

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

---

**TWENTY-FIRST DAY'S PROCEEDINGS**

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

Senate Chamber  
State Capitol  
Baton Rouge, Louisiana

Monday, May 7, 2001

The Senate was called to order at 5:00 o'clock P.M., by Hon. John Hainkel, President of the Senate.

**ROLL CALL**

The roll was called with the following result:

**PRESENT**

Mr. President	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	Ullo
Ellington	Lambert	
Fields, C	Lentini	
Total—37		

**ABSENT**

Bajoie	Thomas
Total—2	

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

**Prayer**

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

**Morning Hour**

**Messages from the House**

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

**Message from the House**

**PASSED SENATE BILLS AND  
JOINT RESOLUTIONS**

May 7, 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 the following Senate Bills and Joint Resolutions:

**SENATE BILL NO. 679—**  
BY SENATOR HOLLIS

AN ACT

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

Reported without amendments.

**SENATE BILL NO. 950—**  
BY SENATOR ROMERO

AN ACT

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

Reported without amendments.

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

**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 7, 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. 89—**  
BY SENATOR BAJOE

A CONCURRENT RESOLUTION

To commend Sherman Washington and the Zion Harmonizers on their many contributions to Gospel Music in Louisiana.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 90—**

BY SENATOR BAJOE

**A CONCURRENT RESOLUTION**

To commend the "Meters" for their contribution in defining New Orleans funk and on receiving the 2001 Premier Players Governors Award.

Reported without amendments.

Respectfully submitted,  
ALFRED W. SPEER

Clerk of the House of Representatives

**Privilege Report of the  
Legislative Bureau**

May 7, 2001

To the President and Members of the Senate:

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

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

**HOUSE BILL NO. 16—**

BY REPRESENTATIVE BRUNEAU

**AN ACT**

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

Reported without amendments.

**HOUSE BILL NO. 33—**

BY REPRESENTATIVE BRUNEAU

**AN ACT**

To amend and reenact R.S. 24:772(B), relative to reports required or requested to be submitted to the legislature; requires that certain copies of such reports be filed with the David R. Poynter Legislative Research Library; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 507—**

BY REPRESENTATIVES DANIEL, MORRISH, STRAIN, FAUCHEUX, HEBERT, HUDSON, LEBLANC, SCALISE, JACK SMITH, STELLY, WINSTON, AND SWILLING

**A JOINT RESOLUTION**

Proposing to amend Article VII, Section 10(F) of the Constitution of Louisiana, relative to the expenditure of state funds; to authorize the legislature to provide for procedures for determination of deficits and associated budget adjustments; to authorize introduction and consideration of such law in any regular session of the legislature; to authorize the adjustment of budgets for certain mandatory or protected expenditures, appropriations, and allocations from the state general fund and dedicated funds under certain circumstances; to authorize the limited transfer of monies from one fund to another under certain circumstances; to authorize limited redirection and transfer of funds supporting

appropriations or allocations from the state general fund and dedicated funds, including those constitutionally protected or mandated, to be used for other nonmandatory purposes 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 without amendments.

**HOUSE BILL NO. 677—**

BY REPRESENTATIVE GARY SMITH

**AN ACT**

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

Reported without amendments.

**HOUSE BILL NO. 803—**

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

**AN ACT**

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

Reported without amendments.

**HOUSE BILL NO. 822—**

BY REPRESENTATIVES DONELON, JOHNS, AND KENNARD

**AN ACT**

To amend and reenact R.S. 22:239.1(A)(2), relative to the Louisiana Health Plan; to provide for those types of health insurance coverages subject to assessment of fees by the plan for purposes of funding the state insurance pool established to comply with the federal Health Insurance Portability and Accountability Act; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 823—**

BY REPRESENTATIVE DONELON

**AN ACT**

To amend and reenact R.S. 22:250.10(D)(2)(a), relative to health insurance coverage; to increase the maximum amount of the assessment of health insurers by the commissioner of insurance for the purpose of administering and enforcing state law assuring the portability, availability, and renewability of health insurance coverage; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 829—**

BY REPRESENTATIVES JOHNS AND KENNARD

**AN ACT**

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

Reported with amendments.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 829 by Representative Johns

**AMENDMENT NO. 1**

On page 2, line 19, following "in" and before "of" change "Subparagraph (1)(a)" to "Paragraph (1)"

**HOUSE BILL NO. 831—**

BY REPRESENTATIVE JOHNS

**AN ACT**

To amend and reenact R.S. 22:6(2)(a), relative to health insurance coverage; to specify those risks the insurance of which shall be defined as health and accident insurance; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 858—**

BY REPRESENTATIVES CLARKSON AND SCHNEIDER

**AN ACT**

To amend and reenact R.S. 22:237(C), relative to the Louisiana Health Plan; to provide with respect to eligibility for participation in the Louisiana High Risk Health Insurance Pool administered by the plan; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 859—**

BY REPRESENTATIVE CLARKSON

**AN ACT**

To repeal R.S. 22:250.5(F), relative to health insurance coverage; to continue the applicability of laws relative to aggregate lifetime and annual limits on mental health benefits under certain large employer group health plans; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 878—**

BY REPRESENTATIVE JOHNS

**AN ACT**

To amend and reenact R.S. 22:9(A)(1)(j), (k), (n), and (p) and (6), relative to the Louisiana Health Care Commission; to provide relative to the membership and quorum of the commission; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1509—**

BY REPRESENTATIVE MORRISH

**AN ACT**

To amend and reenact R.S. 22:15, relative to the Department of Insurance; to change the CAIRE Council; to create the Louisiana Property and Casualty Insurance Commission; to provide for membership; to provide for ad hoc committees; to provide for duties and responsibilities; to provide for transacting business; to provide for appointees and employees; to provide for compensation; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1557—**

BY REPRESENTATIVE BOWLER

**AN ACT**

To enact R.S. 22:737.2 and Part XXV of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1131 through 1151, to amend and reenact R.S. 22:1212(F), and to repeal Part XXIV of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, comprised of R.S. 22:1111 through 1119, relative to the qualification and license requirements for insurance producers; to provide for unearned premiums; to provide for licensing requirements; to provide for exceptions; to provide for examinations; to provide for renewals; to provide for fees; to provide for penalties; to provide for payment of commissions; to provide for appointments; to provide for the powers of the commissioner of insurance; to provide for reciprocity; to provide for prohibitions; to provide for penalties; to provide for regulations; and to provide for related matters.

Reported with amendments.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1557 by Representative Bowler

**AMENDMENT NO. 1**

On page 2, line 12, following "Louisiana" and before "Association" change "Guaranty Insurance" to "Insurance Guaranty"

**AMENDMENT NO. 2**

On page 5, line 10, following "mean" and before "directly" change "the act of conferring" to "to confer"

**AMENDMENT NO. 3**

On page 5, line 11, following "or" and before "advice" change "offering" to "to offer"

**AMENDMENT NO. 4**

On page 5, line 23, following "mean" and before "to sell" change "attempting" to "to attempt" and following "or" delete "asking" and insert "to ask or urge" and on line 24, before "a person" delete "or urging"

**AMENDMENT NO. 5**

On page 6, line 5, following "mean" and before "the relationship" change "the cancellation of" to "to cancel"

**AMENDMENT NO. 6**

On page 11, line 9, following "score" change "in" to "at or above"

**AMENDMENT NO. 7**

On page 21, line 3, following "Insurance" and before "(NAIC)" change "Commissioner" to "Commissioners"

**AMENDMENT NO. 8**

On page 24, line 14, following "is" and before "if" change "only available" to  
"available only"

**AMENDMENT NO. 9**

On page 48, line 24, following "1142" and before "(14)" insert  
"(A)"

Respectfully submitted,  
LOUIS LAMBERT  
Chairman

**Adoption of Legislative Bureau Report**

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

**Introduction of Senate Resolutions**

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

**SENATE RESOLUTION NO. 17—**

BY SENATOR HAINKEL

**A RESOLUTION**

To adopt Senate Rule 13.4(5)(j) of the Rules of Order of the Senate, relative to subject matter jurisdiction of the Senate Committee on Finance; to add court costs or fees imposed by courts to the subject matter jurisdiction of the Senate Committee on Finance.

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

**SENATE RESOLUTION NO. 18—**

BY SENATOR DARDENNE

**A RESOLUTION**

To recognize Monday, May 7, 2001 as Louisiana Legislative Fitness Day.

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

**Messages from the House**

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

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

May 7, 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. 15—**

BY REPRESENTATIVES BRUNEAU AND FARRAR

**AN ACT**

To enact R.S. 42:5(D), relative to public comment at meetings of public bodies; to require public bodies to provide opportunity for public comment at their meetings; and to provide for related matters.

**HOUSE BILL NO. 29—**

BY REPRESENTATIVES DIEZ AND FARRAR

**AN ACT**

To enact R.S. 44:4(29), relative to applicability of the laws relative to public records; to exempt public school students' names, addresses, and telephone numbers from such law; to provide exceptions; to provide for effectiveness; and to provide for related matters.

**HOUSE BILL NO. 281—**

BY REPRESENTATIVE PITRE

**AN ACT**

To amend and reenact R.S. 56:259(C)(1) and to enact R.S. 56:116.1(C)(6), relative to taking quadrupeds; to authorize the hunting of nutria; to provide for promulgation of rules and regulations by the Wildlife and Fisheries Commission; and to provide for related matters.

**HOUSE BILL NO. 336—**

BY REPRESENTATIVE DANIEL

**AN ACT**

To amend and reenact Code of Criminal Procedure Article 895.2(B) and R.S. 56:31.1(A)(1), (B), and (G)(1), 40.3(C) and (F), and 40.7(B), relative to hunting and fishing violations; to provide relative to restitution of values of wildlife as condition of probation; to provide for notice and consequences for failure to appear at hearings; to provide for payment of attorney fees; and to provide for related matters.

**HOUSE BILL NO. 337—**

BY REPRESENTATIVE DANIEL

**AN ACT**

To amend and reenact R.S. 56:30.1 and 31.1(F), relative to payment of fines resultant from class one hunting or fishing violations; to provide that a fine due the Department of Wildlife and Fisheries as a result of a class one violation may be paid through the electronic licensing system; and to provide for related matters.

**HOUSE BILL NO. 392—**

BY REPRESENTATIVE TRICHE

**AN ACT**

To amend and reenact R.S. 44:16, relative to all Louisiana public retirement systems; to provide with respect to the release of information regarding active members' compensation, creditable service, and employment history upon public request; to provide an effective date; and to provide for related matters.

**HOUSE BILL NO. 461—**

BY REPRESENTATIVES DANIEL AND CLARKSON

**AN ACT**

To enact R.S. 22:215.22, relative to health insurance benefits; to prohibit exclusion by certain health insurance policies, contracts, and plans of coverage of a correctable medical condition otherwise covered by the policy, contract, or plan solely because the condition results in infertility; and to provide for related matters.

**HOUSE BILL NO. 484—**

BY REPRESENTATIVE THOMPSON

**AN ACT**

To enact R.S. 44:19, relative to photographs, video, or other visual images, in whatever form, of or relating to an autopsy conducted under the authority of the office of the coroner; to provide that such images are confidential; to provide exceptions; and to provide for related matters.

**HOUSE BILL NO. 555—**

BY REPRESENTATIVE L. JACKSON

**AN ACT**

To enact R.S. 44:4(29), relative to exempting certain information provided to a communications district from the Public Records Law; to provide that certain proprietary information supplied to a communications district by a service provider is exempt from the Public Records Law; and to provide for related matters.

**HOUSE BILL NO. 623—**

BY REPRESENTATIVE FAUCHEUX

**AN ACT**

To authorize and provide for the lease of certain state property in St. John the Baptist Parish and Tangipahoa Parish from the Department of Transportation and Development; to provide for advertisement and bid; and to provide for related matters.

**HOUSE BILL NO. 678—**

BY REPRESENTATIVE JACK SMITH

**AN ACT**

To authorize and provide for the lease of certain state property in Jefferson Parish from the division of administration to the adjacent landowner; and to provide for related matters.

**HOUSE BILL NO. 787—**

BY REPRESENTATIVE FRITH

**AN ACT**

To amend and reenact R.S. 14:67.5(B), relative to theft of crawfish; to provide relative to penalties for commission of the crime; and to provide for related matters.

**HOUSE BILL NO. 825—**

BY REPRESENTATIVES BROOME AND L. JACKSON

**AN ACT**

To enact R.S. 44:4(29), relative to exemptions from the public records law; to provide that the information in 911 calls and calls to other public safety agencies is exempt from the public records laws; to provide for those classes of persons to whom such information is not prohibited from being released; and to provide for related matters.

**HOUSE BILL NO. 856—**

BY REPRESENTATIVE MARTINY

**AN ACT**

To enact R.S. 17:81(N), relative to school boards; to require city, parish, or other local public school boards to adopt policies for disclosing education records to state and local law enforcement officials and other officials within the juvenile justice system; to provide guidelines and limitations; and to provide for related matters.

**HOUSE BILL NO. 860—**

BY REPRESENTATIVE TOWNSEND

**AN ACT**

To amend and reenact R.S. 14:28.1(B), relative to the crime of solicitation for murder; to provide for increased penalties; and to provide for related matters.

**HOUSE BILL NO. 875—**

BY REPRESENTATIVE ILES

**AN ACT**

To amend and reenact R.S. 56:302.4(A), relative to recreational fishing licenses; provides for the time period for which a recreational fishing license is valid; and to provide for related matters.

**HOUSE BILL NO. 944—**

BY REPRESENTATIVE MARTINY

**AN ACT**

To amend and reenact R.S. 14:108(B)(1)(c), relative to the crime of resisting an officer; to provide that providing certain false information regarding the identity of the arrested party constitutes obstruction of an officer; and to provide for related matters.

**HOUSE BILL NO. 945—**

BY REPRESENTATIVE MARTINY

**AN ACT**

To amend and reenact R.S. 14:30(A)(2), relative to first degree murder; to provide that specific intent to kill or to inflict great bodily harm on a fireman, peace officer, or employees of a crime forensic laboratory because of his status is first degree murder; and to provide for related matters.

**HOUSE BILL NO. 1279—**

BY REPRESENTATIVE HEATON

**AN ACT**

To enact R.S. 33:2826, relative to the parish of Orleans and the city of New Orleans; to establish the Oak Street Economically Disadvantaged Enterprise Zone; to specify the boundaries of the zone; and to provide for related matters.

**HOUSE BILL NO. 1282—**

BY REPRESENTATIVE CRANE AND SENATOR THEUNISSEN  
AN ACT

To amend and reenact R.S. 17:3983(A)(1)(introductory paragraph), (3)(a), (4)(c) and (d), and (B)(1), 3995(A)(2) and (4), (E), and (F), and 3996(B)(4) and to enact R.S. 17:3983(A)(4)(f), 3994, and 3996(G) and (H), all relative to charter schools; to provide relative to the chartering process, approval time lines, procedures for application and budget submission, funding adjustments and allocations, litigation costs, pupil counts, and exemptions; and to provide for related matters.

**HOUSE BILL NO. 1721—**

BY REPRESENTATIVE DONELON  
AN ACT

To enact R.S. 22:250.31(7) and 250.38, relative to health insurance; to regulate the recoupment of health insurance claims payments by health insurance issuers; to provide for definitions; and to provide for related matters.

**HOUSE BILL NO. 1771—**

BY REPRESENTATIVES PRATT AND WELCH  
AN ACT

To enact R.S. 46:261, relative to the parental and child relationships; to establish the Fatherhood Initiative to promote stronger father-child relationships and to enhance men's parenting skills; to create the Fatherhood Council and to provide for the members thereof; and to provide for related matters.

**HOUSE BILL NO. 1880—**

BY REPRESENTATIVE LAFLEUR  
AN ACT

To enact R.S. 33:4562.3, relative to recreation districts; to authorize the governing authority of Evangeline Parish to create the Evangeline-Ville Platte Recreation District; to provide for boundaries; to provide for the objects and purposes of the district; to provide for the powers and governance of the district; and to provide for related matters.

**HOUSE BILL NO. 1892—**

BY REPRESENTATIVE HAMMETT  
AN ACT

To enact Subpart B-29 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.561 through 130.569, relative to the Louisiana Delta Authority; to authorize and provide for the creation of the Louisiana Delta Authority; to provide for a board of commissioners of the authority; to provide for the powers and functions of the authority and of the board; to provide for the levy of taxes and the issuance of bonds and other evidences of indebtedness; and to provide for related matters.

**HOUSE BILL NO. 2012—**

BY REPRESENTATIVE DANIEL  
AN ACT

To enact R.S. 17:3048.3 and 3048.4, relative to the Tuition Opportunity Program for Students; to provide for the establishment and implementation of a uniform information reporting system; to provide for applicability; to provide relative to compliance with reporting system requirements by colleges and universities, including requiring compliance as a condition of eligibility to receive certain payments by the state;

to require that the reporting system include certain components; to provide for certain notifications to parents and others about program availability; and to provide for related matters.

**HOUSE BILL NO. 2025—**

BY REPRESENTATIVE LANDRIEU  
AN ACT

To amend and reenact R.S. 33:4720.29, 4720.30(C), and 4720.31(A), relative to the donation of abandoned or blighted property; to provide for the donation to nonprofit organizations of such property free and clear of or at a reduced level of taxes, paving and other assessments, interest, and penalties; and to provide for related matters.

**HOUSE BILL NO. 2046 (Substitute for House Bill 1593 by Representative Damico)—**

BY REPRESENTATIVE DAMICO  
AN ACT

To amend and reenact R.S. 30:2195.6 and to enact R.S. 30:2195(F), relative to the Motor Fuels Underground Storage Tank Trust Fund and underground storage tanks; to provide for the funding and uses of the Tank Trust Fund; to provide for the use of the interest; to provide for ownership; to provide for abandoned underground storage tanks; to provide for liens and privileges for costs incurred by the state; 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. 15—**

BY REPRESENTATIVES BRUNEAU AND FARRAR  
AN ACT

To enact R.S. 42:5(D), relative to public comment at meetings of public bodies; to require public bodies to provide opportunity for public comment at their meetings; 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. 29—**

BY REPRESENTATIVES DIEZ AND FARRAR  
AN ACT

To enact R.S. 44:4(29), relative to applicability of the laws relative to public records; to exempt public school students' names, addresses, and telephone numbers from such law; to provide exceptions; 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. 281—**

BY REPRESENTATIVE PITRE

**AN ACT**

To amend and reenact R.S. 56:259(C)(1) and to enact R.S. 56:116.1(C)(6), relative to taking quadrupeds; to authorize the hunting of nutria; to provide for promulgation of rules and regulations by the Wildlife and Fisheries Commission; 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. 336—**

BY REPRESENTATIVE DANIEL

**AN ACT**

To amend and reenact Code of Criminal Procedure Article 895.2(B) and R.S. 56:31.1(A)(1), (B), and (G)(1), 40.3(C) and (F), and 40.7(B), relative to hunting and fishing violations; to provide relative to restitution of values of wildlife as condition of probation; to provide for notice and consequences for failure to appear at hearings; to provide for payment of attorney fees; 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. 337—**

BY REPRESENTATIVE DANIEL

**AN ACT**

To amend and reenact R.S. 56:30.1 and 31.1(F), relative to payment of fines resultant from class one hunting or fishing violations; to provide that a fine due the Department of Wildlife and Fisheries as a result of a class one violation may be paid through the electronic licensing system; 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. 392—**

BY REPRESENTATIVE TRICHE

**AN ACT**

To amend and reenact R.S. 44:16, relative to all Louisiana public retirement systems; to provide with respect to the release of information regarding active members' compensation, creditable service, and employment history upon public request; 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 Senate and Governmental Affairs.

**HOUSE BILL NO. 461—**

BY REPRESENTATIVES DANIEL AND CLARKSON

**AN ACT**

To enact R.S. 22:215.22, relative to health insurance benefits; to prohibit exclusion by certain health insurance policies, contracts, and plans of coverage of a correctable medical condition otherwise covered by the policy, contract, or plan solely because the condition results in infertility; 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. 484—**

BY REPRESENTATIVE THOMPSON

**AN ACT**

To enact R.S. 44:19, relative to photographs, video, or other visual images, in whatever form, of or relating to an autopsy conducted under the authority of the office of the coroner; to provide that such images are confidential; to provide exceptions; 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. 555—**

BY REPRESENTATIVE L. JACKSON

**AN ACT**

To enact R.S. 44:4(29), relative to exempting certain information provided to a communications district from the Public Records Law; to provide that certain proprietary information supplied to a communications district by a service provider is exempt from the Public Records Law; 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. 623—**

BY REPRESENTATIVE FAUCHEUX

**AN ACT**

To authorize and provide for the lease of certain state property in St. John the Baptist Parish and Tangipahoa Parish from the Department of Transportation and Development; to provide for advertisement and bid; 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. 678—**

BY REPRESENTATIVE JACK SMITH

**AN ACT**

To authorize and provide for the lease of certain state property in Jefferson Parish from the division of administration to the adjacent landowner; 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. 787—**

BY REPRESENTATIVE FRITH

**AN ACT**

To amend and reenact R.S. 14:67.5(B), relative to theft of crawfish; to provide relative to penalties for commission of the crime; 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. 825—**

BY REPRESENTATIVES BROOME AND L. JACKSON

**AN ACT**

To enact R.S. 44:4(29), relative to exemptions from the public records law; to provide that the information in 911 calls and calls to other public safety agencies is exempt from the public records laws; to provide for those classes of persons to whom such

information is not prohibited from being released; 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. 856—**

BY REPRESENTATIVE MARTINY

**AN ACT**

To enact R.S. 17:81(N), relative to school boards; to require city, parish, or other local public school boards to adopt policies for disclosing education records to state and local law enforcement officials and other officials within the juvenile justice system; to provide guidelines 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 Education.

**HOUSE BILL NO. 860—**

BY REPRESENTATIVE TOWNSEND

**AN ACT**

To amend and reenact R.S. 14:28.1(B), relative to the crime of solicitation for murder; to provide for increased 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 C.

**HOUSE BILL NO. 875—**

BY REPRESENTATIVE ILES

**AN ACT**

To amend and reenact R.S. 56:302.4(A), relative to recreational fishing licenses; provides for the time period for which a recreational fishing license is valid; 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. 944—**

BY REPRESENTATIVE MARTINY

**AN ACT**

To amend and reenact R.S. 14:108(B)(1)(c), relative to the crime of resisting an officer; to provide that providing certain false information regarding the identity of the arrested party constitutes obstruction of an officer; 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. 945—**

BY REPRESENTATIVE MARTINY

**AN ACT**

To amend and reenact R.S. 14:30(A)(2), relative to first degree murder; to provide that specific intent to kill or to inflict great bodily harm on a fireman, peace officer, or employees of a crime forensic laboratory because of his status is first degree murder; 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. 1279—**

BY REPRESENTATIVE HEATON

**AN ACT**

To enact R.S. 33:2826, relative to the parish of Orleans and the city of New Orleans; to establish the Oak Street Economically Disadvantaged Enterprise Zone; to specify the boundaries of the zone; 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. 1282—**

BY REPRESENTATIVE CRANE AND SENATOR THEUNISSEN

**AN ACT**

To amend and reenact R.S. 17:3983(A)(1)(introductory paragraph), (3)(a), (4)(c) and (d), and (B)(1), 3995(A)(2) and (4), (E), and (F), and 3996(B)(4) and to enact R.S. 17:3983(A)(4)(f), 3994, and 3996(G) and (H), all relative to charter schools; to provide relative to the chartering process, approval time lines, procedures for application and budget submission, funding adjustments and allocations, litigation costs, pupil counts, and exemptions; 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. 1721—**

BY REPRESENTATIVE DONELON

**AN ACT**

To enact R.S. 22:250.31(7) and 250.38, relative to health insurance; to regulate the recoupment of health insurance claims payments by health insurance issuers; to provide for definitions; 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. 1771—**

BY REPRESENTATIVES PRATT AND WELCH

**AN ACT**

To enact R.S. 46:261, relative to the parental and child relationships; to establish the Fatherhood Initiative to promote stronger father-child relationships and to enhance men's parenting skills; to create the Fatherhood Council and to provide for the members thereof; 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. 1880—**

BY REPRESENTATIVE LAFLEUR

**AN ACT**

To enact R.S. 33:4562.3, relative to recreation districts; to authorize the governing authority of Evangeline Parish to create the Evangeline-Ville Platte Recreation District; to provide for boundaries; to provide for the objects and purposes of the district; to provide for the powers and governance of the district; 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. 1892—**

BY REPRESENTATIVE HAMMETT

**AN ACT**

To enact Subpart B-29 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.561 through 130.569, relative to the Louisiana Delta Authority; to authorize and provide for the creation of the Louisiana Delta Authority; to provide for a board of commissioners of the authority; to provide for the powers and functions of the authority and of the board; to provide for the levy of taxes and the issuance of bonds and other evidences of indebtedness; 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. 2012—**

BY REPRESENTATIVE DANIEL

**AN ACT**

To enact R.S. 17:3048.3 and 3048.4, relative to the Tuition Opportunity Program for Students; to provide for the establishment and implementation of a uniform information reporting system; to provide for applicability; to provide relative to compliance with reporting system requirements by colleges and universities, including requiring compliance as a condition of eligibility to receive certain payments by the state; to require that the reporting system include certain components; to provide for certain notifications to parents and others about program availability; 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. 2025—**

BY REPRESENTATIVE LANDRIEU

**AN ACT**

To amend and reenact R.S. 33:4720.29, 4720.30(C), and 4720.31(A), relative to the donation of abandoned or blighted property; to provide for the donation to nonprofit organizations of such property free and clear of or at a reduced level of taxes, paving and other assessments, interest, 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 Local and Municipal Affairs.

**HOUSE BILL NO. 2046 (Substitute for House Bill 1593 by Representative Damico)—**

BY REPRESENTATIVE DAMICO

**AN ACT**

To amend and reenact R.S. 30:2195.6 and to enact R.S. 30:2195(F), relative to the Motor Fuels Underground Storage Tank Trust Fund and underground storage tanks; to provide for the funding and uses of the Tank Trust Fund; to provide for the use of the interest; to provide for ownership; to provide for abandoned underground storage tanks; to provide for liens and privileges for costs incurred by the state; and to provide for related matters.

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

**Reports of Committees**

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON****RETIREMENT**

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

May 7, 2001

To the President and Members of the Senate:

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

**SENATE BILL NO. 451—**

BY SENATOR BOISSIERE

**AN ACT**

To amend and reenact R.S. 11:62(8)(b) and (c), 209(B) and (C), 1902(14), 1936(A), 1937, 1938(F) and (J)(1), 1946, 1961(2), 1962, 1963, 1965(A), 1966, 1971(2), 1972, 1973, 1975(A), and 1976, to enact R.S. 11:1941(4), 1961(3), 1971(3), and to repeal R.S. 11:1947 and 1967, relative to the Parochial Employees' Retirement System of Louisiana; to increase employee contributions for Plan B and Plan C; to provide with respect to the number of years of creditable service required for a member in Plan B and Plan C to receive disability benefits; to provide with respect to the allowable increases in earnings benefits calculation purposes; to provide with respect to vesting schedules; to provide with respect to cost-of-living adjustments; to provide with respect to earnings on accumulated Deferred Retirement Option Plan fund balances; to provide with respect to offsets against final compensation; to provide with respect to survivor benefits; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 817—**

BY SENATOR BOISSIERE

**AN ACT**

To amend and reenact R.S. 11:3370(G), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to change the percentage of the pension fund portfolio which may be invested in equities; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 818—**

BY SENATOR BOISSIERE

**AN ACT**

To amend and reenact R.S. 11:3384(B), relative to Firefighters' Pension and Relief Fund in the city of New Orleans; to increase the accrual rate of retirement benefits for members with twenty or more years of service; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 819—**  
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:3384(B), relative to Firefighters' Pension and Relief Fund in the city of New Orleans; to provide with respect to benefits payable to members who earn at least thirty years of service; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 820—**  
BY SENATOR HOYT

AN ACT

To enact R.S. 11:2257.1 and to repeal R.S. 11:2257, relative to the Firefighters Retirement System of Louisiana; to provide with respect to the Back Deferred Retirement Option Plan; to establish requirements of the Back Deferred Retirement Option Plan; to provide for an effective date; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 824—**  
BY SENATOR HOYT

AN ACT

To amend and reenact R.S. 11:2260(A)(7), relative to the Firefighters' Retirement System; to provide with respect to cost-of-living adjustments; to establish the rate of interest earnings required to pay a cost-of-living adjustment; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 838—**  
BY SENATOR BOISSIERE

AN ACT

To enact R.S. 11:2225(A)(11)(a)(iii), relative to the Municipal Police Employees' Retirement System; to provide with respect to mergers with the system; to authorize the merger of all commissioned employees of any municipal police department that are employed in positions that are defined within a Fire and Police Civil Service classification into the system; to provide for funding of the merger; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 843—**  
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:3384(B), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to remove the age limitation for members with twenty or more years of service for purposes of determining benefits eligibility; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 844—**  
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11: 3385.2(A) and to enact R.S. 11:3385.1(L), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to authorize deferred retirement option plan with a later initial lump sum benefit; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 870—**  
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:3384(B), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to create a varying schedule of accrual rates of the retirement benefit for members of the fund; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 871—**  
BY SENATOR BOISSIERE

AN ACT

To enact R.S. 11:3385.1(L), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to authorize eligible members to elect to participate in the Deferred Retirement Option Plan on a retroactive basis and receive a lump sum benefit of up to five years based upon the value of the pension at the retroactive date selected; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 872—**  
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:3384(B), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to increase the accrual rate of the retirement benefit for a member who has thirty years of service; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 933—**  
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 11:1503(8) and to enact R.S. 11:1503(11), relative to Louisiana Clerks of Court Retirement System and Relief Fund; to authorize the inclusion of "per-page transaction" payments to court reporters as salary; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 1000—**  
BY SENATOR C. JONES

AN ACT

To amend and reenact R.S. 11:565 relative to Louisiana State Employees Retirement System; to authorize judge to purchase credit for service with Capital Area Legal Services Corporation; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 1008—**  
BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 11:1312(C), relative to the State Police Pension and Retirement System; to provide with respect to the deferred retirement option plan and criteria applicable to participation therein; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 1041—**  
BY SENATOR SCHEDLER

AN ACT

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

Reported favorably.

**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.

Reported favorably.

**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.

Reported favorably.

**HOUSE BILL NO. 1431—**  
BY REPRESENTATIVES SCHNEIDER, JOHNS, STELLY, DOWNER, AND FLAVIN AND SENATORS BOISSIERE, DUPRE, GAUTREAUX, AND ULLO

AN ACT

To amend and reenact R.S. 11:122(introductory paragraph), 123, 124, and 127(C) and to repeal R.S. 11:122(6), relative to the Public Retirement Systems' Actuarial Committee; to provide with respect to membership and voting requirements, including but not limited to the repeal of the position of independent actuary from the committee; to provide an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
LAMBERT C. BOISSIERE, JR.  
Chairman

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

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

**SENATE BILL NO. 119—**  
BY SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 38:2248, relative to public contracts; to provide for issuance of bonds for public works projects; to authorize contractors on public works projects to elect to furnish a retainage bond in lieu of the contracting agency withholding payment on the contract; to place restrictions on the values used in punch lists on public works projects; to provide an effective date; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Original Senate Bill No. 119 by Senator Theunissen

**AMENDMENT NO. 1**

On page 2, line 27, delete "Louisiana"

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

**SENATE BILL NO. 173—**  
BY SENATOR JOHNSON

A JOINT RESOLUTION

Proposing to amend Article VI, Section 29(D) of the Constitution of Louisiana, relative to revenue and finance; to provide for certain voting requirements for enacting certain tax exemptions or exclusions from sales and use taxes levied by local governmental subdivisions, school boards, and other political subdivisions whose boundaries are not coterminous with those of the state; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

**SENATE BILL NO. 201—**  
BY SENATOR W. FIELDS

AN ACT

To amend and reenact R.S. 17:1202(E)(1), relative to extended sick leave for teachers; to specify the applicability of the requirements for certain documentation; and to provide for related matters.

Reported with amendments by the Committee on Education.

**SENATE COMMITTEE AMENDMENTS**

# Page 12 SENATE

May 7, 2001

## 21st DAY'S PROCEEDINGS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 201 by Senator W. Fields

### AMENDMENT NO. 1

On page 1, line 16, before "Paragraph" change "the" to "this"

### AMENDMENT NO. 2

On page 2, line 4, after "presented" insert "provided the leave is requested and the required documentation is presented within three days after the teacher returns to service"

### AMENDMENT NO. 3

On page 2, delete lines 6 through 8

### AMENDMENT NO. 4

On page 2, line 9, change "Section 3." to "Section 2."

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. 220—**

BY SENATOR HINES

#### AN ACT

To enact R.S. 23:1048, relative to workers' compensation; to provide with respect to workers' compensation coverage; to exempt licensed landmen from coverage; and to provide for related matters.

Reported with amendments by the Committee on Labor and Industrial Relations.

#### SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Labor and Industrial Relations to Original Senate Bill No. 220 by Senator Hines

### AMENDMENT NO. 1

On page 1, line 3, after "exempt" delete "licensed"

### AMENDMENT NO. 2

On page 1, line 10, after "landman" delete "licensed to do" and insert "rendering"

### AMENDMENT NO. 3

On page 1, line 11, delete "business in the state of Louisiana and all persons providing"

### AMENDMENT NO. 4

On page 1, line 11, after "services" delete "as" and insert "under the circumstances"

### AMENDMENT NO. 5

On page 1, line 12, delete "provided for" and insert "described"

### AMENDMENT NO. 6

On page 1, line 13, after "auspices of a" delete "licensed" and insert "independent and/or lead broker"

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

### **SENATE BILL NO. 261—**

BY SENATOR CAMPBELL

#### AN ACT

To enact R.S. 48:386.1, relative to railroads; to provide for the maintenance of railroad rights-of-way; to provide for notice for failure to maintain rights-of-way; to provide for penalties; and to provide for related matters.

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

#### SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Original Senate Bill No. 261 by Senator Campbell

### AMENDMENT NO. 1

On page 2, line 1, after "shall be" delete the remainder of the line, all of line 2, and insert in lieu thereof the following: "in accordance with the American Association of State Highway and Transportation Officials' (AASHTO) promulgation of sight distances at railroad grade crossings."

### AMENDMENT NO. 2

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

"B. Whenever the right of way is not maintained in accordance with the appropriate sight distance promulgated by AASHTO, or if any obstructions exist that are not located on the railroad company's right of way, then the railroad company shall take additional measures to ensure that the sight distances are maintained in accordance with AASHTO standards by negotiating with the adjacent landowner to remove the obstruction, installing active warning devices, or reducing the train speed so that a different AASHTO standard is used for the affected crossing."

### AMENDMENT NO. 3

On page 2, line 3, change "B" to "C"

### AMENDMENT NO. 4

On page 2, line 4, delete "in the judgment of" and insert in lieu thereof a comma ","

### AMENDMENT NO. 5

On page 2, delete line 5, and insert: "appropriate official of the local governing authority shall provide written notice of"

### AMENDMENT NO. 6

On page 2, line 6, after "maintenance" delete "shall be given"

### AMENDMENT NO. 7

On page 2, line 9, change "the department" to "such local governing authority"

### AMENDMENT NO. 8

On page 2, line 12, change "C" to "D"

AMENDMENT NO. 9

On page 2, line 16, change "department" to "local governing authority"

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

**SENATE BILL NO. 331—**

BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 23:1035(A), 1063, and 1163(B); relative to workers' compensation; to limit the exemption of a sole proprietor from the workers' compensation provision under certain circumstances; to provide for indemnification of the principal in certain circumstances; and to provide for related matters.

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

**SENATE BILL NO. 392—**

BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 32:763 and to repeal R.S. 32:762, relative to motor vehicle dealers; to delete the requirement for the possession of a Louisiana buyer's identification card to buy salvage vehicles; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Original Senate Bill No. 392 by Senator Lentini

AMENDMENT NO. 1

On page 1, line 2, delete "R.S. 32:763 and to repeal R.S. 32:762" and insert "R.S. 32:762 and 763 and to enact R.S. 32:760(A)(8)"

AMENDMENT NO. 2

On page 1, line 4, after "vehicles;" insert "to provide for violations relative to transactions at salvage pools; to provide for a recordation charge for each transaction;"

AMENDMENT NO. 3

On page 1, line 7, delete "R.S. 32:763 is" and insert "R.S. 32:762 and 763 are" and after "reenacted" insert "and R.S. 32:760(A)(8) is hereby enacted"

AMENDMENT NO. 4

On page 1, between lines 8 and 9, insert the following:

§760. Refusal, cancellation, or revocation of license

A. Except as otherwise provided in this Section, the commission may deny an application for a license or revoke, or suspend, or cancel a license after it has been granted for any of the following reasons:

\* \* \*

R.S. 32:760(A)(8) is all proposed new law.

(8) Being a used motor vehicle dealer who operates a salvage pool or conducts a salvage disposal sale and who:

(a) Knowingly and willfully sells used motor vehicles through a salvage pool to anyone not licensed as a used motor vehicle dealer, automotive dismantler, or parts recycler either in this state or any other state.

(b) Fails to submit monthly transaction reports and recordation fees.

(c) Fails to make his records available for inspection as provided in R.S. 32:762(C)(2).

\* \* \*

§762. Salvage pools

A. Sales of motor vehicles at a salvage pool, salvage disposal sale, or through an insurance company shall be opened only to persons possessing a ~~Louisiana buyer's identification card to buy such motor vehicles as provided in this Section~~ license as a used motor vehicle dealer or automotive dismantler or parts recycler.

B.(1) ~~Buyer's identification cards to bid or buy motor vehicles at salvage pools, salvage disposal sales, or through insurance companies shall be available to any person, business, or corporation; or licensed employee thereof, possessing a valid used motor vehicle dealer license, or a valid automotive dismantlers and recyclers license. Buyer's identification cards to bid or buy salvage shall be issued by the commission on a form prescribed by it and shall contain as a minimum the name, address, driver's license number, any one of the aforementioned dealers' license numbers, physical description, and signature of the applicant and the name and address of the employer of the applicant.~~ Each used motor vehicle dealer operating a salvage pool shall record each sales transaction and assess a recordation charge of one dollar per transaction with the total amount collected in a single year from a Louisiana buyer not to exceed twenty-five dollars and the total amount collected in a single year from an out-of-state buyer not to exceed two hundred dollars. However, a buyer possessing a buyer's identification card that was issued prior to July 1, 2001, shall not be assessed the recordation charge prior to January 1, 2002.

(2) ~~The commission may exact a fee not to exceed twenty-five dollars for the issuing of the buyer's identification card to a resident of Louisiana and a fee not to exceed two hundred dollars for the issuing of a buyer's identification card to an out-of-state resident.~~ Each used motor vehicle dealer operating a salvage pool shall submit transaction reports and recordation charges on a monthly basis, to be provided to the commission not later than the fifth day of each month.

(3) ~~The buyer's identification card shall be renewable each year for a fee of twenty-five dollars for a resident of Louisiana and for a fee not to exceed two hundred dollars for an out-of-state resident. Not earlier than January 1, 2002, the commission may begin the promulgation of rules and regulations in accordance with the Administrative Procedure Act to increase the recordation charge to not more than two dollars per transaction provided that the limits on the total amount collected in a single year as contained in Paragraph (1) of this Subsection shall not be increased.~~

C. ~~It shall be the duty of the owner, manager, or person in charge of any salvage pool or salvage disposal sale, to prohibit the bidding by any person who does not display a buyer's identification card, to refuse to sell to any person any wrecked or repairable motor vehicle if such person does not display a valid buyer's identification~~

~~card and to prohibit any person without a buyer's identification card to be present at the bidding site during a sale. Each buyer's identification card holder may be accompanied by a mechanic or other technical expert of his choice.~~

~~D. The permit may be refused, cancelled, or revoked for the same reasons a license under this Chapter may be refused, cancelled, or revoked. Any person whose permit is refused, cancelled, or revoked shall enjoy the same review and appeal procedures as a person whose license is refused, cancelled, or revoked.~~

E: (1) The owner, manager, or person in charge of a salvage pool or salvage disposal sale shall keep a register of all sales of motor vehicles for three years from the date of sale, showing the make, model, year, body style, vehicle identification number, odometer reading, and the name and address of the seller and buyer. ~~In addition the sale transaction register shall contain the buyer's identification card number issued by the commission.~~

(2) The register shall be made available for inspection by identified law enforcement officers of the state, parish, or municipality or agents of the commission at the salvage pool or salvage disposal sale business location during regular business hours on business days."

AMENDMENT NO. 5

On page 1, line 11, after "sale" insert the following: "provided that the state in which they are licensed extends the same privileges to salvage dealers licensed under this law ~~and provided that they obtain~~"

AMENDMENT NO. 6

On page 1, delete line 15, and insert the following:

"Section 2. This Act shall become effective on July 1, 2001."

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

**SENATE BILL NO. 620—**  
BY SENATOR HAINKEL

AN ACT

To amend and reenact R.S. 9:2341(B)(1)(d), R.S. 17:3091(A), the introductory paragraph of 3092, and 3129.4(C)(1) and to enact R.S. 9:2341(B)(3), R.S. 17: 3091(D), 3092(B), 3093(B)(5) and (E), and 3093.1, relative to the Louisiana Higher Education Loan Program; to provide for the creation of the Louisiana Higher Education Loan Program; to provide definitions; to provide relative to the authority and responsibility of the executive director of the office of student financial assistance; to provide relative to the powers of the Louisiana Tuition Trust Authority; to authorize the authority to make, service, and sell primary and secondary student loans and to create obligations and issue bonds in furtherance of that authority; to prohibit the conduct of such activity by any public trust; to provide relative to the status of any obligations issued by the Louisiana Tuition Trust Authority; to specify that no bond, note, or other obligation shall be a debt of the state or subject to the full, faith, and credit of the state; 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. 620 by Senator Hainkel

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete "R.S. 9:2341(B)(1)(d),"

AMENDMENT NO. 2

On page 1, at the beginning of line 4, delete "9:2341(B)(3), R.S."

AMENDMENT NO. 3

On page 1, line 12, after "authority;" delete the remainder of the line

AMENDMENT NO. 4

On page 1, line 13, delete "activity by any public trust;"

AMENDMENT NO. 5

On page 2, delete lines 3 through 27 and on page 3, delete lines 1 through 8

AMENDMENT NO. 6

On page 3, line 9, change "Section 2." to "Section 1."

AMENDMENT NO. 7

On page 4, line 13, after "Program" change "shall have the exclusive right to receive" to "may compete for some or all of"

AMENDMENT NO. 8

On page 6, at the end of line 16, change "will" to "shall"

AMENDMENT NO. 9

On page 9, line 10, delete "(a)"

AMENDMENT NO. 10

On page 9, line 12, after "Chapter" delete the remainder of the line and delete lines 13 and 14 and insert "and enter"

AMENDMENT NO. 11

On page 9, delete lines 22 through 25

AMENDMENT NO. 12

On page 14, line 12, change "Section 3." to "Section 2."

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. 651—**  
BY SENATOR HINES

AN ACT

To amend R.S. 23:302 and to enact Part VII of Chapter 3 of Title 23 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 23:368 and 369, relative to employment; to prohibit discrimination in employment; to provide for genetic information and privacy; and to provide for related matters.

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

**SENATE BILL NO. 681—**

BY SENATOR HAINKEL

## AN ACT

To amend and reenact R.S. 34:3471(B)(7), 3473(A) and (C), 3476(B), 3479(C)(5) and (9), 3482(B) and (C), and 3483(A)(1), (6), and (14), and to enact R.S. 34:3479(C)(11) and 3487, relative to the Millennium Port Authority; to provide with respect to budgeting; to authorize the funding of various revenues into obligations and the types of obligations; to authorize the authority to expropriate by a declaration of taking or quick-taking property prior to judgment on the amount of compensation due; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Original Senate Bill No. 681 by Senator Hainkel

AMENDMENT NO. 1

On page 1, line 2, delete "R.S. 34:3471(B)(7), 3473(A) and (C)" and insert "R.S. 34:3471(A) and (B)(7)"

AMENDMENT NO. 2

On page 1, line 4, delete "and 3487"

AMENDMENT NO. 3

On page 1, delete lines 7 through 9, and insert "obligations; and to provide for related matters."

AMENDMENT NO. 4

On page 1, line 11, delete "R.S. 34:3471(B)(7), 3473(A) and (C)" and insert "R.S. 34:3471(A) and (B)(7)"

AMENDMENT NO. 5

On page 1, line 13, delete "and 3487 are" and insert "is"

AMENDMENT NO. 6

On page 1, delete the asterisks and insert the following:

"A. It is the object and purpose of this Chapter to provide for the creation of a political subdivision of the state of Louisiana, possessing full corporate powers, known as the Millennium Port Authority, hereinafter referred to as the "authority", to promote, plan, finance, develop, construct, control, license, regulate, supervise, operate, manage, maintain, and modify offshore or onshore terminal facilities to be constructed within the jurisdiction of said authority after July 1, 1999, in order to promote the economic welfare of its citizens. It is hereby declared to be in the public interest that this authority be created as a political subdivision of the state of Louisiana, and it is hereby so created. **In order to provide for the physical boundaries of the political subdivision known as the Millennium Port Authority, such boundaries are established as**

**statewide; however, the jurisdiction of the authority shall be as provided in R.S. 34:3473.**"

AMENDMENT NO. 7

On page 2, delete lines 11 through 27, and on line 3, delete lines 1 through 9

AMENDMENT NO. 8

On page 8, delete lines 5 through 27, and delete pages 9 and 10, and on page 11, delete lines 1 through 15

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

**SENATE BILL NO. 693—**

BY SENATOR HOYT

## AN ACT

To enact R.S. 30:2544.1, relative to public rights-of-way; to require the removal of signs; to provide for notice to remove; to provide for penalties; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Original Senate Bill No. 693 by Senator Hoyt

AMENDMENT NO. 1

On page 1, line 2, delete "R.S. 30:2544.1" and insert "R.S. 48:347(C)"

AMENDMENT NO. 2

On page 1, line 6, delete "R.S. 30:2544.1" and insert "R.S. 48:347(C)"

AMENDMENT NO. 3

On page 1, delete lines 7 through 16, and on page 2, delete lines 1 through 15, and insert the following:

§347. Removal of obstacles or hazards from highway or vicinity; campaign signs

\* \* \*

C. **(1)** Whenever any of the things described in Subsection A of this Section are found to exist within the limits of a highway, the department may summarily remove and dispose of it at the expense of the person responsible therefor. If it retains apparent value, the owner shall be notified, orally or in writing, to remove it within five days or such other period as may be agreed upon. If the owner ~~be~~ **is** unknown or cannot be found, a written notice shall be affixed to the object setting forth that it must be removed within a period not less than five days from the date specified. Failure to remove within the specified period operates as a forfeiture of all rights thereto and the department may remove the object for its own use, or dispose of it at private or public sale, or destroy it, or dispose of it in any manner. The owner and any other person responsible therefor remains liable

for any damage to public property or expenditure of highways funds resulting from the installation or removal of such things.

**R.S. 48:347(C)(2) is all proposed new law.**

(2) The department may order the owner to remove the object within five days or such other period as it may determine. The department shall impose a fine of fifty dollars for each violation if the owner fails to remove the object within the specified period. Fifty percent of the fines collected under the provisions of this Paragraph shall be retained by the Department of Transportation and Development and fifty percent of the fine shall be paid to the sheriff of the parish in which the violation occurred for his assistance in enforcement of this Subsection.

\* \* \*

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

**SENATE BILL NO. 695—**

BY SENATOR HOYT

**AN ACT**

To amend and reenact R.S. 33:2955(A)(1)(d), relative to investments by political subdivisions; to remove the minimum interest rate requirement for certain time certificates of deposit; and to provide for related matters.

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

**SENATE BILL NO. 702—**

BY SENATOR DARDENNE

**AN ACT**

To enact R.S. 17:154.4, relative to public school schedules; to require the governing authority of any city, parish, or other local public school system to schedule and conduct an additional instructional day under certain circumstances; 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. 718—**

BY SENATOR HOYT

**AN ACT**

To enact Subpart B-29 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.561 through 130.570, relative to economic development in Vermilion Parish; to create and comprehensively provide relative to the Vermilion Parish Economic Development District; to provide for the composition, appointment, and terms of office of the board of commissioners of the district; to provide for the powers, duties, and functions of the board; to provide for the levy and collection of taxes and the issuance of debt; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 718 by Senator Hoyt

**AMENDMENT NO. 1**

On page 1, line 9, between "taxes" and "and" insert "and parcel fees"

**AMENDMENT NO. 2**

On page 10, line 11, between "A." and "The" insert "(1)"

**AMENDMENT NO. 3**

On page 10, between lines 20 and 21, insert the following:

(2)(a) The board of commissioners may, when necessary, levy and collect a parcel fee within the district which shall not exceed ten dollars per parcel per year, which parcel fee shall be imposed by resolution only after the question of the imposition of the parcel fee and the purpose, rate, and duration of such fee has been approved by a majority of the qualified electors of the district voting at an election held therein. Any parcel fee imposed pursuant to this Paragraph shall be levied and collected and be due and owing annually. Such fee may be carried on the tax rolls for Vermilion Parish and collected at the same time as parish ad valorem taxes.

(b) If any parcel fee is not paid when due, the district shall proceed against the parcel for collection of the amount of the fee unpaid and delinquent, any collection costs incurred by the district plus interest at a rate not exceeding twelve percent on the unpaid amount of the parcel fee, and in the event legal proceedings are necessary to effect collection, court costs, and reasonable attorney fees. However, attorney fees shall be payable by the parcel owner only if demand by the board of commissioners has been made on said owner by certified mail, and such parcel owner has failed to pay the amount due within ten days after such demand.

(c) A judgment obtained for nonpayment of a parcel fee, upon being recorded in the mortgage records of Vermilion Parish, shall prime all other liens except those for taxes and prior recorded local or special assessments. If there are one or more property mortgages on such parcel and the mortgage holder or holders have notified the tax collector in the parish of such recorded mortgage in accordance with the requirements of R.S. 47:2180.1, the district, prior to proceeding against such parcel for failure to pay a parcel fee, shall give notice to each mortgagee of the amount of the parcel fee due and owing on such parcel and that such fee must be paid within twenty days after mailing the notice or proceedings will be commenced against the parcel. The notice shall be sent to each such mortgage holder by certified mail, return receipt requested, or by personal or domiciliary service on such mortgage holder.

(d) A "parcel" as used in this Paragraph means one or more lots, subdivided portions of ground, or individual tracts of taxable property identified by an individual assessment number on the assessment rolls of Vermilion Parish. A partial owner of a parcel shall be responsible for that proportion of the parcel fee equal to the proportion of the value of the entire parcel assigned to the partial owner on the assessment roll.

(e) The district may create different classes of real estate and present to the voters a proposition to levy or impose different parcel fees for each class."



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

**SENATE BILL NO. 764—**

BY SENATOR DARDENNE

**AN ACT**

To amend and reenact R.S. 17:525(A), relative to school districts; to continue the applicability of provisions concerning promotion of certain school employees to certain school districts; 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. 874—**

BY SENATOR CRAVINS

**AN ACT**

To amend and reenact R.S. 27:308(A), relative to gaming; to prohibit implementation of certain application packages under certain circumstances; to require promulgation under the Administrative Procedure Act; to require legislative committee oversight; and to provide for related matters.

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

**SENATE BILL NO. 887—**

BY SENATOR IRONS AND REPRESENTATIVE CLARKSON

**AN ACT**

To amend and reenact R.S. 25:745(A)(1) and to enact R.S. 25:746, relative to historic preservation districts; to provide for the judicial review of Vieux Carre Commission decisions; to authorize jurisdiction for appeals of such decisions to the parish district court; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 887 by Senator Irons

**AMENDMENT NO. 1**

On page 1, line 4, change "Vieux Carre Commission" to "historic preservation district or commission"

**AMENDMENT NO. 2**

On page 1, line 5, delete "parish"

**AMENDMENT NO. 3**

On page 2, line 1, change "Vieux Carre Commission" to "historical preservation districts or commissions"

**AMENDMENT NO. 4**

On page 2, delete lines 4 through 11 in their entirety and insert the following: "Any party aggrieved by a decision of a historical

preservation district or commission is entitled to judicial review of the district court of the parish in which the decision was rendered. Any such review shall be tried de novo and shall be tried summarily unless the parties consent to record review by the court."

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

**SENATE BILL NO. 896—**

BY SENATOR HAINKEL

**AN ACT**

To amend and reenact R.S. 39:1220(A)(2), relative to selection of depositories; to provide for selection of certain depositories for local fund; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 896 by Senator Hainkel

**AMENDMENT NO. 1**

On page 1, line 16, between "of" and "the" insert "two hundred per cent of"

**AMENDMENT NO. 2**

On page 2, after line 5, 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. 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 Johnson, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

**SENATE BILL NO. 940—**

BY SENATOR W. FIELDS

**AN ACT**

To amend and reenact R.S. 17:3002(D)(2)(b), relative to school guidance counselors; to provide for responsibilities in the practice of school guidance counseling; to provide definitions; 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. 984—**  
BY SENATOR HEITMEIER

**AN ACT**

To repeal R.S. 23:1168(A)(2), relative to workers' compensation; to provide for securing compensation to employees; to eliminate combination policies as a method of securing compensation; to provide for notice and to provide for related matters.

Reported with amendments by the Committee on Labor and Industrial Relations.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Labor and Industrial Relations to Original Senate Bill No. 984 by Senator Heitmeier

**AMENDMENT NO. 1**

On page 1, line 8, after "Any" delete "health"

**AMENDMENT NO. 2**

On page 1, line 10, after "notice" insert "**of nonrenewal**"

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

**SENATE BILL NO. 989—**  
BY SENATOR MICHOT

**AN ACT**

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

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

**SENATE BILL NO. 1006—**  
BY SENATOR HOYT

**AN ACT**

To authorize the Vermilion Parish Police Jury to lease a portion of a public building to the previous owner of the building; and to provide for related matters.

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

**SENATE BILL NO. 1018—**  
BY SENATOR SCHEDLER

**AN ACT**

To amend and reenact R.S. 29:727(D), (E), and (F)(2) and (6) and to enact R.S. 29:737, relative to emergency assistance and disasters; to provide the powers and duties of the chief executive

officer of a municipality within the municipality during an emergency; and to provide for related matters.

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

**SENATE BILL NO. 1026—**  
BY SENATOR CHAISSON

**AN ACT**

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

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Original Senate Bill No. 1026 by Senator Chaisson

**AMENDMENT NO. 1**

On page 2, line 18, change "VI, Sections 5 and 6" to "IV, Section 21(B)"

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

**SENATE BILL NO. 1031—**  
BY SENATOR FONTENOT

**AN ACT**

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

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

**SENATE BILL NO. 1032—**  
BY SENATOR MALONE

**AN ACT**

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

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. 1035—**

BY SENATOR BAJOE

**AN ACT**

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

Reported with amendments by the Committee on Education.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 1035 by Senator Bajoie

**AMENDMENT NO. 1**

On page 1, at the end of line 13, change "is a" to "are"

**AMENDMENT NO. 2**

On page 1, line 14, change "component" to "components"

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. 1044—**

BY SENATOR SMITH

**AN ACT**

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

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

**SENATE BILL NO. 1054—**

BY SENATOR THEUNISSEN

**AN ACT**

To amend and reenact R.S. 32:383.1(A), relative to motor vehicles; to provide for an exemption, under certain conditions, to the required covering of loads of loose material; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Original Senate Bill No. 1054 by Senator Theunissen

**AMENDMENT NO. 1**

On page 1, line 16, after "municipality" insert "with a population of ten thousand nine hundred eighty-six in a parish with a population of thirty-one thousand all according to the latest decennial census,"

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

**SENATE BILL NO. 1055—**

BY SENATOR BARHAM

**AN ACT**

To authorize and empower the secretary of the Department of Wildlife and Fisheries to exchange title to certain described property in Ouachita Parish; to provide for property descriptions; to provide for terms and conditions; and to provide for related matters.

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

**SENATE BILL NO. 1060—**

BY SENATOR ROMERO

**AN ACT**

To authorize the secretary of the Department of Public Safety and Corrections to exchange certain property in Lafayette Parish with Adrian Vega; to provide for property descriptions; to provide for reservation of mineral rights; to provide for terms and conditions; and to provide for related matters.

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

**SENATE BILL NO. 1061—**

BY SENATOR ROMERO

**AN ACT**

To authorize and empower the state land office to sell its one-third undivided interest in a certain parcel of land in St. Martin Parish to the owners of the remaining two-thirds undivided interest; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Natural Resources to Original Senate Bill No. 1061 by Senator Romero

**AMENDMENT NO. 1**

On page 1, line 11, between "interest" and ":" insert ", but only upon the condition that the Atchafalaya Land Corporation or its successors in title reject their option to purchase their former one-third interest pursuant to the provisions of R.S. 41:1338"

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

**SENATE BILL NO. 1073—**

BY SENATORS ELLINGTON AND SMITH  
AN ACT

To amend and reenact R.S. 56:578.11, relative to the labeling of catfish packaging; to provide for the labeling of the country of origin; to define farm-raised; and to provide for related matters.

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

**SENATE BILL NO. 1081—**

BY SENATOR SMITH  
AN ACT

To amend and reenact R.S. 33:1(A), relative to municipal incorporation; to provide that a petition for incorporation shall include a statement relative to the number of inhabitants who are property owners; to provide for effectiveness; and to provide for related matters.

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

**SENATE BILL NO. 1084—**

BY SENATOR SCHEDLER (BY REQUEST)  
AN ACT

To enact R.S. 33:22, relative to planning and zoning by local governmental subdivisions; to require periodic training for members of planning and zoning commission and similar entities; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 1084 by Senator Schedler

**AMENDMENT NO. 1**

On page 1, line 4, change "commission" to "commissions"

**AMENDMENT NO. 2**

On page 2, line 3, after "commission." insert "Members of the planning and zoning commission shall receive training, without cost to the members, from the Louisiana Chapter of the American Planning Association."

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

**SENATE BILL NO. 1088—**

BY SENATOR CHAISSON  
AN ACT

To amend and reenact R.S. 23:1174.1(A), relative to workers' compensation insurance; to provide for contacting; to prohibit discrimination; to provide for criteria; to provide for unfair trade practices; and to provide for related matters.

Reported with amendments by the Committee on Labor and Industrial Relations.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Labor and Industrial Relations to Original Senate Bill No. 1088 by Senator Chaisson

**AMENDMENT NO. 1**

On page 2, line 12, change "R.S. 23:1191 through 1193 et seq." to "R.S. 23:1195"

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

**SENATE BILL NO. 1102 (Substitute for Senate Bill 543 by Senator Cain)—**

BY SENATOR C. FIELDS  
AN ACT

To amend and reenact R.S. 51:912.22 (4), relative to manufactured or mobile homes; to provide additional requirements for the installation of manufactured or mobile homes; and to provide for related matters.

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

**SENATE BILL NO. 1103 (Substitute for Senate Bill 646 by Senator Marionneaux)—**

BY SENATOR MARIONNEAUX  
AN ACT

To amend and reenact R.S. 9:3518.2(B) and (C), relative to credit cards; provides for unsolicited mailing or delivery of credit card applications; and to provide for related matters.

On motion of Senator Lambert, 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. 49—**

BY REPRESENTATIVE FRITH  
AN ACT

To amend and reenact R.S. 56:116(C)(2), relative to hunting wild quadrupeds; to provide for use of magnified scope on muzzleloaders by persons under sixty years of age; 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. 95—**

BY REPRESENTATIVE ANSARDI

AN ACT

To amend and reenact R.S. 56:104(B)(4) and 302.1(G), relative to license issued by the Department of Wildlife and Fisheries; to provide relative to senior licenses; 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. 159—**

BY REPRESENTATIVE DANIEL

AN ACT

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

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. 242—**

BY REPRESENTATIVE LEBLANC

AN ACT

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

Reported favorably by the Committee on Local and Municipal 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. 259—**

BY REPRESENTATIVE DURAND

AN ACT

To enact R.S. 56:699.6, relative to firearm and hunter education; to exempt certain armed forces personnel and law enforcement officers from the firearm and hunter education requirement; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 259 by Representative Durand

**AMENDMENT NO. 1**

On page 1, line 13, after "service." add the following: "Application for the exemption authorized in this Section shall be filed in person at the Department of Wildlife and Fisheries main office building in the city of Baton Rouge."

On motion of Senator Romero, 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. 315—**

BY REPRESENTATIVES JACK SMITH AND FAUCHEUX

AN ACT

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

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. 427—**

BY REPRESENTATIVE HOPKINS

AN ACT

To authorize and provide for the state, through the division of administration to transfer certain tracts of land situated in Caddo Parish to respective lessees; to provide certain terms and conditions; 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. 450—**

BY REPRESENTATIVE TOWNSEND

AN ACT

To enact R.S. 56:108 relative to hunting for deer or turkey; to provide for tags which authorize the taking of deer or turkey; to provide for penalties; and to provide for related matters.

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. 501—**

BY REPRESENTATIVE SCHWEGMANN

AN ACT

To amend and reenact R.S. 33:9075(B), relative to the Lake Oaks Subdivision Improvement District; to change the boundaries of the district; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal 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. 771—**

BY REPRESENTATIVE TOOMY

AN ACT

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

to require voter approval of any district tax or fee; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal 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. 1139—**

BY REPRESENTATIVE JACK SMITH

AN ACT

To authorize and provide for the transfer or lease of certain state property in St. Mary Parish to the Port of West St. Mary from the division of administration; 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. 1199—**

BY REPRESENTATIVE THOMPSON

AN ACT

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

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. 1333—**

BY REPRESENTATIVE THOMPSON

AN ACT

To authorize and provide for the transfer or lease of certain state property in Claiborne Parish to the Louisiana Agricultural Finance Authority from the Department of Transportation and Development; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 1333 by Representative Thompson

**AMENDMENT NO. 1**

On page 1, change the lead author to "Representative Gallot" and keep "Representative Thompson" as a co-author.

On motion of Senator Romero, 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. 1366—**

BY REPRESENTATIVE LANDRIEU

AN ACT

To authorize and provide for the state to sell and transfer certain property situated in Orleans Parish to a nonprofit corporation; to provide terms and conditions; to provide for an effective date; 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. 1421—**

BY REPRESENTATIVES PIERRE AND THOMPSON

AN ACT

To amend and reenact R.S. 56:104(B)(4), relative to hunting and fishing licenses; to provide for inclusion of WMA hunting permit as a privilege of senior hunting and fishing licenses; 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. 1422—**

BY REPRESENTATIVE JACK SMITH

AN ACT

To amend and reenact R.S. 56:55.2(A), relative to Department of Wildlife and Fisheries enforcement agents; to provide relative to the power and authority of such agents; to provide that graduates of the Department of Wildlife and Fisheries enforcement training academy shall be vested with general law enforcement powers; and to provide for related matters.

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. 1580—**

BY REPRESENTATIVE WRIGHT

AN ACT

To enact R.S. 52:5, relative to the jurisdiction over lands sited in the state but within the custody of the United States; to provide that the governor may give concurrent jurisdiction to the United States over lands under administration by the United States Department of Justice; 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. 2044 (Substitute for House Bill No. 1646 by Representative Martiny)—**

BY REPRESENTATIVES MARTINY, BRUCE, BRUNEAU, CAZAYOUX, DEVILLIER, FARRAR, HEATON, HEBERT, LAFLEUR, MORRELL, ROMERO, AND WOOTON AND SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 27:3(4) through (8), 27(A)(introductory paragraph) and (C), 44(6), (7), (18), (19), and (20), 47, 58(9), 68(A), 70(A), 72(A), 74, 75(A), (B), (C), (D), and (E), 81, 91(A), 205(9), (10), (27), (28), and (33), 250, 251, 301(B)(6)

and (11), 353(3) and (9), 363(B)(1), and 364(A)(1)(b)(iv), to enact R.S. 27:3(9) through (23), 27(D), 28 through 30.2, and 365(5), and to repeal R.S. 27:44(8), 70(B) and (C), 75(F), 76, 77, 78, 82, 83, 89, 91(D) and (E), 99, 205(11) and (19), 230(A) and (B), 238, 255, 263, 305(B), 311(A)(1) and (F), 361(B)(2), 362, 363(B)(2), (C), and (E), and 375(A), relative to the Louisiana Gaming Control Law; to revise certain statutory provisions regarding the regulation of gaming; to provide for definitions; to provide for suitability standards for certain gaming licensees; to provide for exceptions; to establish fees; to provide for the collection and disposition of fees; to provide for criteria for the issuance of manufacturers, gaming suppliers, and employee permits; to repeal certain duplicative language; to create the crime of false statements related to gaming; to create the crime of unlawful use of state issued identification to gain access to gaming facilities; to provide for penalties; to repeal existing provisions regarding appeals of decisions of the casino gaming corporation board and riverboat gaming commission; to provide for penalties for failure to renew a permit timely; to create the crime of unlawful use of an expired permit; to repeal obsolete local option provisions regarding riverboat gaming in Calcasieu and Ouachita Parishes; to repeal the provision of law requiring not more than sixty percent of video draw poker devices sold or distributed in the state were manufactured by the same manufacturer; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

#### SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 2044 by Representative Martiny

##### AMENDMENT NO. 1

On page 12, line 21, change "H." to "H.(1)"

##### AMENDMENT NO. 2

On page 13, in between lines 6 and 7, insert the following:

" (2) A lessor of immovable property forming any part of the complex of a licensed gaming operation are required to submit to suitability. Notwithstanding anything contained in this Chapter to the contrary, the obligations to the division of the real estate lessor of a licensee who receives less than two percent of the net gaming revenue of a licensee and who is not involved in the day to day operations of the licensee shall be to meet the criminal history requirements delineated in R.S. 27:28(B) and to provide such financial information, documentation, and necessary release forms for the division to make a determination that no person who is disqualified under the suitability provisions contained in this Chapter is receiving any funds received by the lessor from the licensee."

On motion of Senator Cravins, 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.

#### Special Order of the Day

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

#### SENATE BILL NO. 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 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 1, line 2, after "repeal" delete the remainder of the line and delete line 3, and insert "part XVI of Chapter"

**AMENDMENT NO. 2**

On page 2, delete lines 16 and 17 and insert "2198.6, Chapter 8-D of Title"

**AMENDMENT NO. 3**

On page 2, line 25, after "1827," delete the remainder of the line and delete lines 26 and 27

**AMENDMENT NO. 4**

On page 3, delete line 1, and insert "Subpart G-3 of Part"

**AMENDMENT NO. 5**

On page 3, line 7, after "Section 1." delete the remainder of the line and delete line 8, and insert "Part XVI of"

**AMENDMENT NO. 6**

On page 4, line 7, after "2198.6," delete the remainder of the line and delete line 8

**AMENDMENT NO. 7**

On page 4, delete lines 16 through 18, and insert "through 1827" and on line 19, delete "through 2406"

On motion of Senator Ullo, the amendments were adopted.

**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. 974 by Senator Ullo

**AMENDMENT NO. 1**

On page 2, line 2, after "2157," delete the remainder of the line and delete line 3, and on line 4, delete "2357,"

**AMENDMENT NO. 2**

On page 3, line 22, after "2157," delete the remainder of the line and delete line 23, and insert the following: "Chapter 39 of Title 34 of the"

On motion of Senator Smith, the amendments were adopted.

**Floor Amendments Sent Up**

Senator Hines sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

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

**AMENDMENT NO. 1**

On page 2, line 14, after "R.S. 40:2194.4," delete the remainder of the line, delete line 15 and on line 16 delete "2198.6,"

**AMENDMENT NO. 2**

On page 4, delete line 6 and on line 7 delete "comprised of R.S. 40:2198 through 2198.6"

On motion of Senator Hines, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total—0

**ABSENT**

Bajoie	Johnson	McPherson
Fields, C	Jones, C	Thomas
Total—6		

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



**Senate Bills and Joint Resolutions  
Returned from the House  
of Representatives with Amendments**

The following Senate Bills and Joint Resolutions returned from the House of Representatives with amendments were taken up and acted upon as follows:

**SENATE BILL NO. 627—**

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

**AN ACT**

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

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

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

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

**SENATE CONCURRENT RESOLUTION NO. 17—**

BY SENATOR C. FIELDS

**A CONCURRENT RESOLUTION**

To urge and request the Department of Civil Service to modify the civil service rules and regulations so as to accept any college credit or degrees from schools which are a part of the Louisiana Community and Technical College System and which have been accredited by the Council of Occupational Education.

Reported favorably by the Committee on Senate and Governmental Affairs.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Fields, W	Marionneaux
Barham	Fontenot	Michot
Bean	Heitmeier	Mount
Boissiere	Hollis	Romero
Cain	Hoyt	Schedler
Campbell	Irons	Smith
Chaisson	Johnson	Tarver
Dardenne	Jones, B	Theunissen
Dean	Lambert	Ullo

Dupre  
Ellington  
Total—31

Lentini  
Malone

NAYS

Total—0

ABSENT

Bajoie  
Cravins  
Fields, C  
Total—8

Gautreaux  
Hines  
Jones, C

McPherson  
Thomas

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

**SENATE CONCURRENT RESOLUTION NO. 67—**

BY SENATOR IRONS

**A CONCURRENT RESOLUTION**

To create a special legislative committee to provide oversight over the use of federal TANF funds.

Reported with amendments by the Committee on Health and Welfare.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Concurrent Resolution No. 67 by Senator Irons

**AMENDMENT NO. 1**

On page 2, line 2, change "2000" to "2001"

**AMENDMENT NO. 2**

On page 2, after line 27, insert the following:

"(6) The chairman of Senate Committee on Education, or his designee.

(7) The chairman of the House Committee on Education, or his designee."

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

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

**SENATE CONCURRENT RESOLUTION NO. 77—**

BY SENATORS W. FIELDS, CRAVINS AND C. JONES AND REPRESENTATIVES HOLDEN, HUDSON AND PIERRE

**A CONCURRENT RESOLUTION**

To express support of Alpha Phi Alpha Fraternity, Inc.'s Voter Education and Registration Campaign 2001 whereby the fraternity is in the process of educating and registering voters across the state of Louisiana.

Reported favorably by the Committee on Senate and Governmental Affairs.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Barham	Fontenot	Malone
Bean	Gautreaux	Marionneaux
Boissiere	Heitmeier	Mount
Cain	Hines	Romero
Campbell	Hollis	Schedler
Chaisson	Hoyt	Smith
Dardenne	Johnson	Tarver
Dean	Jones, B	Theunissen
Dupre	Lambert	Ullo
Fields, W	Lentini	
Total—29		

**NAYS**

Total—0

**ABSENT**

Mr. President	Fields, C	Michot
Bajoie	Irons	Thomas
Cravins	Jones, C	
Ellington	McPherson	
Total—10		

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

**SENATE CONCURRENT RESOLUTION NO. 81—**

BY SENATORS W. FIELDS, CRAVINS, AND C.D. JONES AND REPRESENTATIVES HOLDEN, HUDSON, AND PIERRE

**A CONCURRENT RESOLUTION**

To proclaim the week of October 7-13, 2001 as Alpha Phi Alpha Fraternity, Inc.'s "Project Alpha Week" and to provide for suitable observance of such week.

Reported favorably by the Committee on Health and Welfare.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Barham	Gautreaux	Marionneaux
Bean	Heitmeier	Michot
Boissiere	Hines	Mount
Cain	Hollis	Romero
Campbell	Hoyt	Schedler
Chaisson	Irons	Smith

Dardenne  
Dean  
Dupre  
Fields, W  
Fontenot  
Total—31

Johnson	Tarver
Jones, B	Theunissen
Lambert	Ullo
Lentini	
Malone	

**NAYS**

Total—0

**ABSENT**

Mr. President	Ellington	McPherson
Bajoie	Fields, C	Thomas
Cravins	Jones, C	
Total—8		

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

**SENATE CONCURRENT RESOLUTION NO. 82—**

BY SENATOR W. FIELDS, CRAVINS, AND C. D. JONES AND

**A CONCURRENT RESOLUTION**

To express support of Alpha Kappa Alpha Sorority, Incorporated in its efforts to improve voting systems and address the results of the 2000 census as it applies to the to the redistricting.

Reported favorably by the Committee on Senate and Governmental Affairs.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total—0

**ABSENT**

Mr. President	Ellington	McPherson
Bajoie	Fields, C	Thomas
Cravins	Jones, C	
Total—8		

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

**SENATE CONCURRENT RESOLUTION NO. 83—**

BY SENATOR W. FIELDS, CRAVINS, AND C. D. JONES AND REPRESENTATIVES HOLDEN, HUDSON, AND PIERRE

**A CONCURRENT RESOLUTION**

To commend the members of Alpha Kappa Alpha Sorority, Incorporated for their devoted service to promoting Buckle-Up America, a partnership with the National Transportation Safety Board to promote seat belt safety.

Reported favorably by the Committee on Commerce and Consumer Protection.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total—0

**ABSENT**

Mr. President	Fields, C	Thomas
Bajoie	Jones, C	
Cravins	McPherson	
Total—7		

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

**SENATE CONCURRENT RESOLUTION NO. 74—**

BY SENATOR CAIN

**A CONCURRENT RESOLUTION**

To urge and request the office of state parks to conduct a study to determine if certain portions of Bundick Swamp in Beauregard Parish are suitable for inclusion in the state park system.

Reported favorably by the Committee on Natural Resources.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total—0

**ABSENT**

Mr. President	Cravins	McPherson
Bajoie	Fields, C	Thomas
Campbell	Jones, C	
Total—8		

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

**Senate Bills and Joint Resolutions on  
Third Reading  
and Final Passage**

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

**SENATE BILL NO. 322—**

BY SENATOR HEITMEIER

**AN ACT**

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

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

**Senator Lambert in the Chair**

## 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.

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

#### NAYS

Total—0

#### ABSENT

Bajoie	Fields, C	McPherson
Cravins	Jones, C	Thomas
Total—6		

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. 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.

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

## 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.

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

## SENATE BILL NO. 508—

BY SENATOR SCHEDLER

### AN ACT

To amend and reenact R.S. 46:2691(A) and to enact R.S. 46:2691(C), 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.

### 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. 508 by Senator Schedler

### AMENDMENT NO. 1

On page 1, line 13, following "designated" and before "the" delete "as"

On motion of Senator Lambert, the amendments were adopted.

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

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. President	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	Ullo
Dupre	Lambert	
Ellington	Lentini	
Total—34		

#### NAYS

Total—0

#### ABSENT

Bajoie	Jones, C	Thomas
Fields, C	McPherson	
Total—5		

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

### Mr. President in the Chair

#### 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.

### 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. 776 by Senator B. Jones

#### AMENDMENT NO. 1

On page 1, line 8, after "systems" insert "or nonpublic schools"

#### AMENDMENT NO. 2

On page 2, line 2, after "system" insert "or nonpublic school approved by the state that is in compliance with the judgement in *Brumfield v. Dodd* to the extent provided in Subsection J of this Section"

#### AMENDMENT NO. 3

On page 2, line 7, after "system's" insert "or nonpublic school's"

#### AMENDMENT NO. 4

On page 2, line 20, after "system" insert "or nonpublic school"

#### AMENDMENT NO. 5

On page 3, line 3, after "system" insert "or nonpublic school"

#### AMENDMENT NO. 6

On page 3, line 8, after "system" insert "or nonpublic school"

#### AMENDMENT NO. 7

On page 3, line 9, after "system" insert "or nonpublic school"

#### AMENDMENT NO. 8

On page 3, line 11, after "system" insert "or nonpublic school"

#### AMENDMENT NO. 9

On page 3, line 27, after "system" insert "or the principal or headmaster of the nonpublic school"

#### AMENDMENT NO. 10

On page 4, line 6, after "system" insert "or the principal or headmaster of the nonpublic school"

#### AMENDMENT NO. 11

On page 5, line 10, after "system" insert "or nonpublic school"

#### AMENDMENT NO. 12

On page 5, line 17, change "system's jurisdiction" to "jurisdiction of the system or nonpublic school"

#### AMENDMENT NO. 13

On page 6, line 1, delete "other"

#### AMENDMENT NO. 14

On page 6, line 3, after "system" insert "or nonpublic school"

#### AMENDMENT NO. 15

On page 6, line 14, after "system" insert "or nonpublic school"

AMENDMENT NO. 16

On page 6, line 15, after "systems" insert "or nonpublic schools"

AMENDMENT NO. 17

On page 6, line 23, delete "other"

AMENDMENT NO. 18

On page 6, line 25, after "system" insert "or nonpublic school"

AMENDMENT NO. 19

On page 8, line 3, after "system" insert "or nonpublic school"

AMENDMENT NO. 20

On page 8, line 4, after "system" insert "or nonpublic school"

AMENDMENT NO. 21

On page 8, line 10, delete "local"

AMENDMENT NO. 22

On page 9, line 2, after "systems" insert "and nonpublic schools"

AMENDMENT NO. 23

On page 9, line 15, after "system" insert "or nonpublic school"

AMENDMENT NO. 24

On page 9, line 21, after "system" insert "or nonpublic school"

AMENDMENT NO. 25

On page 9, line 23, after "system" insert "or nonpublic school"

AMENDMENT NO. 26

On page 9, line 27, after "system" insert "or nonpublic school"

AMENDMENT NO. 27

On page 10, line 3, after "payable" insert "to public school systems"

AMENDMENT NO. 28

On page 10, line 4, after "regulations." insert "Provision for the conditions and regulations as they apply to participating nonpublic schools shall be provided for by rule of the State Board of Elementary and Secondary Education."

AMENDMENT NO. 29

On page 10, line 5, after "system" insert "or nonpublic school"

AMENDMENT NO. 30

On page 10, line 11, after "system" insert "or nonpublic school"

AMENDMENT NO. 31

On page 10, line 24, after "determination." insert "All materials, equipment, and supplies purchased with these funds shall be the property of the state of Louisiana."

AMENDMENT NO. 32

On page 11, line 5, change "Section" to "Paragraph"

AMENDMENT NO. 33

On page 11, line 17, after "(ii)" change "An" to "After setting aside up to fifteen percent of the total amount available for allocation

among all eligible applicants for allocation as provided in Subsection J of this Section, an"

AMENDMENT NO. 34

On page 13, between lines 4 and 5, insert the following:

"J.(1) Up to fifteen percent of the total amount available for the provision of ECD classes may be available to fund eligible applicants which are nonpublic schools approved by the state that are in compliance with the judgment in *Brumfield v. Dodd*.

(2) Should the amount provided for in this Subsection be insufficient to fully fund ECD classes in every nonpublic school which applies and is eligible to participate, such applications shall be funded according to the order of their application. Applications shall be dated and timed as they are received by the state board.

(3) In any year, should the amount set aside pursuant to this Subsection exceed that needed to fully fund all eligible nonpublic applicants, unallocated funds shall be allocated among unfunded eligible public systems in accordance with this Section."

AMENDMENT NO. 35

On page 13, line 5, change "J." to "K."

AMENDMENT NO. 36

On page 13, line 12, after "systems" insert "or nonpublic schools"

**Motion**

Senator B. Jones moved the previous question on the amendment.

Senator Dean objected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Barham	Heitmeier	Smith
Cain	Hines	Tarver
Chaisson	Hollis	Theunissen
Dupre	Hoyt	Ullo
Ellington	Lambert	
Fontenot	Marionneaux	
Total—16		

**NAYS**

Bean	Fields, C	Malone
Boissiere	Fields, W	McPherson
Campbell	Gautreaux	Michot
Cravins	Johnson	Mount
Dardenne	Jones, B	Romero
Dean	Lentini	Schedler
Total—18		

**ABSENT**

Mr. President	Irons	Thomas
Bajoie	Jones, C	
Total—5		

The Chair declared the Senate refused to call the previous question on the amendment.

Senator Cravins moved adoption of the amendments.

Senator B. Jones objected.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. President	Gautreaux	Lentini
Campbell	Heitmeier	Malone
Cravins	Johnson	Michot
Dean	Lambert	Ullo
Total—12		

#### NAYS

Barham	Fields, W	McPherson
Bean	Fontenot	Mount
Boissiere	Hines	Romero
Cain	Hollis	Schedler
Chaisson	Hoyt	Smith
Dardenne	Irons	Tarver
Dupre	Jones, B	Theunissen
Ellington	Jones, C	
Fields, C	Marionneaux	
Total—25		

#### ABSENT

Bajoie	Thomas
Total—2	

The Chair declared the amendments were rejected.

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

### ROLL CALL

The roll was called with the following result:

#### YEAS

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

Dupre	Jones, B	Tarver
Ellington	Jones, C	Theunissen
Fields, C	Lambert	Ullo
Total—36		

#### NAYS

Total—0

#### ABSENT

Mr. President	Bajoie	Thomas
Total—3		

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

### SENATE BILL NO. 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.

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

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. President	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	Irons	Tarver
Dean	Johnson	Theunissen
Dupre	Jones, C	Ullo
Ellington	Lambert	
Total—35		

#### NAYS

Total—0

#### ABSENT

Bajoie	Schedler
Jones, B	Thomas
Total—4	

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

**SENATE BILL NO. 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 respect to retirement options; to create a 50% spousal option; to increase contributions to pay for the cost of the benefit; to provide for an effective date; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total—0

**ABSENT**

Mr. President	Marionneaux
Bajoie	Thomas
Total—4	

The Chair declared the 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. 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; to authorize the establishment of advisory councils; and to provide for related matters.

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

**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.

**Floor Amendments Sent Up**

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

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator B. Jones to Engrossed Senate Bill No. 1072 by Senator B. Jones

**AMENDMENT NO. 1**

On page 1, line 4, after "create" insert "certain" and after "districts" delete the remainder of the line

**AMENDMENT NO. 2**

On page 1, line 5, at the beginning of the line delete "thousand or fewer" and insert the following: "; to allow certain school boards to divide precincts for the purpose of reapportionment"

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Johnson  
Total—1

**ABSENT**



Bajoie Fields, C  
Cravins Thomas  
Total—4

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

**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.

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

**ROLL CALL**

The roll was called with the following result:

## YEAS

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

## NAYS

Total—0

## ABSENT

Mr. President	Jones, B
Bajoie	Thomas
Total—4	

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

**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."

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

**ROLL CALL**

The roll was called with the following result:

## YEAS

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

## NAYS

Total—0

## ABSENT

Mr. President	Jones, B	Thomas
Bajoie	Lambert	
Total—5		

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

**SENATE BILL NO. 74—**

BY SENATORS CAIN AND HOLLIS

## 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.

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

**ROLL CALL**

The roll was called with the following result:

## YEAS

Mr. President	Fontenot	Lentini
Barham	Gautreaux	McPherson
Boissiere	Hines	Michot
Cain	Hollis	Mount
Chaisson	Hoyt	Romero
Cravins	Irons	Schedler

Dardenne	Johnson	Smith
Dean	Jones, B	Theunissen
Dupre	Jones, C	Ullo
Ellington	Lambert	
Total—29		

NAYS

Fields, C	Heitmeier	Marionneaux
Fields, W	Malone	Tarver
Total—6		

ABSENT

Bajoie	Campbell
Bean	Thomas
Total—4	

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

**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 authorize the Department of Environmental Quality to hold public hearings upon receipt of an application for a permit; and to provide for related matters.

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

**SENATE BILL NO. 206—**

BY SENATORS GAUTREAUX AND DUPRE

AN ACT

To amend and reenact R.S. 30:2018(C) and (D), 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.

**Floor Amendments Sent Up**

Senator Fontenot sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Fontenot to Engrossed Senate Bill No. 206 by Senators Gautreaux and Dupre

**AMENDMENT NO. 1**

On page 1, line 2, after "(C)" delete "and (D)" and insert ", (D) and (H)"

**AMENDMENT NO. 2**

On page 1, line 8, after "(C)" delete "and (D)" and insert ", (D) and (H)"

**AMENDMENT NO. 3**

On page 2, line 11, after "hearing," insert the following: "**The department shall identify the appropriate newspaper where the notice required by this Subsection is to be published.**"

**AMENDMENT NO. 4**

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

"H. ~~Nothing in this~~ Section ~~shall relieve~~ **may be used by** permit applicants or the department ~~from to satisfy~~ the public trustee requirements set forth in Article IX, Section 1 of the Constitution of Louisiana and by the Supreme Court of Louisiana in *Save Ourselves v. Louisiana Environmental Control Commission*, 452 So.2d 1152 (La. 1984). Subsequent case law and laws interpreting said decisions and the rules and regulations adopted by the department in accordance with those decisions may be used to implement these requirements."

On motion of Senator Fontenot, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President	Bajoie	Thomas
Total—3		

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

**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.

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

### ROLL CALL

The roll was called with the following result:

#### YEAS

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

#### NAYS

Total—0

#### ABSENT

Mr. President	Marionneaux
Bajoie	Thomas
Total—4	

The Chair declared the 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. 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.

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

### ROLL CALL

The roll was called with the following result:

#### YEAS

Barham	Fields, W	Lentini
Bean	Fontenot	Malone
Boissiere	Gautreaux	Marionneaux
Cain	Heitmeier	McPherson

Campbell  
Chaisson  
Cravins  
Dardenne  
Dean  
Dupre  
Ellington  
Fields, C  
Total—36

Hines	Michot
Hollis	Mount
Hoyt	Romero
Irons	Schedler
Johnson	Smith
Jones, B	Tarver
Jones, C	Theunissen
Lambert	Ullo

#### NAYS

Total—0

#### ABSENT

Mr. President	Bajoie	Thomas
Total—3		

The Chair declared the 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. 295—

BY SENATOR MICHOT

#### AN ACT

To enact Chapter 1 of Code Title IV of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:2601 through 2620, relative to uniform electronic transactions; to enact the Uniform Electronic Transactions Act; to provide for definitions; to provide for the applicability of electronic records and electronic signatures; to provide for exceptions to the use of electronic records and electronic signatures; to provide for variation by agreement in certain circumstances; to provide for legal recognition and enforceability; to provide for satisfaction of requirements for written records; to provide for attribution of electronic records and electronic signatures to individuals; to provide for the effect of changes or errors in electronic records; to provide for the use of security procedures; to provide for notarization and acknowledgment; to provide for the retention of electronic records; to provide for the admissibility of electronic records and electronic signatures into evidence; to provide rules for automated transactions; to provide for the sending, receiving, and retrieving of electronic records and electronic signatures; to provide for transferable electronic records; to provide for the creation, retention, acceptance, distribution, and interoperability of electronic records by governmental agencies; and to provide for related matters.

On motion of Senator Michot, the bill, which is a duplicate of House Bill No. 888 was read by title and returned to the Calendar, subject to call.

### 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 a 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 such plea is entered; and to provide for related matters.

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

### ROLL CALL

The roll was called with the following result:

#### YEAS

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

#### NAYS

Total—0

#### ABSENT

Mr. President	Bajoie	Thomas
Total—3		

The Chair declared the 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. 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.

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

### 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; and to provide for related matters.

### Floor Amendments Sent Up

Senator Hines sent up floor amendments which were read.

### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hines to Engrossed Senate Bill No. 494 by Senator Hines

#### AMENDMENT NO. 1

On page 1, line 10, delete "Any" and insert in lieu thereof the following:

"A. Notwithstanding the provisions of Civil Code Articles 184 and 185 to the contrary and in addition to the provisions of Civil Code Article 179, any"

#### AMENDMENT NO. 2

On page 1, line 13, between "spouse" and "within" insert the following: ", using the gametes of the decedent,"

#### AMENDMENT NO. 3

On page 1, below line 14, add the following:

"B. Any heir or legatee of the decedent whose interest in the succession of the decedent will be reduced by the birth of a child conceived as provided in Subsection A of this Section shall have one year from the birth of such child within which to bring an action to disavow paternity."

On motion of Senator Hines, the amendments were adopted.

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

### ROLL CALL

The roll was called with the following result:

#### YEAS

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

#### NAYS

Malone	Marionneaux
Total—2	

#### ABSENT

Mr. President                      Bajoie                      Thomas  
Total—3

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

**SENATE BILL NO. 559—**

BY SENATOR LENTINI

**AN ACT**

To amend and reenact R.S. 14:98(K) and the introductory paragraph of 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 a 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 the exception allowing such person to obtain a restricted license if an ignition lock device is installed on his motor vehicle; to authorize a restricted license at the 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.

**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. 559 by Senator Lentini

**AMENDMENT NO. 1**

On page 1, line 4 and on page 2, line 22, following "415.1(A)(1)" and before the comma "," insert "(introductory paragraph)"

**AMENDMENT NO. 2**

On page 3, line 27, following ".10" and before "percent" delete "grams"

**AMENDMENT NO. 3**

On page 4, line 2, following ".10" and before "percent" delete "grams"

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**

Mr. President                      Fields, C                      Marionneaux

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

Total—34

**NAYS**

Fields, W  
Total—1

**ABSENT**

Bajoie	Hines
Gautreaux	Thomas

Total—4

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. 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 a definition of original harm; and to provide for related matters.

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

**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 authorize the adoption and donation of unclaimed horses; to provide for the establishment of adoption and donation guidelines; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Fields, W	Malone
Barham	Fontenot	McPherson
Bean	Gautreaux	Michot
Boissiere	Hines	Mount
Cain	Hollis	Romero

Chaisson  
Cravins  
Dardenne  
Dean  
Dupre  
Ellington  
Total—31

Irons  
Johnson  
Jones, B  
Jones, C  
Lambert  
Lentini

Schedler  
Smith  
Theunissen  
Ullo

NAYS

Total—0

ABSENT

Bajoie  
Campbell  
Fields, C  
Total—8

Heitmeier  
Hoyt  
Marionneaux

Tarver  
Thomas

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

### 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.

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  
Barham  
Bean  
Boissiere  
Cain  
Campbell  
Chaisson  
Dardenne  
Dean  
Dupre  
Ellington  
Fields, W  
Total—35

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

Malone  
Marionneaux  
McPherson  
Michot  
Mount  
Romero  
Schedler  
Smith  
Tarver  
Theunissen  
Ullo

NAYS

Total—0

ABSENT

Bajoie  
Cravins  
Total—4

Fields, C  
Thomas

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. 823— BY SENATOR IRONS

AN ACT

To amend and reenact R.S. 3:2093(9) and R.S. 14:102.1(A)(1)(c) and (e), and (B)(1) and (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), and 102.1(B)(2), relative to animal cruelty; to provide for the crime of livestock tampering; 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. 823 by Senator Irons

#### AMENDMENT NO. 1

On page 4, line 16, at the beginning of the line, change "(2)" to "B."

#### AMENDMENT NO. 2

On page 4, line 20, at the end of the line, change "Where" to "When"

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. 823 by Senator Irons

#### AMENDMENT NO. 1

On page 3, line 14, after "ages," insert "and"

#### AMENDMENT NO. 2

On page 3, line 15, after "species" delete ", and farm-raised ratite species"

On motion of Senator Cravins, the amendments were adopted.

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

### Rules Suspended

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

### Introduction of Senate 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. 92—

BY SENATOR HINES

##### A CONCURRENT RESOLUTION

To continue and provide with respect to the task force created to study the impact of assisted conception and artificial means of reproduction relative to state law established during the 1999 Regular Session pursuant to Senate Concurrent Resolution No. 141.

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

#### SENATE CONCURRENT RESOLUTION NO. 93—

BY SENATOR DARDENNE

##### A CONCURRENT RESOLUTION

To offer the condolences of the members of the legislature, past and present, to the family of Carlos G. Spaht and to acknowledge his extraordinary life and career.

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

#### NAYS

Total—0

#### ABSENT

Bajoie	Fields, C	Thomas
Cravins	Malone	
Total—5		

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

#### SENATE CONCURRENT RESOLUTION NO. 94—

BY SENATOR SCHEDLER

##### A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals, the Louisiana State University Health Services Center-Health Care Services Division, and the University Hospital in Shreveport to study and make recommendations on a common acute care hospital payment methodology.

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

#### SENATE CONCURRENT RESOLUTION NO. 95—

BY SENATOR DUPRE

##### A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Senate and Governmental Affairs and the House Committee on House and Governmental Affairs to meet and to function as a joint committee to study the manner in which presidential electors are elected.

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

#### SENATE CONCURRENT RESOLUTION NO. 96—

BY SENATOR ULLO

##### A CONCURRENT RESOLUTION

To urge and request Entergy to proceed with its pre-merger plans to expand construction to help alleviate projected electric power production shortfalls and address transmission problems in Louisiana.

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

#### SENATE CONCURRENT RESOLUTION NO. 97—

BY SENATOR ULLO

##### A CONCURRENT RESOLUTION

To urge and request Entergy Corporation to develop mechanisms to assist residential and commercial customers in reducing energy use through increased energy efficiency, and to assist low income households in managing and reducing energy cost by providing direct bill assistance during periods of excessive energy peaks.

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

#### SENATE CONCURRENT RESOLUTION NO. 98—

BY SENATORS CAMPBELL AND MCPHERSON

##### A CONCURRENT RESOLUTION

To salute and commend the Louisiana Nursing Home Association and the Hospice Care of Louisiana for their efforts in providing medical equipment, supplies, and funding for the hospice care program at Louisiana State Penitentiary at Angola.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total—0

**ABSENT**

Mr. President	Fields, C	Thomas
Bajoie	Hines	
Total—5		

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

**SENATE CONCURRENT RESOLUTION NO. 99—**

BY SENATOR HOYT

**A CONCURRENT RESOLUTION**

To urge and request the governing authority of each public elementary and secondary school to develop, adopt, and implement a policy to provide for the preemployment drug screening and in-service testing of any person employed as a teacher, substitute teacher, bus driver, substitute bus driver, school administrator or any other school employee who might reasonably be expected to be placed in a position of supervisory or disciplinary authority over students.

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

**SENATE CONCURRENT RESOLUTION NO. 100—**

BY SENATOR C. JONES

**A CONCURRENT RESOLUTION**

To urge and request the State Board of Elementary and Secondary Education and the state Department of Education to seek any and all federal grant opportunities to provide financial assistance for the start-up and operational expenses of charter schools in Louisiana.

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

**SENATE CONCURRENT RESOLUTION NO. 101—**

BY SENATOR C. JONES

**A CONCURRENT RESOLUTION**

To direct the Senate Committee on Senate and Governmental Affairs and the House Committee on House and Governmental Affairs to meet and to function as a joint committee to study the feasibility of transferring the responsibility to conduct all administrative hearings to the division of administrative law.

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

**SENATE CONCURRENT RESOLUTION NO. 102—**

BY SENATOR C. JONES

**A CONCURRENT RESOLUTION**

To adopt Joint Rule No. 20 of the Joint Rules of the Senate and House of Representatives, relative to legislative instruments which establishes a minimum or maximum prison sentence; to require that a copy of an economic impact statement be attached to the instrument prior to its consideration by any committee of either house of the legislature unless the committee otherwise decides.

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

**SENATE CONCURRENT RESOLUTION NO. 103—**

BY SENATOR DEAN

**A CONCURRENT RESOLUTION**

To urge and request the Blue Ribbon Commission on Teacher Quality, in consultation with the Louisiana School and District Accountability Advisory Commission, to study and make recommendations to the legislature on the usefulness, value and advisability of providing merit pay to teachers who demonstrate exemplary performance in the classroom and succeed in improving student achievement.

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

**SENATE CONCURRENT RESOLUTION NO. 104—**

BY SENATOR HOYT

**A CONCURRENT RESOLUTION**

To urge and request the Louisiana Lottery Corporation to pay per diem, rather than salary, to its board members.

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

**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 7, 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. 983—**

BY REPRESENTATIVE MARTINY AND SENATOR LENTINI  
AN ACT

To amend and reenact R.S. 15:1171(A) and 1172(A), relative to corrections administrative remedy procedure; to provide that the procedures shall be adopted in accordance with the Administrative Procedure Act; to delete provisions requiring approval of the procedures by a federal court; to delete provisions requiring compliance with the Civil Rights of Institutionalized Persons Act; to provide that any administrative remedy in effect is in compliance with this Act; and to provide for related matters.

**HOUSE BILL NO. 998—**

BY REPRESENTATIVE PIERRE  
AN ACT

To amend and reenact R.S. 41:1222(A), relative to surface leases of state lands; to provide for the Registrar of the State Land Office executing certain surface leases on state lands, including water bottoms; and to provide for related matters.

**HOUSE BILL NO. 1118—**

BY REPRESENTATIVE FAUCHEUX  
AN ACT

To amend and reenact R.S. 13:3715.1(J) and R.S. 37:2804(A), 2805(B)(1) (introductory paragraph) and (f) and (g), 2809(A)(1) and (4), 2814, and 2816(B), to enact R.S. 37:2802(G), 2804(J), and 2805(B)(2), and to repeal R.S. 37:2816(A)(16), relative to chiropractors and the Louisiana State Board of Chiropractic Examiners; to provide for additional powers and duties of the board; to provide for removal of non-participating board members; to provide for alternative examination requirements; to provide for an increase in license application and renewal fees; to provide for waiver of renewals while on active duty in the military; to provide for an increase in fines for suspended and revoked licenses; and to provide for related matters.

**HOUSE BILL NO. 1204—**

BY REPRESENTATIVE DURAND  
AN ACT

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

**HOUSE BILL NO. 1253—**

BY REPRESENTATIVE BOWLER  
AN ACT

To amend and reenact R.S. 22:2(I), relative to the commissioner of insurance; to provide for confidential documents; and to provide for related matters.

**HOUSE BILL NO. 1254—**

BY REPRESENTATIVES CLARKSON, ALARIO, DAMICO, ODINET, TOOMY, AND TUCKER  
AN ACT

To enact R.S. 44:4(29), relative to exemptions from the public records law; to provide that the personal information of toll patrons of the Crescent City Connection and the Greater New Orleans Expressway is exempt from the public records law; and to provide for related matters.

**HOUSE BILL NO. 1351—**

BY REPRESENTATIVE THOMPSON  
AN ACT

To authorize and provide for the transfer or lease of certain property to the Department of Culture, Recreation and Tourism; and to provide for related matters.

**HOUSE BILL NO. 1369—**

BY REPRESENTATIVE FRITH  
AN ACT

To enact R.S. 15:712, relative to correctional facilities; to provide that citizens may request wardens or superintendents to intercept mail from prisoners to those citizens; to provide for a limitation of liability for wardens and superintendents for mail transmitted by prisoners; and to provide for related matters.

**HOUSE BILL NO. 1824—**

BY REPRESENTATIVE THOMPSON  
AN ACT

To authorize and provide for the transfer or lease of certain state property in Richland Parish to the adjacent landowner from the Department of Public Safety and Corrections; and to provide for related matters.

**HOUSE BILL NO. 1859—**

BY REPRESENTATIVE MARTINY  
AN ACT

To amend and reenact Code of Criminal Procedure Articles 411(A), 412(A), and 413(B) and to repeal Code of Criminal Procedure Article 413(C), relative to drawing of grand jury venire and impaneling a grand jury; to provide for a statewide procedure for drawing a grand jury venire and impaneling a grand jury; to amend procedures for drawing of grand jury venire in Orleans Parish; to provide procedures for impaneling a grand jury; and to provide for related matters.

**HOUSE BILL NO. 1886—**

BY REPRESENTATIVE JOHNS  
AN ACT

To enact R.S. 44:4(29), relative to records of the Louisiana Board of Pharmacy; to except certain records from the laws relative to public records; and to provide for related matters.

**HOUSE BILL NO. 1885—**

BY REPRESENTATIVES HUNTER, BRUCE, MORRELL, AND ROMERO  
AN ACT

To enact R.S. 14:50.2, relative to penalties for certain crimes of violence; to provide for enhanced penalties for certain crimes of violence when the victim is sixty-five years of age or older; and to provide for related matters.

**HOUSE BILL NO. 1933—**

BY REPRESENTATIVES CROWE, NEVERS, AND PERKINS  
AN ACT

To enact R.S. 17:2118, relative to displaying the national motto in certain schools; to require specified school officials to display the motto in certain locations; to require that the display meet certain standards; to provide relative to cost of implementation; and to provide for related matters.

**HOUSE BILL NO. 2000—**

BY REPRESENTATIVE CLARKSON  
AN ACT

To enact Part LVII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.172.1 through 1300.172.3, relative to mammograms; to provide for screening mammograms; to authorize the performance of mammograms without a prescription from a licensed practitioner; to provide for notification of the results; to provide limited immunity from civil liability; and to provide for related matters.

**HOUSE BILL NO. 1319—**

BY REPRESENTATIVE BROOME  
AN ACT

To amend and reenact R.S. 25:123(B), 124(B), and 124.1(C), relative to depositories for public documents; to provide relative to the duties of the recorder of state documents; to provide relative to state agency liaisons; to provide relative to the rules and regulation of state depositories; and to provide for related matters.

**HOUSE BILL NO. 2038—**

BY REPRESENTATIVE PERKINS  
AN ACT

To enact R.S. 14:44.2, relative to the crime of aggravated kidnapping; to create the crime of aggravated kidnapping of a child; to provide for penalties; and to provide for related matters.

**HOUSE BILL NO. 1517—**

BY REPRESENTATIVE CLARKSON  
AN ACT

To enact Chapter 28-A of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2151, relative to dating violence; to provide that victims of dating partners are entitled to the same benefits as family and household members under the Protection from Family Violence Act; to provide for the definition of a "dating partner"; 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. 983—**

BY REPRESENTATIVE MARTINY AND SENATOR LENTINI  
AN ACT

To amend and reenact R.S. 15:1171(A) and 1172(A), relative to corrections administrative remedy procedure; to provide that the procedures shall be adopted in accordance with the Administrative Procedure Act; to delete provisions requiring approval of the procedures by a federal court; to delete provisions requiring compliance with the Civil Rights of Institutionalized Persons Act; to provide that any administrative remedy in effect is in compliance with this Act; 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. 998—**

BY REPRESENTATIVE PIERRE  
AN ACT

To amend and reenact R.S. 41:1222(A), relative to surface leases of state lands; to provide for the Registrar of the State Land Office executing certain surface leases on state lands, including water bottoms; 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. 1118—**

BY REPRESENTATIVE FAUCHEUX  
AN ACT

To amend and reenact R.S. 13:3715.1(J) and R.S. 37:2804(A), 2805(B)(1) (introductory paragraph) and (f) and (g), 2809(A)(1) and (4), 2814, and 2816(B), to enact R.S. 37:2802(G), 2804(J), and 2805(B)(2), and to repeal R.S. 37:2816(A)(16), relative to chiropractors and the Louisiana State Board of Chiropractic Examiners; to provide for additional powers and duties of the board; to provide for removal of non-participating board members; to provide for alternative examination requirements; to provide for an increase in license application and renewal fees; to provide for waiver of renewals while on active duty in the military; to provide for an increase in fines for suspended and revoked licenses; 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. 1204—**

BY REPRESENTATIVE DURAND  
AN ACT

To authorize and provide for the transfer or lease of certain state property in St. Martin Parish from the division of administration; 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. 1253—**

BY REPRESENTATIVE BOWLER

**AN ACT**

To amend and reenact R.S. 22:2(I), relative to the commissioner of insurance; to provide for confidential documents; 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. 1254—**

BY REPRESENTATIVES CLARKSON, ALARIO, DAMICO, ODINET, TOOMY, AND TUCKER

**AN ACT**

To enact R.S. 44:4(29), relative to exemptions from the public records law; to provide that the personal information of toll patrons of the Crescent City Connection and the Greater New Orleans Expressway is exempt from the public records law; 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. 1319—**

BY REPRESENTATIVE BROOME

**AN ACT**

To amend and reenact R.S. 25:123(B), 124(B), and 124.1(C), relative to depositories for public documents; to provide relative to the duties of the recorder of state documents; to provide relative to state agency liaisons; to provide relative to the rules and regulation of state depositories; 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. 1351—**

BY REPRESENTATIVE THOMPSON

**AN ACT**

To authorize and provide for the transfer or lease of certain property to the Department of Culture, Recreation and Tourism; 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. 1369—**

BY REPRESENTATIVE FRITH

**AN ACT**

To enact R.S. 15:712, relative to correctional facilities; to provide that citizens may request wardens or superintendents to intercept mail from prisoners to those citizens; to provide for a limitation of liability for wardens and superintendents for mail transmitted by prisoners; 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. 1517—**

BY REPRESENTATIVE CLARKSON

**AN ACT**

To enact Chapter 28-A of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2151, relative to dating violence; to provide that victims of dating partners are entitled to the same benefits as family and household members under the Protection from Family Violence Act; to provide for the definition of a "dating partner"; 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. 1824—**

BY REPRESENTATIVE THOMPSON

**AN ACT**

To authorize and provide for the transfer or lease of certain state property in Richland Parish to the adjacent landowner from the Department of Public Safety and Corrections; 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. 1859—**

BY REPRESENTATIVE MARTINY

**AN ACT**

To amend and reenact Code of Criminal Procedure Articles 411(A), 412(A), and 413(B) and to repeal Code of Criminal Procedure Article 413(C), relative to drawing of grand jury venire and impaneling a grand jury; to provide for a statewide procedure for drawing a grand jury venire and impaneling a grand jury; to amend procedures for drawing of grand jury venire in Orleans Parish; to provide procedures for impaneling a grand jury; 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. 1885—**

BY REPRESENTATIVES HUNTER, BRUCE, MORRELL, AND ROMERO

**AN ACT**

To enact R.S. 14:50.2, relative to penalties for certain crimes of violence; to provide for enhanced penalties for certain crimes of violence when the victim is sixty-five years of age or older; 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. 1886—**

BY REPRESENTATIVE JOHNS

**AN ACT**

To enact R.S. 44:4(29), relative to records of the Louisiana Board of Pharmacy; to except certain records from the laws relative to public records; 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. 1933—**

BY REPRESENTATIVES CROWE, NEVERS, AND PERKINS  
AN ACT

To enact R.S. 17:2118, relative to displaying the national motto in certain schools; to require specified school officials to display the motto in certain locations; to require that the display meet certain standards; to provide relative to cost of implementation; and to provide for related matters.

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

**HOUSE BILL NO. 2000—**

BY REPRESENTATIVE CLARKSON  
AN ACT

To enact Part LVII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.172.1 through 1300.172.3, relative to mammograms; to provide for screening mammograms; to authorize the performance of mammograms without a prescription from a licensed practitioner; to provide for notification of the results; to provide limited immunity from civil liability; 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. 2038—**

BY REPRESENTATIVE PERKINS  
AN ACT

To enact R.S. 14:44.2, relative to the crime of aggravated kidnapping; to create the crime of aggravated kidnapping of a child; 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 C.

**Reports of Committees**

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON****REVENUE AND FISCAL AFFAIRS**

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

May 7, 2001

To the President and Members of the Senate:

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

**SENATE CONCURRENT RESOLUTION NO. 68—**

BY SENATOR B. JONES  
A CONCURRENT RESOLUTION

To create a state tax structure committee to study certain business inducements and tax credits and report its findings to the legislature by March 1, 2002.

Reported with amendments.

**SENATE BILL NO. 666—**

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

To amend and reenact R.S. 47:1516(E) and (G) and to enact R.S. 47:1516(H), relative to taxes; to authorize the secretary to contract with collection agencies to collect in-state tax debts; and to provide for related matters.

Reported by substitute.

**SENATE BILL NO. 694—**

BY SENATOR HOYT  
AN ACT

To enact R.S. 47:1414(D), relative to the state Board of Tax Appeals; to provide that qualified, licensed enrolled agents be allowed to represent taxpayers in matters before the board; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 904—**

BY SENATOR HAINKEL  
AN ACT

To amend and reenact R.S. 47:1512, relative to the powers and duties of the secretary of the Department of Revenue; to provide for the powers and duties of the secretary; to provide for the rates paid to private counsel hired to collect taxes; and to provide for related matters.

Reported with amendments.

Respectfully submitted,  
ROBERT J. BARHAM  
Chairman

**REPORT OF COMMITTEE ON****FINANCE**

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

May 7, 2001

To the President and Members of the Senate:

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

**SENATE CONCURRENT RESOLUTION NO. 57—**

BY SENATOR SCHEDLER  
A CONCURRENT RESOLUTION

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

Reported favorably.

**SENATE BILL NO. 154—**

BY SENATOR HAINKEL

**AN ACT**

To amend and reenact R.S. 33:1559(A) and (B), relative to the compensation of coroners; to permit rather than require the state to provide supplemental compensation to coroners; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 400—**

BY SENATOR MALONE

**AN ACT**

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

Reported favorably.

**SENATE BILL NO. 687—**

BY SENATOR HEITMEIER

**AN ACT**

To amend and reenact R.S. 47:820.5(B)(2)(a)(xi) and to enact R.S. 47:820.5(B)(2)(b)(v), relative to the Crescent City Connection Bridge; to provide for the use of toll proceeds; to provide for compensating property owners affected by certain projects; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 757—**

BY SENATOR SCHEDLER

**AN ACT**

To enact Chapter 55 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2701 through 2702, relative to funding of school-based services for Medicaid eligible recipients; to create the Medicaid Trust Fund for School-Based Services within the treasury; to provide for deposits of monies into the fund; to provide for investment and uses of monies in the fund; to provide for the interdepartmental transfer program; to provide for an effective date; 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. 781—**

BY SENATORS HINES, BAJOE AND SCHEDLER

**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.

Reported favorably.

**SENATE BILL NO. 853—**

BY SENATORS MCPHERSON, CAIN, ELLINGTON AND HINES, AND REPRESENTATIVES DEWITT, RIDDLE AND CURTIS

**AN ACT**

To amend and reenact R.S. 17:1501 and 1501.1 and the heading of Subpart B of Part II of Chapter 4 of Title 17 of the Louisiana Revised Statutes of 1950, relative to Louisiana State University at Alexandria; to provide relative to institutions under the management of the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College; to recognize and define Louisiana State University at Alexandria as an institution authorized to offer baccalaureate degrees; to provide for implementation; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 865—**

BY SENATOR THOMAS

**AN ACT**

To enact R.S. 22:230.5, relative to health insurance coverage; to provide with respect to health insurance benefits and options mandated by law; to provide for actuarial cost analysis and periodic reevaluations of statutory mandates; to provide that statutes mandating such benefits or options shall be null and void unless periodically reenacted by the legislature; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 883—**

BY SENATOR ELLINGTON

**AN ACT**

To enact Chapter 55 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2701, relative to health care; to create the Health Trust Fund within the state treasury; to provide for the appropriation of monies to the fund; to provide for investment and uses of monies in the fund; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 973—**

BY SENATOR MICHOT

**AN ACT**

To amend and reenact R.S. 813(A)(2), R.S. 9:3402(A), R.S. 14:403.2(E)(8)(a) and (b), R.S. 17:1253(1) and 1517(D)(4), R.S. 18:2(11), 3(A)(1), 101(E)(1)(c), 103(B)(3)(a), 115(A)(2), 151(C), 173(C), 562(C), 1280.22(A), 1300.2(B), 1300.3(A), 1306(E)(1)(f) and (2), 1308(A)(2)(b), and 1400.3(F), R.S. 23:6(1), 11, 183, 1291.1(A)(1), (C)(3), and (D), 1292(A), and 1306(A), R.S. 26:346(A) and (B), 354(I), 359(D), 360, and 373,

R.S. 30:2043(D) and (E), R.S. 32:398(C) and 861(A)(3), R.S. 39:79(A), 79(C)(1), 101(A)(1), 114(A) and (B), 461.1(C)(4), 461.4(C)(2), 1410.33(D), 1503(A)(1), (2), and (3), 1556(22), 1593(B), and 1594(I)(2), R.S. 40:1172(A), 1235.2(C)(1)(a), and 1299.40(A)(1), R.S. 45:163.1(A)(1)(b), 173, and 1163.1(A)(1) and (B), R.S. 46:1410(C), R.S. 47:12, 59.1(B)(2), 114(F)(2), 115(A)(4), 166, 287.614(B), 287.651(D), 287.752(B)(3)(a), 299.35, 315(A), 315.1(A), 315.3(A), 635(A)(1)(a) and (b), 640(A)(1) and (2), 720, 823(C), 1006(A), 1034, and 1506.1(A) and (B), R.S. 48:56(A), 93(A), 201,203 224(B), 231, and to enact R.S. 9:3402(B) and (C), R.S. 39:1410.33(D), and 1556(22), relative to electronics; to revise various laws applicable to state agencies; to provide for electronic transactions; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 992—**

BY SENATOR ULLO

**AN ACT**

To amend and reenact Children's Code Art. 791.1, the introductory paragraph of Art. 791.2 and Art. 791.4, to enact Children's Code Art. 791.5, and to repeal Sections 2 and 3 of Act No. 1372 of the 1999 Regular Session of the Legislature, relative to truancy and assessment and service centers; to authorize the creation of a truancy and assessment and service center in certain judicial districts encompassing the parishes of Bossier, Iberia, Lafayette and Ouachita; to extend the period of effectiveness for the pilot program; to extend the period for reporting; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 1029—**

BY SENATOR C. FIELDS

**AN ACT**

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

Reported favorably.

Respectfully submitted,  
JAY DARDENNE  
Chairman

**Rules Suspended**

Senator Michot asked for and obtained a suspension of the rules for the purpose of recalling House Bill No. 888 from the Committee on Judiciary A.

**HOUSE BILL NO. 888—**

BY REPRESENTATIVE PINAC

**AN ACT**

To enact Chapter 1 of Code Title IV of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:2601 through 2620, relative to uniform electronic transactions; to enact the Uniform Electronic Transactions Act; to provide for

definitions; to provide for the applicability of electronic records and electronic signatures; to provide for exceptions to the use of electronic records and electronic signatures; to provide for variation by agreement in certain circumstances; to provide for legal recognition and enforceability; to provide for satisfaction of requirements for written records; to provide for attribution of electronic records and electronic signatures to individuals; to provide for the effect of changes or errors in electronic records; to provide for the use of security procedures; to provide for notarization and acknowledgment; to provide for the retention of electronic records; to provide for the admissibility of electronic records and electronic signatures into evidence; to provide rules for automated transactions; to provide for the sending, receiving, and retrieving of electronic records and electronic signatures; to provide for transferable electronic records; to provide for the creation, retention, acceptance, distribution, and interoperability of electronic records by governmental agencies; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Michot sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Conforming Amendments proposed by Senator Michot to Engrossed House Bill No. 888 by Representative Pinac (Duplicate of Senate Bill No. 295)

**AMENDMENT NO. 1**

On page 5, line 2, change "Subsections B, C, and D" to "Subsection B"

**AMENDMENT NO. 2**

On page 6, line 6, change "(5)" to "(e)"

**AMENDMENT NO. 3**

On page 6, line 7, change "and 5" to "or 5"

**AMENDMENT NO. 4**

On page 13, line 3, change "in" to "of"

**AMENDMENT NO. 5**

On page 18, line 7, change "in" to "of"

**AMENDMENT NO. 6**

On page 18, line 13, change "in" to "of"

**AMENDMENT NO. 7**

On page 19, line 11, change "in" to "of"

**AMENDMENT NO. 8**

On page 19, line 16, change "in" to "of"

**AMENDMENT NO. 9**

On page 19, line 18, change "in" to "of"

**AMENDMENT NO. 10**

On page 19, line 20, change "in" to "of"

**AMENDMENT NO. 11**

On page 19, below line 25, add the following:

"Section 2. The Louisiana State Law Institute is hereby directed to prepare official comments to accompany the provisions of this Act, and to instruct West Publishing Company to print such official comments together with the text of the statutes enacted by this Act."

**AMENDMENT NO. 12**

On page 20, line 1, change "Section 2." to "Section 3."

On motion of Senator Michot, the amendments were adopted.

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

**Rules Suspended**

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

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

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

**Called from the Calendar**

Senator Hollis asked that Senate Bill No. 16 be called from the Calendar at this time.

**SENATE BILL NO. 16—**

BY SENATOR HOLLIS

**AN ACT**

To enact Subpart K of Part VIII of Chapter 1 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:464 through 468, relative to advertisements; to prohibit certain practices; to provide for civil and criminal penalties and other actions and procedures for violations; and to provide for related matters.

On motion of Senator Hollis, 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 7, 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 Concurrent Resolutions have been properly enrolled:

**SENATE CONCURRENT RESOLUTION NO. 87—**

BY SENATOR BARHAM

**A CONCURRENT RESOLUTION**

To commend the Louisiana State University School of Veterinary Medicine.

**SENATE CONCURRENT RESOLUTION NO. 88—**

BY SENATORS BAJOIE, C. FIELDS AND W. FIELDS

**A CONCURRENT RESOLUTION**

To commend and congratulate Mr. Elisha "Tack" Jackson on being named the East Baton Rouge Parish High School Principal of the Year.

Respectfully submitted,  
CHRIS ULLO  
Chairman

The foregoing Senate Concurrent Resolutions were signed by the President of the Senate.

**Leaves of Absence**

The following leaves of absence were asked for and granted:

Bajoie	1 Day	Thomas	1 Day
--------	-------	--------	-------

**Adjournment**

Senator Lambert moved that the Senate adjourn until Tuesday, May 8, 2001, at 1:30 o'clock P.M.

The President of the Senate declared the Senate adjourned until 1:30 o'clock P.M. on Tuesday, May 8, 2001.

MICHAEL S. BAER, III  
Secretary of the Senate

GAYE F. HAMILTON  
Journal Clerk