisiana Revised Statutes of 1950, comprised of R.S. 38:3361 through 3369, R.S. 40:2194.2(2), R.S. 40:2194.3, R.S. 40:2194.4, Part XII of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:2198 through 2198.6, Chapter 22 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:2491 through 2494, Chapter 8-D of Title 45 of the Louisiana Revised Statutes of 1950, comprised

of R.S. 45:835 through 838, R.S. 46:153.3(C), Chapter 11 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:1501 through 1515, Chapter 14 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:1631 through 1644, Chapter 21 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:1811 through 1814, Chapter 22 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:1821 through 1827, Part VII of Chapter 3 of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S. 51:981 through 984, Chapter 40 of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S. 51:2401 through 2406, Subpart G-3 of Part VII of Chapter 1 of Title 56 of the Louisiana Revised Statutes of 1950, comprised of R.S. 56:580.1 through 580.6, all relative to boards and commissions in state government; to abolish certain inactive boards and commissions; and to provide for related matters.

Motion

On motion of Senator Ullo, Senate Bill No. 974 was made Special Order of the Day, No. 1 on Monday, May 7, 2001 immediately following the Morning Hour.

Called from the Calendar

Senator Heitmeier asked that Senate Bill No. 420 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 420—

BY SENATORS HAINKEL AND SCHEDLER

AN ACT

To amend and reenact Section 1 of Act No. 1 of the 1989 Regular Session of the Legislature, relative to the Crescent City Connection; to rename one bridge as the "Captain Neville Levy Memorial Bridge"; and to provide for related matters.

Floor Amendments Sent Up

Senator Schedler sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Schedler to Engrossed Senate Bill No. 420 by Senator Hainkel

AMENDMENT NO. 1

On page 1, line 3, delete "to rename one" and on line 4, delete "bridge as the "Captain Neville Levy Memorial Bridge"" and insert "to recognize the contributions of Captain Neville Levy"

On motion of Senator Schedler, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—39

NAYS

Total—0

ABSENT

Total—0

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

Called from the Calendar

Senator Ullo asked that Senate Bill No. 111 be called from the Calendar at this time.

SENATE BILL NO. 111—

BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 33:1572(A), relative to the coroner's operational fund; to provide for statewide uniformity in the collection of fees for the fund; to permit the coroner to request additional funding; 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.

Called from the Calendar

Senator Cain asked that Senate Bill No. 589 be called from the Calendar at this time.

SENATE BILL NO. 589—

BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 38:3098.6, relative to public contracts; and to provide for related matters.

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

Called from the Calendar

Senator Ullo asked that Senate Bill No. 148 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 148—

BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 9:111, relative to the authority to make a pronouncement of death; to authorize a physician coroner to make a medical pronouncement of death based on information received from certain officials and authorized personnel; to provide relative to the reported time of death; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—38

NAYS

Total—0

ABSENT

Mr. President

Total—1

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.

Called from the Calendar

Senator Ullo asked that Senate Bill No. 568 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 568—

BY SENATORS ULLO AND SCHEDLER

AN ACT

To amend and reenact R.S. 28:141, relative to cost of commitment and examination for mental patients; to provide relative to coroner fees and services; to provide the appropriate statutory reference for such fees and services; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President

Total—1

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.

Called from the Calendar

Senator Ullo asked that Senate Bill No. 196 be called from the Calendar at this time for its final passage.

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President

Total—1

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.

Called from the Calendar

Senator Fontenot asked that Senate Bill No. 232 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 232—

BY SENATOR FONTENOT

AN ACT

To enact Civil Code Art. 3520(C), relative to civil unions, domestic partnerships, or similar relationships of other states; to prohibit the recognition of certain civil unions, domestic partnerships, or similar relationships in this state; to prohibit such persons from asserting a right or claim provided under state law to married persons; and to provide for related matters.

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

Motion

Senator C. Fields moved to table the entire subject matter.

Senator Fontenot objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fields, C	Johnson
Campbell	Fields, W	Jones, C
Chaisson	Gautreaux	Tarver
Cravins	Hoyt	Theunissen
Dupre	Irons	Ullo
Total—15		

NAYS

Mr. President	Dean	Mount
Barham	Ellington	Romero
Bean	Fontenot	Smith
Boissiere	Jones, B	Thomas
Cain	Lambert	
Dardenne	Michot	
Total—16		

ABSENT

Heitmeier	Lentini	McPherson
Hines	Malone	Schedler
Hollis	Marionneaux	
Total—8		

The Chair declared the Senate refused to table the entire subject matter.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fontenot	Mount
Barham	Hoyt	Romero
Cain	Jones, B	Smith
Dardenne	Lambert	Theunissen
Dupre	Malone	Thomas
Ellington	Michot	
Total—17		

NAYS

Bajoie	Cravins	Irons
Bean	Dean	Johnson
Boissiere	Fields, C	Jones, C
Campbell	Fields, W	Tarver
Chaisson	Gautreaux	Ullo
Total—15		

ABSENT

Heitmeier	Lentini	Schedler
Hines	Marionneaux	
Hollis	McPherson	
Total—7		

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

Called from the Calendar

Senator Irons asked that Senate Bill No. 211 be called from the Calendar at this time for its final passage.

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Dean	Jones, B
Bean	Dupre	Jones, C
Boissiere	Ellington	McPherson
Cain	Fields, C	Mount
Campbell	Fields, W	Schedler
Chaisson	Hollis	Smith
Cravins	Irons	Tarver
Dardenne	Johnson	
Total—23		

NAYS

Barham	Lambert	Theunissen
Fontenot	Malone	Thomas
Gautreaux	Michot	Ullo
Hoyt	Romero	
Total—11		

ABSENT

Mr. President	Hines	Marionneaux
Heitmeier	Lentini	
Total—5		

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

Personal Privilege

Senator Dupre asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on Senate Bill No. 211. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

Called from the Calendar

Senator Smith asked that Senate Bill No. 473 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 473—

BY SENATOR SMITH

AN ACT

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

Floor Amendments Sent Up

Senator Smith sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

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

AMENDMENT NO. 1

Delete Senate Floor Amendments Nos. 1 through 6 proposed by Senator Cain and adopted by the Senate on April 18, 2001.

AMENDMENT NO. 2

Delete Senate Floor Amendment No. 1 proposed by Senator Ellington and adopted by the Senate on April 18, 2001

AMENDMENT NO. 3

Delete Senate Floor Amendments Nos. 1 through 8 proposed by Senator Romero and adopted by the Senate on April 18, 2001

AMENDMENT NO. 4

Delete Senate Floor Amendments Nos. 1 through 4 proposed by Senator Lentini and adopted by the Senate on April 18, 2001

AMENDMENT NO. 5

On page 1, line 2, after "(D)(1)," delete the remainder of the line and on line 3, delete "repeal R.S. 42:261(G),"

AMENDMENT NO. 6

On page 1, line 4, after "authorize" delete the remainder of the line and insert "a parish governing authority with a certain total population to"

AMENDMENT NO. 7

On page 1, line 8, after "(D)(1)," delete "263(A), and 264"

AMENDMENT NO. 8

On page 1, line 13, after "parish" insert "listed in the 1970 decennial federal census as having a total population of between 70,000 and 80,000 and any parish listed in the 2000 decennial federal census as having a total population of between 16,890 and 16,895"

AMENDMENT NO. 9

On page 2, line 2, after "attorney," delete the remainder of the line and delete line 3 and insert "The"

AMENDMENT NO. 10

On page 2, line 7, after "for any" and insert "parish governing authority or"

AMENDMENT NO. 11

On page 2, delete lines 16 through 26 and on page 3, delete lines 1 through 14

AMENDMENT NO. 12

On page 3, line 15, change "Section 3." to "Section 2."

On motion of Senator Smith, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Hines	Michot
Barham	Hollis	Mount
Boissiere	Hoyt	Romero
Cain	Irons	Schedler
Dardenne	Johnson	Smith
Dupre	Jones, B	Theunissen
Ellington	Jones, C	Thomas
Fontenot	Lambert	Ullo
Gautreaux	Malone	
Total—26		

NAYS

Bajoie	Cravins	Fields, W
Bean	Dean	Tarver
Chaisson	Fields, C	
Total—8		

ABSENT

Campbell	Lentini	McPherson
Heitmeier	Marionneaux	
Total—5		

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

**House Concurrent Resolutions
on Second Reading
Reported by Committees**

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

HOUSE CONCURRENT RESOLUTION NO. 50—

BY REPRESENTATIVE LUCAS

A CONCURRENT RESOLUTION

To memorialize the United States Congress to recognize the last week in April of every year as Minister Appreciation Week and to commend and honor the ministers of the United States of America.

Reported favorably by the Committee on Senate and Governmental Affairs.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Bajoie	Irons
Heitmeier	Lentini
Total—4	

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

HOUSE CONCURRENT RESOLUTION NO. 7—

BY REPRESENTATIVE ILES

A CONCURRENT RESOLUTION

To urge the United States Congress to enact the Railroad Retirement and Survivor's Improvement Act of 2001.

Reported favorably by the Committee on Retirement.

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	Fields, C	Marionneaux
Bajoie	Fields, W	McPherson
Barham	Fontenot	Michot
Bean	Gautreaux	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	Lambert	
Ellington	Malone	
Total—37		

NAYS

Total—0

ABSENT

Heitmeier	Lentini
Total—2	

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

HOUSE CONCURRENT RESOLUTION NO. 15—

BY REPRESENTATIVE CROWE

A CONCURRENT RESOLUTION

To encourage each city, parish, and other local public school board to adopt a policy or policies to reduce the class size in each fourth and eighth grade class in the schools under the jurisdiction of each to not more than twenty students per class and to request the State Board of Elementary and Secondary Education to revise the Louisiana Educational Assessment Program (LEAP) 21 testing policy to encourage such class-size reduction in order to provide fourth and eighth grade students more opportunities for individualized instruction as they prepare for and take the LEAP 21 tests.

Reported favorably by the Committee on Education.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields, C	Malone
Bajoie	Fields, W	Marionneaux
Barham	Fontenot	McPherson
Bean	Gautreaux	Michot

Boissiere	Hines	Mount
Cain	Hollis	Romero
Chaisson	Hoyt	Schedler
Cravins	Irons	Smith
Dardenne	Johnson	Tarver
Dean	Jones, B	Theunissen
Dupre	Jones, C	Thomas
Ellington	Lambert	Ullo
Total—36		

NAYS

Total—0

ABSENT

Campbell	Heitmeier	Lentini
Total—3		

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

Mr. President in the Chair

House Bills and Joint Resolutions on Third Reading and Final Passage

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

HOUSE BILL NO. 923—

BY REPRESENTATIVES PINAC AND DANIEL
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Boissiere	Heitmeier	Lentini
Ellington	Jones, B	
Total—5		

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

HOUSE BILL NO. 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 Lambert, the bill was read by title and returned to the Calendar, subject to call.

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.

Floor Amendments Sent Up

Senator Smith sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Conforming Amendments proposed by Senator Smith to Reengrossed House Bill No. 1711 by Representative Thompson (Duplicate of Senate Bill No. 876)

AMENDMENT NO. 1

On page 2, below line 12, add the following:

"Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana.

Page 48 SENATE

May 1, 2001

18th DAY'S PROCEEDINGS

If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

On motion of Senator Smith, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Boissiere	Lentini	Schedler
Irons	McPherson	Theunissen
Total—6		

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

Senator Romero in the Chair

HOUSE BILL NO. 70—

BY REPRESENTATIVE POWELL

AN ACT

To amend and reenact R.S. 49:166, relative to the official state fruit; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields, C	Marionneaux
Bajoie	Fields, W	McPherson
Bean	Fontenot	Michot

Boissiere	Gautreaux	Mount
Cain	Heitmeier	Romero
Campbell	Hines	Smith
Chaisson	Hollis	Tarver
Cravins	Hoyt	Theunissen
Dardenne	Johnson	Thomas
Dean	Jones, C	Ullo
Dupre	Lambert	
Ellington	Malone	
Total—34		

NAYS

Barham	Jones, B
Total—2	

ABSENT

Irons	Lentini	Schedler
Total—3		

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.

Mr. President in the Chair

HOUSE BILL NO. 187—

BY REPRESENTATIVE THOMPSON

AN ACT

To amend and reenact R.S. 3:127(A)(3) and to enact R.S. 3:125(9), relative to agricultural cooperative associations; to provide for the perpetual existence of cooperative marketing associations; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Irons
Lentini
Total—2

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

HOUSE BILL NO. 524—

BY REPRESENTATIVE THOMPSON

AN ACT

To amend and reenact R.S. 3:1894(B)(8) and to enact R.S. 3:1891(29) and (30), 1894(A)(13), (B)(9), and (C), and 1897(7), relative to commercial feeds; to provide for definitions relative to commercial feeds; to provide for labeling requirements for commercial feeds; to prohibit distribution of certain commercial feeds for consumption by ruminants; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields, 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	Lambert	
Ellington	Malone	
Total—37		

NAYS

Total—0

ABSENT

Fields, W
Lentini
Total—2

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

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 Lambert, the bill was read by title and returned to the Calendar, subject to call.

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 Lambert, the bill was read by title and returned to the Calendar, subject to call.

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Dean
Total—1

ABSENT

Heitmeier
Lentini
Total—2

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

HOUSE BILL NO. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President	Heitmeier	Lentini
Chaisson	Hines	
Total—5		

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

HOUSE BILL NO. 1272—

BY REPRESENTATIVE 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Chaisson	Hines
Heitmeier	Lentini
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.

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields, C	Malone
Bajoie	Fields, W	Marionneaux
Barham	Fontenot	McPherson
Bean	Gautreaux	Michot
Boissiere	Hollis	Mount
Cain	Hoyt	Romero
Campbell	Irons	Schedler
Cravins	Johnson	Smith
Dardenne	Jones, B	Tarver
Dean	Jones, C	Theunissen

Dupre
Ellington
Total—36

Lambert
Lentini

Thomas
Ullo

NAYS

Total—0

ABSENT

Chaisson
Total—3

Heitmeier

Hines

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

HOUSE BILL NO. 1297—

BY REPRESENTATIVE DURAND

AN ACT

To authorize the state to exchange and convey title to certain state property in St. Martin Parish for certain properties owned by the St. Martin Land Company; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Bajoie
Barham
Bean
Boissiere
Cain
Campbell
Cravins
Dardenne
Dean
Dupre
Ellington
Total—36

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

Malone
Marionneaux
McPherson
Michot
Mount
Romero
Schedler
Smith
Tarver
Theunissen
Thomas
Ullo

NAYS

Total—0

ABSENT

Chaisson
Total—3

Heitmeier

Hines

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

HOUSE BILL NO. 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 Romero, the bill was read by title and returned to the Calendar, subject to call.

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

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

Called from the Calendar

Senator Schedler asked that House Bill No. 1513 be called from the Calendar at this time for its final passage.

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Bajoie
Barham
Bean
Boissiere

Fields, W
Fontenot
Gautreaux
Heitmeier
Hollis

Marionneaux
McPherson
Michot
Mount
Romero

Cain	Hoyt	Schedler
Campbell	Johnson	Smith
Dardenne	Jones, B	Tarver
Dean	Jones, C	Theunissen
Dupre	Lambert	Ullo
Ellington	Lentini	
Fields, C	Malone	
Total—34		

NAYS

Total—0

ABSENT

Chaisson	Hines	Thomas
Cravins	Irons	
Total—5		

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.

Called from the Calendar

Senator Heitmeier asked that House Bill No. 1611 be called from the Calendar at this time for its final passage.

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.

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

NAYS

Total—0

ABSENT

Mr. President	Cravins	Irons
Chaisson	Hines	Lambert
Total—6		

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

Called from the Calendar

Senator Heitmeier asked that House Bill No. 1659 be called from the Calendar at this time for its final passage.

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.

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

NAYS

Total—0

ABSENT

Mr. President	Cravins	Jones, B
Chaisson	Hines	
Total—5		

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

Called from the Calendar

Senator Michot asked that House Bill No. 1129 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1129—

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

AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President	Cravins
Chaisson	Hines
Total—4	

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

Rules Suspended

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

Messages from the House

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

May 1, 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. 1635—

BY REPRESENTATIVE HOPKINS AND SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 27:304, relative to a video poker gaming device licensee; to authorize advertisements or participation in certain promotions; and to provide for related matters.

HOUSE BILL NO. 1716—

BY REPRESENTATIVE PIERRE

AN ACT

To enact R.S. 56:302.9.1, relative to charter boat licenses; to provide for license fees for certain charter fishing operations; and to provide for related matters.

HOUSE BILL NO. 1689—

BY REPRESENTATIVE LEBLANC

AN ACT

To enact R.S. 46:460.1, relative to submission of quarterly reports; to require the Department of Social Services to submit copies of federal quarterly reports; and to provide for related matters.

HOUSE BILL NO. 1772—

BY REPRESENTATIVE DONELON

AN ACT

To amend and reenact R.S. 22:1078(B)(3), 1079, and 1765 and to repeal R.S. 22:1078(B)(7), relative to fees for the Department of Insurance; to provide for license fees; to provide for retaliatory fees; and to provide for related matters.

HOUSE BILL NO. 1803—

BY REPRESENTATIVE DEWITT

AN ACT

To amend and reenact R.S. 15:824(B)(1)(a), relative to persons committed to the Department of Public Safety and Corrections; to increase the amount of the daily payments to sheriffs and local governing authorities for the housing of individuals committed to the department and confined in parish jails; and to provide for related matters.

HOUSE BILL NO. 2042 (Substitute for House Bill No. 1766 by Representative Broome) —
BY REPRESENTATIVE BROOME**AN ACT**

To enact R.S. 6:1099, relative to residential mortgages; to provide for rules and regulations to increase public awareness of prohibited predatory lending practices; and to provide for related matters.

HOUSE BILL NO. 1759—

BY REPRESENTATIVES LEBLANC, DEWITT, WINSTON, R. ALEXANDER, DOERGE, DURAND, GUILLORY, ILES, L. JACKSON, KATZ, MCCALLUM, PERKINS, SCHWEGMANN, SHAW, AND WELCH

AN ACT

To enact R.S. 46:460.3, relative to work activities under the Temporary Assistance for Needy Families programs; to specify that adult basic education and literacy training shall be considered vocational educational training; and to provide for related matters.

HOUSE BILL NO. 1805—

BY REPRESENTATIVE HUNTER

AN ACT

To amend and reenact Children's Code Article 412(H)(1)(a), relative to notice to schools when students are involved in the juvenile correction system; to clarify that transmission to schools of pertinent portions of predisposition reports affecting students who are involved in the juvenile correction system is mandatory; to specify the age of the students to which these provisions apply; and to provide for related matters.

HOUSE BILL NO. 80—

BY REPRESENTATIVE ANSARDI

AN ACT

To amend and reenact R.S. 13:2561.2(A) and 2562.2(A), relative to civil jurisdiction in the First and Second Parish Courts of Jefferson Parish; to increase the jurisdictional amounts in civil actions; and to provide for related matters.

HOUSE BILL NO. 1838—

BY REPRESENTATIVE SCHWEGMANN

AN ACT

To amend and reenact R.S. 40:1234(A)(1)(b) and (c) and (F) and to enact R.S. 40:1231(22) and 1234(A)(1)(d), relative to emergency medical technicians; to provide training and certification to allow all emergency medical technicians to carry and administer epinephrine; and to provide for related matters.

HOUSE BILL NO. 2040 (Substitute for House Bill No. 1200 by Representative Jack Smith)—

BY REPRESENTATIVE JACK SMITH

AN ACT

To amend and reenact R.S. 34:334.37, relative to public bids for port, harbor, and terminal districts; provides relative to work to be let by contract by the West St. Mary Parish Port, Harbor and Terminal District; and to provide for related matters.

HOUSE BILL NO. 97—

BY REPRESENTATIVES BRUNEAU AND MURRAY

AN ACT

To enact R.S. 11:1352(F), relative to certain judges covered by the Judges' Noncontributory Retirement Plan; to provide with respect to retirement benefits and eligibility for such benefits; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 220—

BY REPRESENTATIVE CAZAYOUX

AN ACT

To amend and reenact R.S. 11:473, relative to the Louisiana State Employees' Retirement System; to provide relative to survivor benefits payable to the surviving spouse and major children; to provide with respect to the entitlement to and distribution of such benefits; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 303—

BY REPRESENTATIVE DURAND

AN ACT

To enact R.S. 13:999.1, relative to the Sixteenth Judicial District Court; to assess an additional fee in criminal and traffic matters; to establish the Parish Juvenile Operational Fund in each of the parishes of Iberia, St. Martin, and St. Mary; to provide for separate accounts; to provide for disposition of the monies in the funds; and to provide for related matters.

HOUSE BILL NO. 419—

BY REPRESENTATIVE ERDEY

AN ACT

To amend and reenact R.S. 23:1231(B)(2), relative to workers' compensation; to provide with respect to death benefits; to increase the parental benefit of an employee who leaves no legal dependents; and to provide for related matters.

HOUSE BILL NO. 533—

BY REPRESENTATIVE ANSARDI

AN ACT

To enact R.S. 33:441.1(B)(3), relative to the mayor's court in the city of Kenner; to authorize the clerk of court to utilize an electronic signature, stamp, or other such facsimile of the prosecuting attorney of that court; and to provide for related matters.

HOUSE BILL NO. 534—

BY REPRESENTATIVE ANSARDI

AN ACT

To amend and reenact R.S. 33:441.1(A), relative to the mayor's court in the city of Kenner; to require the city council of the city of Kenner to appoint one or more attorneys as court magistrates upon request of the mayor; and to provide for related matters.

HOUSE BILL NO. 535—

BY REPRESENTATIVES ANSARDI AND MARTINY AND SENATOR LENTINI

AN ACT

To enact R.S. 33:441.1(C), relative to the mayor's court for the city of Kenner; to create the office of animal hearing officer; to provide for selection and qualifications for office; to provide for the salary of the office; to provide for jurisdiction of the office; and to provide for related matters.

HOUSE BILL NO. 537—

BY REPRESENTATIVE BRUNEAU

AN ACT

To enact R.S. 11:413(14), relative to the Louisiana State Employees' Retirement System, but only applicable to employees of the New Orleans City Park Improvement Association; to provide with respect to membership, including but not limited to those classes of employees who are not eligible for membership; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 562—

BY REPRESENTATIVE FLAVIN

AN ACT

To amend and reenact R.S. 16:2(B) and R.S. 42:261(G), relative to the governing authority of the parish of Calcasieu; to authorize the parish governing authority to employ or retain its own attorney; and to provide for related matters.

HOUSE BILL NO. 567—

BY REPRESENTATIVE HOPKINS

AN ACT

To amend and reenact R.S. 46:1053(N) and to enact R.S. 46:1053(C)(2)(c), relative to the North Caddo Hospital Service District; to provide relative to increasing the membership of the board of commissioners; to provide relative to the terms of office and per diem of the members of the board of commissioners; and to provide for related matters.

HOUSE BILL NO. 574—

BY REPRESENTATIVES MCDONALD AND WALSWORTH

AN ACT

To enact R.S. 33:1448(I), relative to retired sheriffs and retired sheriffs' deputies; to provide that in Ouachita Parish the sheriff shall pay for hospital, surgical, and medical insurance for certain retired sheriffs and deputy sheriffs; and to provide for related matters.

HOUSE BILL NO. 596—

BY REPRESENTATIVE BOWLER

AN ACT

To amend and reenact R.S. 23:1310.5(B), relative to workers' compensation; to allow motions for new trial in workers' compensation hearings; and to provide for related matters.

HOUSE BILL NO. 739—

BY REPRESENTATIVE POWELL

AN ACT

To enact R.S. 13:1000.6 and 1911, relative to the court-appointed special advocate program (CASA); to provide for the assessment and collection of additional costs in criminal and traffic matters for the support of CASA and children's advocacy center (CAC) programs in the Twenty-First Judicial District Court, the City Court of Hammond, and the City Court of Denham Springs; and to provide for related matters.

HOUSE BILL NO. 778—

BY REPRESENTATIVES TRICHE, DANIEL, AND JOHNS

AN ACT

To provide with respect to the Early Retirement and Payroll Reduction Act; to provide for a reduction in state employment and for the early retirement of members of the Louisiana State Employees' Retirement System, including but not limited to provisions for eligibility, retirement benefits, restrictions on hiring of new employees, abolition of vacated positions, reductions in appropriated funds, and funding; and to provide for related matters.

HOUSE BILL NO. 782—

BY REPRESENTATIVE DURAND

AN ACT

To enact R.S. 33:4681(C), relative to coliseum authority commissions; to provide relative to the membership of the Acadiana Fairgrounds Commission; and to provide for related matters.

HOUSE BILL NO. 808—

BY REPRESENTATIVE PITRE

AN ACT

To enact R.S. 23:1310.5(F), relative to workers' compensation; to require publication of opinions from circuit courts of appeal workers' compensation hearings; and to provide for related matters.

HOUSE BILL NO. 813—

BY REPRESENTATIVES BROOME, CRANE, DANIEL, HOLDEN, MCMAINS, AND WELCH

AN ACT

To enact R.S. 13:1632 and 1911, relative to the court-appointed special advocate program (CASA); to provide for the assessment and collection of additional costs in criminal and traffic matters for the support of CASA programs in the City Court of Baton Rouge; to provide for the assessment and collection of additional costs in delinquency, family in need of services, and traffic cases for the support of CASA programs in the Juvenile Court of East Baton Rouge Parish; and to provide for related matters.

HOUSE BILL NO. 1148—

BY REPRESENTATIVES FAUCHEUX, DARTEZ, DEVILLIER, AND QUEZAIRE

AN ACT

To amend and reenact R.S. 16:514(D), relative to assistant district attorneys in the Twenty-Third Judicial District, including the parishes of Ascension, Assumption, and St. James; to authorize certain additional compensation; and to provide for related matters.

HOUSE BILL NO. 1152—

BY REPRESENTATIVE KATZ

AN ACT

To enact R.S. 13:1000.6 and 1911, relative to the court-appointed special advocate program (CASA); to provide for the assessment and collection of additional costs in criminal and traffic matters for the support of CASA programs in the City Court of Monroe and the Fourth Judicial District Court; and to provide for related matters.

HOUSE BILL NO. 1154—

BY REPRESENTATIVE STELLY

AN ACT

To enact Subpart B-4 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.71 through 130.73, relative to creation of the Ward One Economic Development Board of Calcasieu Parish to promote, encourage, and participate in economic development activities in the Ward One area of Calcasieu Parish; to provide for the composition, powers, and functions of the board; and to provide for related matters.

HOUSE BILL NO. 1220—

BY REPRESENTATIVE TOOMY

AN ACT

To enact R.S. 33:4341.2 and R.S. 46:1064.2, relative to hospital service districts in Jefferson Parish; to provide relative to the sale or lease of any hospital owned by a hospital service district in Jefferson Parish; to provide relative to approval of any such sale or lease; and to provide for related matters.

HOUSE BILL NO. 1357—

BY REPRESENTATIVES SCHNEIDER, DANIEL, AND DOERGE

AN ACT

To amend and reenact R.S. 11:1162(A)(introductory paragraph) and (7), relative to the Louisiana School Employees' Retirement System; to provide with respect to the board of trustees, including but not limited to the addition of a retired member to the board and the terms of office of the retired members of the board; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 1358—BY REPRESENTATIVES SCHNEIDER, CURTIS, DANIEL, AND DOERGE,
AND SENATOR BOISSIERE**AN ACT**

To amend and reenact R.S. 11:62(4) and 1144(B), relative to the Louisiana School Employees' Retirement System; to provide with respect to contributions, including but not limited to increasing the employee contribution rate; to provide with respect to benefits, including but not limited to a retroactive increase in the benefit accrual rate; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1359—

BY REPRESENTATIVES SCHNEIDER, DANIEL, AND DOERGE

AN ACT

To amend and reenact R.S. 11:1141(C)(1), relative to the Louisiana School Employees' Retirement System; to provide with respect to the reemployment of retirees, including but not limited to the employer entities by which a retiree cannot become reemployed; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 1360—

BY REPRESENTATIVES SCHNEIDER, DANIEL, AND DOERGE

AN ACT

To amend and reenact R.S. 11:1147(B)(3), relative to the Louisiana School Employees' Retirement System; to provide with respect to benefits, including but not limited to the criteria used for determining eligibility for disability benefits; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 1156—

BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact Code of Civil Procedure Article 4843(H), relative to the City Court of Ruston; to increase the jurisdictional amount in dispute for civil jurisdiction; and to provide for related matters.

HOUSE BILL NO. 1361—

BY REPRESENTATIVES SCHNEIDER, DANIEL, AND DOERGE

AN ACT

To enact R.S. 11:1152.1 and to repeal R.S. 11:1150(B)(5), relative to the Louisiana School Employees' Retirement System; to provide with respect to benefits, including but not limited to the criteria used for determining eligibility for the Initial Benefit Retirement Plan, and the total amount of benefits that are allowable pursuant to the plan and the method of distributing such benefits; to repeal and redesignate the statutory section for the Initial Benefit Option; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 1393—

BY REPRESENTATIVE SCHNEIDER

AN ACT

To enact R.S. 11:542(C)(5), relative to the Louisiana State Employees' Retirement System; to provide with respect to benefits, including but not limited to certain minimum benefits payable to retirees and beneficiaries and the methods used for calculating such benefits; to provide for source of funding; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 1394—

BY REPRESENTATIVE SCHNEIDER

AN ACT

To amend and reenact R.S. 11:441(A)(4), relative to the Louisiana State Employees' Retirement System; to provide with respect to the initial benefit option; to provide with respect to conditions related to retirement under the twenty-year early retirement provision; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 1537—

BY REPRESENTATIVE PIERRE

AN ACT

To amend and reenact R.S. 13:1000(A), (B), and (C), relative to legal assistance programs in civil and family matters; to authorize the judges of district and family courts, by rule, to establish certain legal services programs which would qualify for specified funds generated by the clerk of court's office; to provide for an additional fee to the costs of docketing each civil suit; to delete requirements for apportionment of funds collected; to require submission of reports and audits; and to provide for related matters.

HOUSE BILL NO. 1790—

BY REPRESENTATIVE HEATON

AN ACT

To amend and reenact R.S. 13:1381.5(B)(1), relative to court funds; to provide for the Orleans Parish criminal court fund; and to provide for related matters.

HOUSE BILL NO. 1841—

BY REPRESENTATIVES SHAW, BRUCE, AND GLOVER

AN ACT

To enact R.S. 13:1000.6 and 1911, relative to court-appointed special advocate (CASA) programs in certain parishes; to provide for the assessment and collection of additional costs in criminal and traffic matters for the support of CASA programs; and to provide for related matters.

HOUSE BILL NO. 908—

BY REPRESENTATIVE HEBERT

AN ACT

To enact R.S. 49:1002(I), relative to drug testing; to exempt in-house drug testing of certain employees or prospective employees; and to provide for related matters.

HOUSE BILL NO. 2009—

BY REPRESENTATIVE LEBLANC

AN ACT

To appropriate funds from the State General Fund to the University of Louisiana Board of Supervisors - Nicholls State University for repairs and improvements to facilities for the New Orleans Saints Training Camp for the Fiscal Year 2000-2001; and to provide for related matters.

HOUSE BILL NO. 2043 (Substitute Bill for House Bill No. 1280 by Representative Donelon)—

BY REPRESENTATIVE DONLEON

AN ACT

To enact R.S. 22:1138.1, relative to insurance licenses; to provide for specialty limited lines credit insurance producer licenses; to provide for commissions; to provide for applications; to provide for fees; to provide for employees and representatives; to provide for penalties; to provide for rules; and to provide for related matters.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

House Bills and Joint Resolutions

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

HOUSE BILL NO. 80—

BY REPRESENTATIVE ANSARDI

AN ACT

To amend and reenact R.S. 13:2561.2(A) and 2562.2(A), relative to civil jurisdiction in the First and Second Parish Courts of Jefferson Parish; to increase the jurisdictional amounts in civil actions; and to provide for related matters.

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

HOUSE BILL NO. 97—

BY REPRESENTATIVES BRUNEAU AND MURRAY

AN ACT

To enact R.S. 11:1352(F), relative to certain judges covered by the Judges' Noncontributory Retirement Plan; to provide with respect to retirement benefits and eligibility for such benefits; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 220—

BY REPRESENTATIVE CAZAYOUX

AN ACT

To amend and reenact R.S. 11:473, relative to the Louisiana State Employees' Retirement System; to provide relative to survivor benefits payable to the surviving spouse and major children; to provide with respect to the entitlement to and distribution of such benefits; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 303—

BY REPRESENTATIVE DURAND

AN ACT

To enact R.S. 13:999.1, relative to the Sixteenth Judicial District Court; to assess an additional fee in criminal and traffic matters; to establish the Parish Juvenile Operational Fund in each of the parishes of Iberia, St. Martin, and St. Mary; to provide for separate accounts; to provide for disposition of the monies in the funds; and to provide for related matters.

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

HOUSE BILL NO. 419—

BY REPRESENTATIVE ERDEY

AN ACT

To amend and reenact R.S. 23:1231(B)(2), relative to workers' compensation; to provide with respect to death benefits; to increase the parental benefit of an employee who leaves no legal dependents; and to provide for related matters.

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

HOUSE BILL NO. 533—

BY REPRESENTATIVE ANSARDI

AN ACT

To enact R.S. 33:441.1(B)(3), relative to the mayor's court in the city of Kenner; to authorize the clerk of court to utilize an electronic signature, stamp, or other such facsimile of the prosecuting attorney of that court; and to provide for related matters.

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

HOUSE BILL NO. 534—

BY REPRESENTATIVE ANSARDI

AN ACT

To amend and reenact R.S. 33:441.1(A), relative to the mayor's court in the city of Kenner; to require the city council of the city of Kenner to appoint one or more attorneys as court magistrates upon request of the mayor; and to provide for related matters.

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

HOUSE BILL NO. 535—

BY REPRESENTATIVES ANSARDI AND MARTINY AND SENATOR LENTINI

AN ACT

To enact R.S. 33:441.1(C), relative to the mayor's court for the city of Kenner; to create the office of animal hearing officer; to provide for selection and qualifications for office; to provide for the salary of the office; to provide for jurisdiction of the office; and to provide for related matters.

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

HOUSE BILL NO. 537—

BY REPRESENTATIVE BRUNEAU

AN ACT

To enact R.S. 11:413(14), relative to the Louisiana State Employees' Retirement System, but only applicable to employees of the New Orleans City Park Improvement Association; to provide with respect to membership, including but not limited to those classes of employees who are not eligible for membership; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 562—

BY REPRESENTATIVE FLAVIN

AN ACT

To amend and reenact R.S. 16:2(B) and R.S. 42:261(G), relative to the governing authority of the parish of Calcasieu; to authorize the parish governing authority to employ or retain its own attorney; and to provide for related matters.

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

HOUSE BILL NO. 567—

BY REPRESENTATIVE HOPKINS

AN ACT

To amend and reenact R.S. 46:1053(N) and to enact R.S. 46:1053(C)(2)(c), relative to the North Caddo Hospital Service District; to provide relative to increasing the membership of the board of commissioners; to provide relative to the terms of office and per diem of the members of the board of commissioners; and to provide for related matters.

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

HOUSE BILL NO. 574—

BY REPRESENTATIVES MCDONALD AND WALSWORTH

AN ACT

To enact R.S. 33:1448(I), relative to retired sheriffs and retired sheriffs' deputies; to provide that in Ouachita Parish the sheriff shall pay for hospital, surgical, and medical insurance for certain retired sheriffs and deputy sheriffs; and to provide for related matters.

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

HOUSE BILL NO. 596—

BY REPRESENTATIVE BOWLER

AN ACT

To amend and reenact R.S. 23:1310.5(B), relative to workers' compensation; to allow motions for new trial in workers' compensation hearings; and to provide for related matters.

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

HOUSE BILL NO. 739—

BY REPRESENTATIVE POWELL

AN ACT

To enact R.S. 13:1000.6 and 1911, relative to the court-appointed special advocate program (CASA); to provide for the assessment and collection of additional costs in criminal and traffic matters for the support of CASA and children's advocacy center (CAC) programs in the Twenty-First Judicial District Court, the City Court of Hammond, and the City Court of Denham Springs; and to provide for related matters.

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

HOUSE BILL NO. 778—

BY REPRESENTATIVES TRICHE, DANIEL, AND JOHNS

AN ACT

To provide with respect to the Early Retirement and Payroll Reduction Act; to provide for a reduction in state employment and for the early retirement of members of the Louisiana State Employees' Retirement System, including but not limited to provisions for eligibility, retirement benefits, restrictions on hiring of new employees, abolition of vacated positions, reductions in appropriated funds, and funding; and to provide for related matters.

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

HOUSE BILL NO. 782—

BY REPRESENTATIVE DURAND

AN ACT

To enact R.S. 33:4681(C), relative to coliseum authority commissions; to provide relative to the membership of the Acadiana Fairgrounds Commission; and to provide for related matters.

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

HOUSE BILL NO. 808—

BY REPRESENTATIVE PITRE

AN ACT

To enact R.S. 23:1310.5(F), relative to workers' compensation; to require publication of opinions from circuit courts of appeal workers' compensation hearings; and to provide for related matters.

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

HOUSE BILL NO. 813—BY REPRESENTATIVES BROOME, CRANE, DANIEL, HOLDEN,
MCMAINS, AND WELCH**AN ACT**

To enact R.S. 13:1632 and 1911, relative to the court-appointed special advocate program (CASA); to provide for the assessment and collection of additional costs in criminal and traffic matters for the support of CASA programs in the City Court of Baton Rouge; to provide for the assessment and collection of additional costs in delinquency, family in need of services, and traffic cases for the support of CASA programs in the Juvenile Court of East Baton Rouge Parish; and to provide for related matters.

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

HOUSE BILL NO. 908—

BY REPRESENTATIVE HEBERT

AN ACT

To enact R.S. 49:1002(I), relative to drug testing; to exempt in-house drug testing of certain employees or prospective employees; and to provide for related matters.

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

HOUSE BILL NO. 1148—BY REPRESENTATIVES FAUCHEUX, DARTEZ, DEVILLIER, AND
QUEZAIRE**AN ACT**

To amend and reenact R.S. 16:514(D), relative to assistant district attorneys in the Twenty-Third Judicial District, including the parishes of Ascension, Assumption, and St. James; to authorize certain additional compensation; and to provide for related matters.

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

HOUSE BILL NO. 1152—

BY REPRESENTATIVE KATZ

AN ACT

To enact R.S. 13:1000.6 and 1911, relative to the court-appointed special advocate program (CASA); to provide for the assessment and collection of additional costs in criminal and traffic matters for the support of CASA programs in the City Court of Monroe and the Fourth Judicial District Court; and to provide for related matters.

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

HOUSE BILL NO. 1154—

BY REPRESENTATIVE STELLY

AN ACT

To enact Subpart B-4 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.71 through 130.73, relative to creation of the Ward One Economic Development Board of Calcasieu Parish to promote, encourage, and participate in economic development activities in the Ward One area of Calcasieu Parish; to provide for the

composition, powers, and functions of the board; and to provide for related matters.

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

HOUSE BILL NO. 1156—

BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact Code of Civil Procedure Article 4843(H), relative to the City Court of Ruston; to increase the jurisdictional amount in dispute for civil jurisdiction; and to provide for related matters.

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

HOUSE BILL NO. 1220—

BY REPRESENTATIVE TOOMY

AN ACT

To enact R.S. 33:4341.2 and R.S. 46:1064.2, relative to hospital service districts in Jefferson Parish; to provide relative to the sale or lease of any hospital owned by a hospital service district in Jefferson Parish; to provide relative to approval of any such sale or lease; and to provide for related matters.

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

HOUSE BILL NO. 1357—

BY REPRESENTATIVES SCHNEIDER, DANIEL, AND DOERGE

AN ACT

To amend and reenact R.S. 11:1162(A)(introductory paragraph) and (7), relative to the Louisiana School Employees' Retirement System; to provide with respect to the board of trustees, including but not limited to the addition of a retired member to the board and the terms of office of the retired members of the board; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 1358—BY REPRESENTATIVES SCHNEIDER, CURTIS, DANIEL, AND DOERGE,
AND SENATOR BOISSIERE**AN ACT**

To amend and reenact R.S. 11:62(4) and 1144(B), relative to the Louisiana School Employees' Retirement System; to provide with respect to contributions, including but not limited to increasing the employee contribution rate; to provide with respect to benefits, including but not limited to a retroactive increase in the benefit accrual rate; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 1359—

BY REPRESENTATIVES SCHNEIDER, DANIEL, AND DOERGE
AN ACT

To amend and reenact R.S. 11:1141(C)(1), relative to the Louisiana School Employees' Retirement System; to provide with respect to the reemployment of retirees, including but not limited to the employer entities by which a retiree cannot become reemployed; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 1360—

BY REPRESENTATIVES SCHNEIDER, DANIEL, AND DOERGE
AN ACT

To amend and reenact R.S. 11:1147(B)(3), relative to the Louisiana School Employees' Retirement System; to provide with respect to benefits, including but not limited to the criteria used for determining eligibility for disability benefits; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 1361—

BY REPRESENTATIVES SCHNEIDER, DANIEL, AND DOERGE
AN ACT

To enact R.S. 11:1152.1 and to repeal R.S. 11:1150(B)(5), relative to the Louisiana School Employees' Retirement System; to provide with respect to benefits, including but not limited to the criteria used for determining eligibility for the Initial Benefit Retirement Plan, and the total amount of benefits that are allowable pursuant to the plan and the method of distributing such benefits; to repeal and redesignate the statutory section for the Initial Benefit Option; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 1393—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To enact R.S. 11:542(C)(5), relative to the Louisiana State Employees' Retirement System; to provide with respect to benefits, including but not limited to certain minimum benefits payable to retirees and beneficiaries and the methods used for calculating such benefits; to provide for source of funding; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 1394—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 11:441(A)(4), relative to the Louisiana State Employees' Retirement System; to provide with respect to the initial benefit option; to provide with respect to conditions related to retirement under the twenty-year early retirement provision; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 1537—

BY REPRESENTATIVE PIERRE
AN ACT

To amend and reenact R.S. 13:1000(A), (B), and (C), relative to legal assistance programs in civil and family matters; to authorize the judges of district and family courts, by rule, to establish certain legal services programs which would qualify for specified funds generated by the clerk of court's office; to provide for an additional fee to the costs of docketing each civil suit; to delete requirements for apportionment of funds collected; to require submission of reports and audits; and to provide for related matters.

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

HOUSE BILL NO. 1635—

BY REPRESENTATIVE HOPKINS AND SENATOR BOISSIERE
AN ACT

To amend and reenact R.S. 27:304, relative to a video poker gaming device licensee; to authorize advertisements or participation in certain promotions; and to provide for related matters.

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

HOUSE BILL NO. 1689—

BY REPRESENTATIVE LEBLANC
AN ACT

To enact R.S. 46:460.1, relative to submission of quarterly reports; to require the Department of Social Services to submit copies of federal quarterly reports; and to provide for related matters.

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

HOUSE BILL NO. 1716—

BY REPRESENTATIVE PIERRE
AN ACT

To enact R.S. 56:302.9.1, relative to charter boat licenses; to provide for license fees for certain charter fishing operations; and to provide for related matters.

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

HOUSE BILL NO. 1759—

BY REPRESENTATIVES LEBLANC, DEWITT, WINSTON, R. ALEXANDER, DOERGE, DURAND, GUILLORY, ILES, L. JACKSON, KATZ, MCCALLUM, PERKINS, SCHWEGMANN, SHAW, AND WELCH
AN ACT

To enact R.S. 46:460.3, relative to work activities under the Temporary Assistance for Needy Families programs; to specify that adult basic education and literacy training shall be considered vocational educational training; and to provide for related matters.

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

HOUSE BILL NO. 1772—

BY REPRESENTATIVE DONELON

AN ACT

To amend and reenact R.S. 22:1078(B)(3), 1079, and 1765 and to repeal R.S. 22:1078(B)(7), relative to fees for the Department of Insurance; to provide for license fees; to provide for retaliatory fees; and to provide for related matters.

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

HOUSE BILL NO. 1790—

BY REPRESENTATIVE HEATON

AN ACT

To amend and reenact R.S. 13:1381.5(B)(1), relative to court funds; to provide for the Orleans Parish criminal court fund; and to provide for related matters.

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

HOUSE BILL NO. 1803—

BY REPRESENTATIVE DEWITT

AN ACT

To amend and reenact R.S. 15:824(B)(1)(a), relative to persons committed to the Department of Public Safety and Corrections; to increase the amount of the daily payments to sheriffs and local governing authorities for the housing of individuals committed to the department and confined in parish jails; and to provide for related matters.

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

HOUSE BILL NO. 1805—

BY REPRESENTATIVE HUNTER

AN ACT

To amend and reenact Children's Code Article 412(H)(1)(a), relative to notice to schools when students are involved in the juvenile correction system; to clarify that transmission to schools of pertinent portions of predisposition reports affecting students who are involved in the juvenile correction system is mandatory; to specify the age of the students to which these provisions apply; and to provide for related matters.

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

HOUSE BILL NO. 1838—

BY REPRESENTATIVE SCHWEGMANN

AN ACT

To amend and reenact R.S. 40:1234(A)(1)(b) and (c) and (F) and to enact R.S. 40:1231(22) and 1234(A)(1)(d), relative to emergency medical technicians; to provide training and certification to allow all emergency medical technicians to carry and administer epinephrine; and to provide for related matters.

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

HOUSE BILL NO. 1841—

BY REPRESENTATIVES SHAW, BRUCE, AND GLOVER

AN ACT

To enact R.S. 13:1000.6 and 1911, relative to court-appointed special advocate (CASA) programs in certain parishes; to provide for the assessment and collection of additional costs in criminal and traffic matters for the support of CASA programs; and to provide for related matters.

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

HOUSE BILL NO. 2009—

BY REPRESENTATIVE LEBLANC

AN ACT

To appropriate funds from the State General Fund to the University of Louisiana Board of Supervisors - Nicholls State University for repairs and improvements to facilities for the New Orleans Saints Training Camp for the Fiscal Year 2000-2001; and to provide for related matters.

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

HOUSE BILL NO. 2040 (Substitute for House Bill No. 1200 by Representative Jack Smith)—

BY REPRESENTATIVE JACK SMITH

AN ACT

To amend and reenact R.S. 34:334.37, relative to public bids for port, harbor, and terminal districts; provides relative to work to be let by contract by the West St. Mary Parish Port, Harbor and Terminal District; and to provide for related matters.

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

HOUSE BILL NO. 2042 (Substitute for House Bill No. 1766 by Representative Broome) —

BY REPRESENTATIVE BROOME

AN ACT

To enact R.S. 6:1099, relative to residential mortgages; to provide for rules and regulations to increase public awareness of prohibited predatory lending practices; and to provide for related matters.

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

HOUSE BILL NO. 2043 (Substitute Bill for House Bill No. 1280 by Representative Donelon)—

BY REPRESENTATIVE DONLEON

AN ACT

To enact R.S. 22:1138.1, relative to insurance licenses; to provide for specialty limited lines credit insurance producer licenses; to provide for commissions; to provide for applications; to provide for fees; to provide for employees and representatives; to provide for penalties; to provide for rules; and to provide for related matters.

On motion of Senator Lambert, 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
ENVIRONMENTAL QUALITY**

Senator Cain, Chairman on behalf of the Committee on Environmental Quality, submitted the following report:

May 1, 2001

To the President and Members of the Senate:

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

SENATE BILL NO. 205—

BY SENATOR W. FIELDS

AN ACT

To amend and reenact R.S. 30:2018(C) and (D), relative to public hearings for environmental permits; to require the Department of Environmental Quality to hold public hearings upon receipt of an application for a permit; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 206—

BY SENATOR GAUTREAUX

AN ACT

To amend and reenact R.S. 30:2018, relative to public hearings for environmental permits; to provide that the Department of Environmental Quality publish public notices in newspapers closest to the community affected by the permitted activity; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 762—

BY SENATOR MALONE

AN ACT

To enact Chapter 31 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:4701 through 4702, relative to irrigation; to create the Drought Protection Trust Fund in the state treasury; to provide for the deposit of monies to the fund; to provide for the use of monies in the fund; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 1098—

BY SENATOR MALONE

AN ACT

To enact R.S. 30:29 through 29.4, relative to the water supply of the Sparta Groundwater area; to provide for powers and duties of the office of conservation for such purposes; to provide for rules and regulations; to provide for funding; to provide for fees; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
JAMES DAVID CAIN
Chairman

**REPORT OF COMMITTEE ON
JUDICIARY A**

Senator Ellington, Chairman on behalf of the Committee on Judiciary A, submitted the following report:

May 1, 2001

To the President and Members of the Senate:

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

SENATE BILL NO. 295—

BY SENATOR MICHOT

AN ACT

To enact Chapter 1B of Code Title IV of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:2720.1 through 9:2720.20, relative to electronic transactions; to enact the Uniform Electronic Transactions Act; to provide for definitions; to provide for the use of electronic records and electronic signatures and variation by agreement; to provide for scope, construction, and application of provisions; to provide for legal recognition of electronic records, signatures and contracts; to provide for presentation and retention of records; to provide for attribution and effect of electronic records and signatures; to provide for electronic notarization and acknowledgment; to provide for automated transactions; to provide for sending, receiving, and retrieval of electronic records and signatures; to provide for transferable electronic records; to provide for the creation, retention, acceptance, and distribution of electronic records by governmental agencies; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 453—

BY SENATOR MICHOT

AN ACT

To amend and reenact Code of Civil Procedure Art. 966(B), relative to summary judgment procedure; to provide that the adverse party shall file opposing affidavits and any memorandum in support thereof, at least four days prior to the date of the hearing; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 494—

BY SENATOR HINES

AN ACT

To enact R.S. 9:391.1, relative to legitimation of illegitimate children; to provide for the legitimate status of a child conceived and born after the death of the husband of the mother; to provide conditions under which such status is achieved; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 643—

BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 40:1299.44(C)(5), relative to medical malpractice; to provide that admission of liability shall encompass an admission of malpractice or substandard care; to provide that the admission of liability shall preclude evidence or argument of the fault of any other health care provider, whether a party or non-party; to provide the definition of original harm; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 750—

BY SENATOR SCHEDLER

AN ACT

To enact R.S. 40:1299.44(C)(9), relative to the patient's compensation fund; to provide for self-insured health care providers; to provide for removal from petition; and to provide for related matters.

Reported favorably.

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.

Reported with amendments.

SENATE BILL NO. 1074—

BY SENATOR LAMBERT (BY REQUEST)

AN ACT

To amend R.S. 45:1194, relative to contests of public service commission actions; to provide for consideration by the public service commission of additional evidence in certain circumstances; to require a remand for such consideration and to provide for the actions which may be taken upon such remand; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 1076—

BY SENATOR HOYT

AN ACT

To enact Civil Code Art. 245.1, relative to visitation rights; to provide that if the child was conceived through the commission of a felony, rape or other intentional offense or quasi offense, the natural parent who committed the felony, rape, intentional offense or quasi offense shall be denied visitation rights; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 679—

BY REPRESENTATIVES MCMAINS, WALSWORTH, AND CLARKSON

AN ACT

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

Reported with amendments.

Respectfully submitted,
NOBLE E. ELLINGTON
Chairman

Rules Suspended

Senator Hines asked for and obtained a suspension of the rules for the purpose of recalling House Bill No. 730 from the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 730—

BY REPRESENTATIVE JOHNS

AN ACT

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

Under the provisions of Joint Rule No. 5, the bill, which is a duplicate of Senate Bill No. 996, was read by title and referred to the Legislative Bureau.

Rules Suspended

Senator Hines asked for and obtained a suspension of the rules for the purpose of recalling Senate Concurrent Resolution No. 13 from the Committee on Health and Welfare.

SENATE CONCURRENT RESOLUTION NO. 13—

BY SENATOR HINES

A CONCURRENT RESOLUTION

To create the Louisiana Cardiovascular Disease Task Force to study the feasibility of developing and implementing a comprehensive statewide plan to reduce the morbidity, mortality, and economic burden of cardiovascular disease.

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

Rules Suspended

Senator Hines asked for and obtained a suspension of the rules for the purpose of recalling Senate Bill No. 208 from the Committee on Agriculture.

SENATE BILL NO. 208—

BY SENATOR HINES

AN ACT

To amend and reenact R.S. 3:3208, relative to the Louisiana Pesticide Law; to require the commissioner of the Department of Agriculture and Forestry to notify the state health officer within a certain time after receipt of notice of a medical complaint which a physician has diagnosed as caused by pesticide poisoning; and to provide for related matters.

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

Rules Suspended

Senator Hines asked for and obtained a suspension of the rules for the purpose of recalling Senate Bill No. 209 from the Committee on Health and Welfare.

SENATE BILL NO. 209—

BY SENATOR HINES

AN ACT

To enact R.S. 46:976(A)(5)(d) and (B)(1)(d), relative to the Louisiana Children's Health Insurance Program; to expand coverage to certain parents of Medicaid and LaCHIP eligible children and to certain pregnant women; and to provide for related matters.

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

**Privilege Report of the Committee on
Senate and Governmental Affairs****ENROLLMENTS**

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

May 1, 2001

To the President and Members of the Senate:

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

The following Senate Bills have been properly enrolled:

SENATE BILL NO. 282—

BY SENATOR FONTENOT

AN ACT

To enact R.S. 13:756.9, relative to clerks of court; to provide for branch offices of the clerk of court in the parish of Livingston; and to provide for related matters.

SENATE BILL NO. 321—

BY SENATORS ELLINGTON, BARHAM, BOISSIERE, C. FIELDS, HOLLIS, MICHOT AND SCHEDLER AND REPRESENTATIVES ANSARDI, CLARKSON, FRUGE, GREEN, JOHNS, MCMAINS, PINAC, AND WALSWORTH

AN ACT

To amend and reenact R.S. 19:2(7), relative to expropriation; to authorize domestic or foreign corporations that transmit or distribute electricity and steam for power to expropriate needed property; and to provide for related matters.

SENATE BILL NO. 325—

BY SENATOR HAINKEL

AN ACT

To enact R.S. 33:2481(B)(6), relative to the fire and police civil service; to provide that the chief of police for the city of Hammond is placed in the unclassified service; and to provide for related matters.

Respectfully submitted,
CHRIS ULLO
Chairman

The foregoing Senate Bills were signed by the President of the Senate.

**Privilege Report of the Committee on
Senate and Governmental Affairs****ENROLLMENTS**

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

May 1, 2001

To the President and Members of the Senate:

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

The following Senate Resolutions have been properly enrolled:

SENATE RESOLUTION NO. 5—

BY SENATOR HINES AND MCPHERSON

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.

SENATE RESOLUTION NO. 14—

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

A RESOLUTION

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

SENATE RESOLUTION NO. 11—

BY SENATOR THOMAS

A RESOLUTION

To acknowledge the Louis Morris family reunion on the second weekend in June, and declare June 9, 2001 as Louis Morris Family Reunion Day.

SENATE RESOLUTION NO. 12—

BY SENATOR DARDENNE

A RESOLUTION

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

SENATE RESOLUTION NO. 13—

BY SENATOR MICHOT

A RESOLUTION

To express support of the goals and work of the Lafayette Chapter of the Chaîne des Rôtisseurs and its Académie Gastronomique

Brillat-Savarin on the occasion of their visit to Louisiana and Acadiana.

Respectfully submitted,
CHRIS ULLO
Chairman

The foregoing Senate Resolutions were signed by the President of the Senate and presented to the Secretary of State by the Secretary.

Message to the Secretary of State**SIGNED****SENATE CONCURRENT RESOLUTIONS**

May 1, 2001

To the Honorable Secretary of State:

The President of the Senate and the Speaker of the House of Representatives have signed the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 9—

BY SENATOR THEUNISSEN

A CONCURRENT RESOLUTION

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

SENATE CONCURRENT RESOLUTION NO. 59—

BY SENATOR HOYT AND REPRESENTATIVE FRITH

A CONCURRENT RESOLUTION

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

SENATE CONCURRENT RESOLUTION NO. 62—

BY SENATORS C. FIELDS, BAJOE, BOISSIERE, CRAVINS, W. FIELDS, IRONS, JOHNSON, C. JONES, AND TARVER AND REPRESENTATIVES BAYLOR, BROOME, K. CARTER, CURTIS, GALLOT, GLOVER, GREEN, GUILLORY, HOLDEN, HUDSON, HUNTER, L. JACKSON, M. JACKSON, LUCAS, MORRELL, MURRAY, PIERRE, PRATT, QUEZAIRE, RICHMOND, SWILLING, AND WELCH

A CONCURRENT RESOLUTION

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

SENATE CONCURRENT RESOLUTION NO. 63—

BY SENATOR JOHNSON AND REPRESENTATIVE SWILLING

A CONCURRENT RESOLUTION

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

May 1, 2001

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.

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.

SENATE CONCURRENT RESOLUTION NO. 73—

BY SENATOR THOMAS AND REPRESENTATIVES MORRISH AND NEVERS

A CONCURRENT RESOLUTION

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

Respectfully submitted,
MICHAEL S. BAER, III
Secretary of the Senate

Adjournment

Senator Lambert moved that the Senate adjourn until Wednesday, May 2, 2001, at 2:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 2:00 o'clock P.M. on Wednesday, May 2, 2001.

MICHAEL S. BAER, III
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk