

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

**TWENTY-FIFTH 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 14, 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 being called, the following members answered to their names:

**PRESENT**

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

**ABSENT**

Barham	Cravins
Total—2	

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

**Prayer**

The prayer was offered by Dr. Tommy Middleton, following which the Senate joined in pledging allegiance to the flag of the United States of America.

**Reading of the Journal**

On motion of Senator Lambert, the reading of the Journal was dispensed with and the Journal of yesterday was adopted.

**Morning Hour**

**Appointment of Conference Committee  
on Senate Bill No. 627**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 627: Senators Michot, Hollis and W. Fields.

**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 14, 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. 41—**  
BY SENATOR LENTINI

**AN ACT**

To amend and reenact R.S. 15:542(A), the introductory paragraph of (B), and (C), relative to registration of sex offenders; to require such offenders residing in incorporated areas to register with chiefs of police in addition to sheriffs; to provide criminal penalties for failure to register with such chiefs of police; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 488—**  
BY SENATOR CRAVINS

**AN ACT**

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

Reported without amendments.

**SENATE BILL NO. 645—**  
BY SENATORS ULLO AND JOHNSON

**AN ACT**

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

Reported without amendments.

**SENATE BILL NO. 930—**

BY SENATOR CRAVINS

AN ACT

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

Reported without amendments.

**SENATE BILL NO. 163—**

BY SENATOR FONTENOT

A JOINT RESOLUTION

Proposing to amend Article V, Section 29 of the Constitution of Louisiana, relative to coroners; to authorize the qualifications for office of coroner in Livingston Parish to be established by law; to provide for submission of the proposed amendment to the electors; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported without amendments.

**SENATE BILL NO. 267—**

BY SENATOR B. JONES AND REPRESENTATIVE GALLOT

AN ACT

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

Reported without amendments.

**SENATE BILL NO. 404—**

BY SENATOR BOISSIERE

AN ACT

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

Reported without amendments.

**SENATE BILL NO. 527—**

BY SENATORS BOISSIERE AND HOLLIS

AN ACT

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

Reported without amendments.

**SENATE BILL NO. 528 —**

BY SENATOR BOISSIERE

AN ACT

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

Reported without amendments.

**SENATE BILL NO. 530—**

BY SENATOR BOISSIERE

AN ACT

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

Reported without amendments.

**SENATE BILL NO. 531—**

BY SENATOR BOISSIERE

AN ACT

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

Reported without amendments.

**SENATE BILL NO. 405—**

BY SENATOR BOISSIERE

AN ACT

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

Reported 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 14, 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. 111—**

BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To commend Riley B. King, a.k.a. BB King, for sharing his music all over Louisiana.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 112—**

BY SENATOR CRAWINS

A CONCURRENT RESOLUTION

To extend the sincere condolences of the Legislature of Louisiana upon the death of Wilson "Boozoo" Chavis.

Reported without amendments.

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

**Privilege Report of the  
Legislative Bureau**

May 14, 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.

**HOUSE BILL NO. 12—**

BY REPRESENTATIVE PITRE

AN ACT

To amend and reenact R.S. 18:444(G), relative to the composition and election of members of parish executive committees of recognized political parties; to provide for the election of certain members from the districts or wards from which members of the parish governing authority are elected; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 23—**

BY REPRESENTATIVE BRUNEAU

AN ACT

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

Reported without amendments.

**HOUSE BILL NO. 93—**

BY REPRESENTATIVES KATZ, E. ALEXANDER, R. ALEXANDER, ANSARDI, BRUCE, BRUNEAU, CAZAYOUX, CLARKSON, DANIEL, DOERGE, DOWNER, FUTRELL, LANCASTER, LUCAS, McDONALD, MCMAINS, PITRE, SALTER, SCALISE, JANE SMITH, SNEED, STRAIN, WADDELL, AND WALSWORTH

AN ACT

To amend and reenact R.S. 18:541, 542, 1303(A), 1306(C)(1), 1309(A)(1) and (2) and (B), 1331, and 1332(A) and to repeal R.S. 18:1304 and 1306(E)(1)(h) and (F), relative to when a qualified voter may cast a ballot in person; to provide for the hours of opening and closing of the polls; to provide for the termination of voting; to provide that any qualified voter may vote absentee in person; to remove other requirements for voting absentee in person; to provide for the absentee voting period; to provide for the distribution of absentee ballots to accommodate the absentee voting period; to provide with regard to conducting absentee voting; to repeal special provisions for disabled voters to vote absentee in person; to provide for the location of absentee voting; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 180—**

BY REPRESENTATIVE ODINET

AN ACT

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

Reported without amendments.

**HOUSE BILL NO. 217—**

BY REPRESENTATIVE BROOME

AN ACT

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

Reported without amendments.

**HOUSE BILL NO. 239—**

BY REPRESENTATIVES WADDELL AND BRUNEAU

AN ACT

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

Reported without amendments.

**HOUSE BILL NO. 264—**

BY REPRESENTATIVE HAMMETT  
AN ACT

To amend and reenact R.S. 22:1076(B)(2) and (3) and to enact R.S. 22:1076.1, relative to local insurance premium license taxes; to provide for application of maximum taxes; to provide for qualifying investments; to provide for contracts for collection of the tax; to provide for access to certain records; to require confidentiality of certain records; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 284—**

BY REPRESENTATIVE SCHNEIDER  
AN ACT

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

Reported without amendments.

**HOUSE BILL NO. 347—**

BY REPRESENTATIVES MCDONALD AND MCMAINS  
AN ACT

To enact R.S. 49:170.6, relative to the adoption of state symbols; to provide for the official tartan of the state of Louisiana; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 351—**

BY REPRESENTATIVE PITRE  
AN ACT

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

Reported without amendments.

**HOUSE BILL NO. 402—**

BY REPRESENTATIVE FLAVIN  
AN ACT

To amend and reenact R.S. 37:149 and 150, relative to architectural license fees; to provide for fees for initial licensure and registration; to provide for license renewal fees; to provide for delinquent license renewal fees; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 403—**

BY REPRESENTATIVE FLAVIN  
AN ACT

To amend and reenact R.S. 37:142, 143, and 144(A), relative to the State Board of Architectural Examiners; to provide for board membership; to provide for terms of office; to provide for a quorum; and to provide for related matters.

Reported without amendments.

**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.

Reported without amendments.

**HOUSE BILL NO. 830—**

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

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

Reported without amendments.

**HOUSE BILL NO. 885—**

BY REPRESENTATIVES LEBLANC AND WALSWORTH AND SENATOR DARDENNE  
AN ACT

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

Reported without amendments.

**HOUSE BILL NO. 1095—**

BY REPRESENTATIVE CLARKSON  
AN ACT

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

Reported without amendments.

**HOUSE BILL NO. 1170—**

BY REPRESENTATIVE FUTRELL  
AN ACT

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

and parking fines to credit information agencies; to authorize certain agencies to contract with consumer reporting agencies for certain services; to remove penalties relative to disclosure of certain information; to limit the information contained in consumer reports for unpaid traffic fines; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1252—**

BY REPRESENTATIVE MORRISH

AN ACT

To amend and reenact R.S. 22:175(B)(7), relative to life insurance; to provide for group life insurance; to provide for spouses and children; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1281—**

BY REPRESENTATIVE CLARKSON

AN ACT

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

Reported without amendments.

**HOUSE BILL NO. 1324—**

BY REPRESENTATIVE ERDEY

AN ACT

To amend and reenact R.S. 22:1070, relative to insurer's annual report; to provide for signatures; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1328—**

BY REPRESENTATIVE ERDEY

AN ACT

To amend and reenact R.S. 22:8(A) and R.S. 36:681(C)(1) and 688, relative to the office of insurance rating; to provide for the name of the office; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1479—**

BY REPRESENTATIVE DONELON

AN ACT

To amend and reenact R.S. 22:228(A) and (C), 228.1(B)(3), (6), and (10), 228.2(A), 228.4, and 228.6(B) and (C), relative to health insurance coverage; to provide relative to rating limitations for individual and small group health insurance coverage; to provide relative to cancellation by a group, individual, family group, or blanket health insurer; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1498—**

BY REPRESENTATIVE ANSARDI

AN ACT

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

Reported without amendments.

**HOUSE BILL NO. 1590—**

BY REPRESENTATIVES RICHMOND AND PRATT

AN ACT

To enact R.S. 22:1117(H), relative to health insurance coverage; to prohibit insurers, agents, and brokers from accepting or processing an application for coverage under a Medicare+Choice plan unless certain requirements are met; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1627—**

BY REPRESENTATIVE ERDEY

AN ACT

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

Reported without amendments.

**HOUSE BILL NO. 1630—**

BY REPRESENTATIVE ERDEY

AN ACT

To amend and reenact R.S. 22:2024(B)(3)(b), relative to fees collected for health maintenance organizations; to increase fees for unauthorized late filings; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1692—**

BY REPRESENTATIVES TRICHE, FAUCHEUX, AND HEATON

AN ACT

To enact R.S. 49:170.6, relative to state symbols; to designate the spotted sea trout (*Cynoscion nebulosus*) as the official state saltwater fish; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1697—**

BY REPRESENTATIVES ERDEY

AN ACT

To amend and reenact R.S. 22:1072(A), relative to insurers; to provide with respect to penalties payable to the commissioner of insurance for delinquent filing of annual premium reports or delinquent payment of license taxes by insurers; and to provide for related matters.

Reported without amendments.

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HOUSE BILL NO. 1745—

BY REPRESENTATIVE MURRAY

AN ACT

To enact R.S. 22:1922(A)(1)(o), (p), and (q), relative to the Advisory Committee on Equal Opportunity in the Department of Insurance; to provide for nominees; to provide for appointment; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1754—

BY REPRESENTATIVE ERDEY

AN ACT

To amend and reenact R.S. 22:1404(3)(c) and (d)(i) and (iii) and to repeal R.S. 22:1404(3)(d) as enacted by Acts 1984, No. 872, relative to automobile insurance rates; to provide for defensive driving; to provide for rate reduction; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1796—

BY REPRESENTATIVE FRUGE

AN ACT

To enact R.S. 42:1123(28), relative to an exception to the ethics code; to provide for an exception to the ethics code to allow a public servant, legal entity in which he has a controlling interest, or member of his immediate family to donate services, moveable property, or funds to his agency; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2043 (Substitute Bill for House Bill No. 1280 by Representative Donelon)—

BY REPRESENTATIVE DONLEON

AN ACT

To enact R.S. 22:1138.1, relative to insurance licenses; to provide for specialty limited lines credit insurance producer licenses; to provide for commissions; to provide for applications; to provide for fees; to provide for employees and representatives; to provide for penalties; to provide for rules; and to provide for related matters.

Reported without amendments.

Respectfully submitted,  
LOUIS LAMBERT  
Chairman

Adoption of Legislative Bureau Report

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

Introduction of Senate Bills and Joint Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 113—

BY SENATORS HAINKEL AND LAMBERT

A CONCURRENT RESOLUTION

To extend sincere condolences upon the death of Marjory Barbier Ourso, devoted and loving wife and mother, grandmother, and great-grandmother, and outstanding philanthropist.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields, W	Michot
Bean	Fontenot	Mount
Cain	Hines	Romero
Campbell	Hollis	Schedler
Dardenne	Irons	Smith
Dean	Jones, B	Theunissen
Dupre	Lambert	Thomas
Ellington	Lentini	
Fields, C	McPherson	
Total—25		

NAYS

Total—0

ABSENT

Bajoie	Gautreaux	Malone
Barham	Heitmeier	Marionneau
Boissiere	Hoyt	Tarver
Chaisson	Johnson	Ullo
Cravins	Jones, C	
Total—14		

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

SENATE CONCURRENT RESOLUTION NO. 114—

BY SENATOR SMITH

A CONCURRENT RESOLUTION

To acknowledge the city of Natchitoches, the Natchitoches Area Chamber of Commerce, and the citizens of Natchitoches Parish on the Natchitoches Christmas Festival's 75th year celebration.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields, W	Marionneau
Bean	Fontenot	McPherson
Cain	Hines	Michot

Campbell	Hollis	Mount
Dardenne	Hoyt	Romero
Dean	Irons	Schedler
Dupre	Jones, B	Smith
Ellington	Lambert	Theunissen
Fields, C	Lentini	Thomas
Total—27		

NAYS

Total—0

ABSENT

Bajoie	Cravins	Jones, C
Barham	Gautreaux	Malone
Boissiere	Heitmeier	Tarver
Chaisson	Johnson	Ullo
Total—12		

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

**SENATE CONCURRENT RESOLUTION NO. 115—**  
BY SENATOR C. FIELDS

A CONCURRENT RESOLUTION

To extend sincere condolences to the family of Jesse N. Stone, Jr., on the occasion of his passing.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Fontenot	Marionneaux
Bean	Gautreaux	McPherson
Cain	Hines	Michot
Campbell	Hollis	Mount
Chaisson	Hoyt	Romero
Dardenne	Irons	Schedler
Dean	Johnson	Smith
Dupre	Jones, C	Theunissen
Ellington	Lambert	Thomas
Fields, C	Lentini	Ullo
Fields, W	Malone	
Total—32		

NAYS

Total—0

ABSENT

Bajoie	Cravins	Tarver
Barham	Heitmeier	
Boissiere	Jones, B	
Total—7		

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

**Messages from the House**

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

**Message from the House**

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

May 14, 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. 66—**

BY REPRESENTATIVE PITRE

AN ACT

To amend and reenact Civil Code Article 938 and to enact R.S. 9:2502, relative to successions; to provide for the exercise of a successor's rights in a succession; to provide for the subordination of the successor's rights to the administration of the estate; to provide for the validity of an alienation, lease, or encumbrance of immovable property made prior to the effective date of the Act; to provide for retroactive effect; to provide for a peremptive period; and to provide for related matters.

**HOUSE BILL NO. 1929—**

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 38:2223 and to enact R.S. 40:1749.26, relative to public contracts involving underground utilities or facilities; to require any public entity or its agent, prior to preparation of plans and specifications on any public work project, to contact the regional notification center and the owners of underground utilities or facilities that are not members of such center; to require the public entity to furnish a diagram or plat to prospective bidders in the plans and specifications; to require negotiations between all participating parties relative to the temporary or permanent relocation of underground utilities or facilities; to require the public entity to inform all owners of such underground utilities or facilities regarding to whom the contract for the public work was awarded; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 275—**

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 15:1184(A) and (B) and 1188 and to enact R.S. 15:1191, relative to lawsuits filed by prisoners; to provide with respect to administrative remedies; to provide that available administrative remedies be exhausted prior to assertion of claim under state law; to provide with respect to dismissal of a prisoner suit; to provide for definitions; to provide for service of a prisoner suit upon a governmental entity; to provide for

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judicial notice of administrative remedies; to provide for the transfer of suits filed in an improper venue; to provide for withholding of service of process pending an initial review of prisoner lawsuits by the courts; to provide for application of the Louisiana Prison Litigation Reform Act to civil rights claims brought in state courts; and to provide for related matters.

**HOUSE BILL NO. 1994—**

BY REPRESENTATIVE SALTER

AN ACT

To enact Chapter 11-B of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:2371 through 2380, relative to the Sabine River Water and Sewer Commission; to provide for the creation and boundaries of the commission; to provide for its purposes, powers, and duties, including the power to levy assessments, to establish and impose charges and fees, and to incur debt and issue bonds; to provide relative to the governing authority of the commission; to provide relative to the funding of the commission and the use of excess commission funds; to provide for agreements with the Sabine River Authority; and to provide for related matters.

**HOUSE BILL NO. 519—**

BY REPRESENTATIVES CRANE, E. ALEXANDER, HUDSON, JANE SMITH, AND FLAVIN

A JOINT RESOLUTION

Proposing to amend Article VIII, Section 9(B) of the Constitution of Louisiana, relative to superintendents of city, parish, and other local public school systems; to provide for the employment and termination of employment of system superintendents, including provisions relative to residency and for use of performance contracts and for their content; to provide for the powers and duties of school boards relative to fixing the qualifications and prescribing the duties of the system superintendent; to provide further relative to the powers, duties, functions, and responsibilities of a system superintendent; to provide relative to the involvement by a city, parish, or other local school board or its members in the administrative affairs of the school system, including limitations thereon; to provide for effectiveness; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

**HOUSE BILL NO. 674—**

BY REPRESENTATIVE PITRE

AN ACT

To amend and reenact R.S. 34:1652(C)(20) and R.S. 34:1652.1 and to enact R.S. 34:1652(C)(21) and (22) and (D), relative to the Greater Lafourche Port Commission; to provide relative to the rights and powers of the commission; to authorize the commission to enter into certain agreements to make certain highway and bridge improvements; to authorize the commission to receive certain monetary assistance for certain highway and bridge improvements; to authorize the commission to utilize new and innovative funding mechanisms for certain highway and bridge improvements; to authorize the commission to exercise certain powers relative to airports within the geographical jurisdiction of the commission; to provide relative to port and harbor police; and to provide for related matters.

**HOUSE BILL NO. 1128—**

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 32:1254(N)(3)(a), (b), (c), and (f)(introductory paragraph) and (iii), relative to motor vehicle dealers; to provide for violations; to provide relative to the sale of certain vehicles; to provide relative to certain conditional sales contracts; and to provide for related matters.

**HOUSE BILL NO. 1477—**

BY REPRESENTATIVES PITRE AND DIEZ

AN ACT

To enact R.S. 36:509(D) and Chapter 29 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:2061 through 2067, relative to the Louisiana Investment in Infrastructure for Economic Prosperity Commission; to provide for the placement of the commission within the Department of Transportation and Development; to create the Louisiana Investment in Infrastructure for Economic Prosperity Commission; to provide relative to the commission's purpose and declaration of findings; to provide for the membership, qualifications, selection, terms, vacancies, and compensation of the commission; to provide relative to the commission's officers, meetings, and voting; to provide relative to the rights and powers of the commission; to provide relative to criteria for the ranking and prioritization of certain projects; to authorize the promulgation of rules and regulations; to provide relative to funding provisions; and to provide for related matters.

**HOUSE BILL NO. 1556—**

BY REPRESENTATIVES KENNARD AND DURAND

AN ACT

To amend and reenact R.S. 30:2373(D)(2) and (E)(2) and 2374(B)(1), relative to the Hazardous Materials Information Development, Preparedness and Response Act; provides additional persons who may be subject to civil penalties for violations; provides applicable penalties; provides for reduction in certain fees; provides an extension date for certain fees; and to provide for related matters.

**HOUSE BILL NO. 1924—**

BY REPRESENTATIVES PINAC, LAFLEUR, AND MURRAY

AN ACT

To amend and reenact R.S. 6:965(C) and 966(A) and (D) through (M) and to repeal R.S. 6:966(N), relative to the procedure for repossession of motor vehicles under the Louisiana Motor Vehicle Sales Finance Act; and to provide for related matters.

**HOUSE BILL NO. 1925—**

BY REPRESENTATIVE DAMICO

AN ACT

To amend and reenact R.S. 30:2040, R.S. 37:3155, and 3156(A) and to repeal R.S. 37:3151(6), relative to commercial solid waste disposal facilities; to provide that the Department of Environmental Quality shall classify commercial solid waste disposal facilities; to provide that the department shall determine the number of certified operators at such facilities; to prohibit the siting of certain solid or hazardous waste facilities within certain parishes; and to provide for related matters.



**HOUSE BILL NO. 653—**

BY REPRESENTATIVE HUDSON

AN ACT

To amend and reenact R.S. 6:969.26(D), relative to the Louisiana Motor Vehicle Sales Finance Act; to require sellers or lenders to offer gap insurance coverage; and to provide for related matters.

**HOUSE BILL NO. 1656—**

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 34:334.12, relative to the Vinton Harbor and Terminal District; to provide for the per diem received by commissioners of the district; and to provide for related matters.

**HOUSE BILL NO. 740—**

BY REPRESENTATIVE SNEED

AN ACT

To amend and reenact Children's Code Article 1263, relative to the action to annul a final decree of adoption; to provide for the preemptive period in all cases; and to provide for related matters.

**HOUSE BILL NO. 1698—**

BY REPRESENTATIVE DIEZ

AN ACT

To enact Part XV-A of Chapter 1 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:361 through 366, relative to the Department of Transportation and Development; to provide relative to traffic control and regulation; to establish an Access Management Program in the department; to provide for certain definitions; to provide relative to access permits; to provide relative to non-permitted connections; to authorize injunctive proceedings in certain circumstances; to authorize the issuance of nonconforming access permits; to provide relative to reasonable access to the state highway system; to require the development of an access control classification system for all routes along the state highway system; to provide relative to access management standards; to require advertisement in certain newspapers; to establish a review process for access permit applications; to provide for administrative hearings; to provide relative to conditions for issuance of access permits; to provide for expiration of access permits; to authorize the issuance of temporary permits; and to provide for related matters.

**HOUSE BILL NO. 743—**

BY REPRESENTATIVE ANSARDI

AN ACT

To amend and reenact R.S. 40:1299.96(A)(2)(b), relative to health care records; to increase fees charged for the production of medical records; and to provide for related matters.

**HOUSE BILL NO. 1836—**

BY REPRESENTATIVES QUEZAIRE AND KATZ

AN ACT

To amend and reenact R.S. 48:271, relative to signs; to authorize the Department of Transportation and Development to erect historical markers; to provide relative to certain other directional signs; and to provide for related matters.

**HOUSE BILL NO. 804—**

BY REPRESENTATIVE ANSARDI AND SENATOR ELLINGTON

AN ACT

To amend and reenact Civil Code Article 1826, relative to subrogation; to provide for the effects of subrogation; to provide for the right of preference for the balance of a partially paid debt; to prohibit the waiver of the right of preference in certain circumstances; and to provide for related matters.

**HOUSE BILL NO. 1864—**

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 38:2212(A)(1)(b), relative to public contracts; to provide relative to the waiving of requirements of the Public Bid Law for certain contracts; and to provide for related matters.

**HOUSE BILL NO. 835—**

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 32:1252(2.2) and (19.3) and 1254(N)(1)(c) and to enact R.S. 32:1254(N)(3)(j), relative to motor vehicle dealers; to provide for definitions; to provide relative to dual licensure of motor vehicle dealers; to provide relative to certain disclosures; to provide for violations; and to provide for related matters.

**HOUSE BILL NO. 1881—**

BY REPRESENTATIVE SHAW

AN ACT

To amend and reenact R.S. 37:2841, 2842(introductory paragraph), and 2844(h) and to enact R.S. 37:2833(8) and 2844(i) and (j), relative to polygraphists; to provide for definitions; to provide relative to the certification of out-of-state polygraphists; to provide relative to qualifications; to provide relative to fees; and to provide for related matters.

**HOUSE BILL NO. 873—**

BY REPRESENTATIVE HOLDEN

AN ACT

To enact R.S. 30:2014.4, relative to permits for commercial hazardous waste facilities and landfills; to require disclosure of the transfer of permits; to authorize government bodies to transfer permits; and to provide for related matters.

**HOUSE BILL NO. 1888—**

BY REPRESENTATIVE MONTGOMERY

AN ACT

To amend and reenact R.S. 32:1254(H), (I)(1), and (M)(3), relative to licensees of the Louisiana Motor Vehicle Commission; to provide for applications for licenses; to provide for the renewal of such licenses; to provide relative to fees assessed for such licenses; to provide relative to bonding requirements; and to provide for related matters.

**HOUSE BILL NO. 1245—**

BY REPRESENTATIVE DONELON

AN ACT

To amend and reenact R.S. 9:2781 and Code of Civil Procedure Article 1702.1(A), relative to suits on open accounts; to provide for the method of notifying debtors of claims against them; to provide for attorney fees; and to provide for related matters.

**HOUSE BILL NO. 1942—**  
BY REPRESENTATIVES TRICHE AND HEBERT  
AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to provide for the creation the Seniors-Our Heritage prestige license plate; to provide for the issuance of such plates; to provide for the color and design of such plate; to provide relative to the fees for such plate, including a royalty fee; to provide for the use of such fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

**HOUSE BILL NO. 1524—**  
BY REPRESENTATIVES MCMAINS AND LANDRIEU  
AN ACT

To amend and reenact Code of Civil Procedure Article 2124(B)(1), (C), and (D) and to enact Code of Civil Procedure Article 2124(E), relative to security to be furnished for an appeal; to permit a trial court to exercise its discretion in determining the amount of security for a suspensive appeal; to provide for the application of supervisory writs; and to provide for related matters.

**HOUSE BILL NO. 1995—**  
BY REPRESENTATIVE STRAIN  
AN ACT

To amend and reenact R.S. 45:1203 and to enact R.S. 45:1206, relative to sewerage and water utilities; to provide for rules and regulations; to provide for interpretation of certain contracts; and to provide for related matters.

**HOUSE BILL NO. 1621—**  
BY REPRESENTATIVES BAYLOR, BROOME, BRUCE, DEVILLIER,  
DOERGE, FRITH, LAFLEUR, MORRELL, PINAC, RIDDLE, AND SNEED  
AN ACT

To enact Part V-A of Chapter 9 of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:1220 through 1222, relative to utilities; to require the Louisiana Public Service Commission to adopt certain rules; to provide for the implementation of a deferred billing program for certain customers; to prohibit certain activities; to provide for violations, and penalties; and to provide for related matters.

**HOUSE BILL NO. 1998—**  
BY REPRESENTATIVES LEBLANC AND FAUCHEUX  
AN ACT

To enact R.S. 39:115, relative to capital outlay budget development; to provide for certain notice requirements; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 902—**  
BY REPRESENTATIVE MCCALLUM  
AN ACT

To enact Part VI of Title 19 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 19:251 through 258, relative to expropriation by the town of Bernice; to authorize the governing authority of the town to expropriate by a declaration of taking; to define terms; to provide for procedures; to provide for purposes of the expropriation; and to provide for related matters.

**HOUSE BILL NO. 1662—**  
BY REPRESENTATIVE LANDRIEU  
AN ACT

To amend and reenact R.S. 35:336(A) and 337(B), relative to notaries public and commissioners; to provide for the appointment of one deputy by the custodian of notarial records; to provide for the preservation of records and documents; to provide for the dedication of certain fees; and to provide for related matters.

**HOUSE BILL NO. 262—**  
BY REPRESENTATIVE GREEN  
AN ACT

To amend and reenact R.S. 46:236.3(E), relative to income assignment orders; to provide for the termination of income assignment orders; and to provide for related matters.

**HOUSE BILL NO. 309—**  
BY REPRESENTATIVE MONTGOMERY  
AN ACT

To amend and reenact R.S. 32:1254(K)(2), relative to motor vehicle dealers; to provide relative to application and licensure procedures for motor vehicle dealers; and to provide for related matters.

**HOUSE BILL NO. 379—**  
BY REPRESENTATIVE MARTINY  
A JOINT RESOLUTION

Proposing to amend Article I, Section 4 of the Constitution of Louisiana, relative to the right to property; to provide for the protection of the ownership rights of personal property (effects); to clarify that contraband has no such protection; to specify an election for submission of the proposition to electors and provide a ballot proposition; and to provide for related matters.

**HOUSE BILL NO. 627—**  
BY REPRESENTATIVE HOPKINS  
AN ACT

To enact R.S. 38:3087.73(C); to provide for the members of the Board of Commissioners of the Caddo Lake Watershed District to have staggered terms; and to provide for related matters.

**HOUSE BILL NO. 2051 (Substitute Bill for House Bill No. 1486 by Representative Pinac)—**

BY REPRESENTATIVE PINAC  
AN ACT

To amend and reenact R.S. 51:1923(2), (3), and (7), 1924(A), (B), (D)(2)(introductory paragraph) and (a) and (4), and (G), 1925, 1926(D), (F)(1)(introductory paragraph), (2), and (3), (G)(2), and (H), 1927(A), (B), and (C)(introductory paragraph) and (5), 1928(A) and (B)(1) and (2), 1929(introductory paragraph) and (6), 1929.1(A), 1931, 1932(A), and 1934 and to enact R.S. 51:1922.1 and 1923(10), relative to the office of financial institutions; to provide relative to the Louisiana Capital Companies Tax Credit Program; to provide relative to the administration of the program between the Department of Economic Development and the Office of Financial Institutions; to provide for definitions; to provide relative to tax credits; to provide relative to certification and continuance of certification of capital companies; to prohibit certain activities; to provide relative to decertification; to provide for the promulgation of rules and regulations; to provide relative to advisory opinions;

to provide for termination of the program; to provide for certain tax exemptions; 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. 66—**

BY REPRESENTATIVE PITRE

AN ACT

To amend and reenact Civil Code Article 938 and to enact R.S. 9:2502, relative to successions; to provide for the exercise of a successor's rights in a succession; to provide for the subordination of the successor's rights to the administration of the estate; to provide for the validity of an alienation, lease, or encumbrance of immovable property made prior to the effective date of the Act; to provide for retroactive effect; to provide for a preemptive period; and to provide for related matters.

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

**HOUSE BILL NO. 262—**

BY REPRESENTATIVE GREEN

AN ACT

To amend and reenact R.S. 46:236.3(E), relative to income assignment orders; to provide for the termination of income assignment orders; and to provide for related matters.

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

**HOUSE BILL NO. 275—**

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 15:1184(A) and (B) and 1188 and to enact R.S. 15:1191, relative to lawsuits filed by prisoners; to provide with respect to administrative remedies; to provide that available administrative remedies be exhausted prior to assertion of claim under state law; to provide with respect to dismissal of a prisoner suit; to provide for definitions; to provide for service of a prisoner suit upon a governmental entity; to provide for judicial notice of administrative remedies; to provide for the transfer of suits filed in an improper venue; to provide for withholding of service of process pending an initial review of prisoner lawsuits by the courts; to provide for application of the Louisiana Prison Litigation Reform Act to civil rights claims brought in state courts; and to provide for related matters.

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

**HOUSE BILL NO. 309—**

BY REPRESENTATIVE MONTGOMERY

AN ACT

To amend and reenact R.S. 32:1254(K)(2), relative to motor vehicle dealers; to provide relative to application and licensure procedures for motor vehicle dealers; and to provide for related matters.

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

**HOUSE BILL NO. 379—**

BY REPRESENTATIVE MARTINY

A JOINT RESOLUTION

Proposing to amend Article I, Section 4 of the Constitution of Louisiana, relative to the right to property; to provide for the protection of the ownership rights of personal property (effects); to clarify that contraband has no such protection; to specify an election for submission of the proposition to electors and provide a ballot proposition; 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. 519—**

BY REPRESENTATIVES CRANE, E. ALEXANDER, HUDSON, JANE SMITH, AND FLAVIN

A JOINT RESOLUTION

Proposing to amend Article VIII, Section 9(B) of the Constitution of Louisiana, relative to superintendents of city, parish, and other local public school systems; to provide for the employment and termination of employment of system superintendents, including provisions relative to residency and for use of performance contracts and for their content; to provide for the powers and duties of school boards relative to fixing the qualifications and prescribing the duties of the system superintendent; to provide further relative to the powers, duties, functions, and responsibilities of a system superintendent; to provide relative to the involvement by a city, parish, or other local school board or its members in the administrative affairs of the school system, including limitations thereon; to provide for effectiveness; to provide for submission of the proposed amendment to the electors; 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. 627—**

BY REPRESENTATIVE HOPKINS

AN ACT

To enact R.S. 38:3087.73(C); to provide for the members of the Board of Commissioners of the Caddo Lake Watershed District to have staggered terms; 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.

May 14, 2001

**HOUSE BILL NO. 653—**

BY REPRESENTATIVE HUDSON

AN ACT

To amend and reenact R.S. 6:969.26(D), relative to the Louisiana Motor Vehicle Sales Finance Act; to require sellers or lenders to offer gap insurance coverage; and to provide for related matters.

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

**HOUSE BILL NO. 674—**

BY REPRESENTATIVE PITRE

AN ACT

To amend and reenact R.S. 34:1652(C)(20) and R.S. 34:1652.1 and to enact R.S. 34:1652(C)(21) and (22) and (D), relative to the Greater Lafourche Port Commission; to provide relative to the rights and powers of the commission; to authorize the commission to enter into certain agreements to make certain highway and bridge improvements; to authorize the commission to receive certain monetary assistance for certain highway and bridge improvements; to authorize the commission to utilize new and innovative funding mechanisms for certain highway and bridge improvements; to authorize the commission to exercise certain powers relative to airports within the geographical jurisdiction of the commission; to provide relative to port and harbor police; and to provide for related matters.

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

**HOUSE BILL NO. 740—**

BY REPRESENTATIVE SNEED

AN ACT

To amend and reenact Children's Code Article 1263, relative to the action to annul a final decree of adoption; to provide for the preemptive period in all cases; and to provide for related matters.

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

**HOUSE BILL NO. 743—**

BY REPRESENTATIVE ANSARDI

AN ACT

To amend and reenact R.S. 40:1299.96(A)(2)(b), relative to health care records; to increase fees charged for the production of medical records; 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. 804—**

BY REPRESENTATIVE ANSARDI AND SENATOR ELLINGTON

AN ACT

To amend and reenact Civil Code Article 1826, relative to subrogation; to provide for the effects of subrogation; to provide for the right of preference for the balance of a partially paid debt; to prohibit the waiver of the right of preference in certain circumstances; and to provide for related matters.

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

**HOUSE BILL NO. 835—**

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 32:1252(2.2) and (19.3) and 1254(N)(1)(c) and to enact R.S. 32:1254(N)(3)(j), relative to motor vehicle dealers; to provide for definitions; to provide relative to dual licensure of motor vehicle dealers; to provide relative to certain disclosures; to provide for violations; and to provide for related matters.

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

**HOUSE BILL NO. 873—**

BY REPRESENTATIVE HOLDEN

AN ACT

To enact R.S. 30:2014.4, relative to permits for commercial hazardous waste facilities and landfills; to require disclosure of the transfer of permits; to authorize government bodies to transfer permits; 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.

**HOUSE BILL NO. 902—**

BY REPRESENTATIVE MCCALLUM

AN ACT

To enact Part VI of Title 19 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 19:251 through 258, relative to expropriation by the town of Bernice; to authorize the governing authority of the town to expropriate by a declaration of taking; to define terms; to provide for procedures; to provide for purposes of the expropriation; and to provide for related matters.

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

**HOUSE BILL NO. 1128—**

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 32:1254(N)(3)(a), (b), (c), and (f)(introductory paragraph) and (iii), relative to motor vehicle dealers; to provide for violations; to provide relative to the sale of certain vehicles; to provide relative to certain conditional sales contracts; and to provide for related matters.

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

**HOUSE BILL NO. 1245—**

BY REPRESENTATIVE DONELON

AN ACT

To amend and reenact R.S. 9:2781 and Code of Civil Procedure Article 1702.1(A), relative to suits on open accounts; to provide for the method of notifying debtors of claims against them; to provide for 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 Judiciary A.

**HOUSE BILL NO. 1477—**

BY REPRESENTATIVES PITRE AND DIEZ  
AN ACT

To enact R.S. 36:509(D) and Chapter 29 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:2061 through 2067, relative to the Louisiana Investment in Infrastructure for Economic Prosperity Commission; to provide for the placement of the commission within the Department of Transportation and Development; to create the Louisiana Investment in Infrastructure for Economic Prosperity Commission; to provide relative to the commission's purpose and declaration of findings; to provide for the membership, qualifications, selection, terms, vacancies, and compensation of the commission; to provide relative to the commission's officers, meetings, and voting; to provide relative to the rights and powers of the commission; to provide relative to criteria for the ranking and prioritization of certain projects; to authorize the promulgation of rules and regulations; to provide relative to funding provisions; and to provide for related matters.

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

**HOUSE BILL NO. 1524—**

BY REPRESENTATIVES MCMAINS AND LANDRIEU  
AN ACT

To amend and reenact Code of Civil Procedure Article 2124(B)(1), (C), and (D) and to enact Code of Civil Procedure Article 2124(E), relative to security to be furnished for an appeal; to permit a trial court to exercise its discretion in determining the amount of security for a suspensive appeal; to provide for the application of supervisory writs; and to provide for related matters.

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

**HOUSE BILL NO. 1556—**

BY REPRESENTATIVES KENNARD AND DURAND  
AN ACT

To amend and reenact R.S. 30:2373(D)(2) and (E)(2) and 2374(B)(1), relative to the Hazardous Materials Information Development, Preparedness and Response Act; provides additional persons who may be subject to civil penalties for violations; provides applicable penalties; provides for reduction in certain fees; provides an extension date for certain fees; 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.

**HOUSE BILL NO. 1621—**

BY REPRESENTATIVES BAYLOR, BROOME, BRUCE, DEVILLIER,  
DOERGE, FRITH, LAFLEUR, MORRELL, PINAC, RIDDLE, AND SNEED  
AN ACT

To enact Part V-A of Chapter 9 of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:1220 through 1222, relative to utilities; to require the Louisiana Public Service

Commission to adopt certain rules; to provide for the implementation of a deferred billing program for certain customers; to prohibit certain activities; to provide for violations, and penalties; and to provide for related matters.

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

**HOUSE BILL NO. 1656—**

BY REPRESENTATIVE JOHNS  
AN ACT

To amend and reenact R.S. 34:334.12, relative to the Vinton Harbor and Terminal District; to provide for the per diem received by commissioners 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 Transportation, Highways, and Public Works.

**HOUSE BILL NO. 1662—**

BY REPRESENTATIVE LANDRIEU  
AN ACT

To amend and reenact R.S. 35:336(A) and 337(B), relative to notaries public and commissioners; to provide for the appointment of one deputy by the custodian of notarial records; to provide for the preservation of records and documents; to provide for the dedication of certain fees; and to provide for related matters.

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

**HOUSE BILL NO. 1698—**

BY REPRESENTATIVE DIEZ  
AN ACT

To enact Part XV-A of Chapter 1 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:361 through 366, relative to the Department of Transportation and Development; to provide relative to traffic control and regulation; to establish an Access Management Program in the department; to provide for certain definitions; to provide relative to access permits; to provide relative to non-permitted connections; to authorize injunctive proceedings in certain circumstances; to authorize the issuance of nonconforming access permits; to provide relative to reasonable access to the state highway system; to require the development of an access control classification system for all routes along the state highway system; to provide relative to access management standards; to require advertisement in certain newspapers; to establish a review process for access permit applications; to provide for administrative hearings; to provide relative to conditions for issuance of access permits; to provide for expiration of access permits; to authorize the issuance of temporary permits; and to provide for related matters.

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

**HOUSE BILL NO. 1836—**

BY REPRESENTATIVES QUEZAIRE AND KATZ  
AN ACT

To amend and reenact R.S. 48:271, relative to signs; to authorize the Department of Transportation and Development to erect historical markers; to provide relative to certain other directional signs; and to provide for related matters.

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

**HOUSE BILL NO. 1864—**

BY REPRESENTATIVE DIEZ  
AN ACT

To amend and reenact R.S. 38:2212(A)(1)(b), relative to public contracts; to provide relative to the waiving of requirements of the Public Bid Law for certain contracts; and to provide for related matters.

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

**HOUSE BILL NO. 1881—**

BY REPRESENTATIVE SHAW  
AN ACT

To amend and reenact R.S. 37:2841, 2842(introductory paragraph), and 2844(h) and to enact R.S. 37:2833(8) and 2844(i) and (j), relative to polygraphists; to provide for definitions; to provide relative to the certification of out-of-state polygraphists; to provide relative to qualifications; to provide relative to fees; and to provide for related matters.

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

**HOUSE BILL NO. 1888—**

BY REPRESENTATIVE MONTGOMERY  
AN ACT

To amend and reenact R.S. 32:1254(H), (I)(1), and (M)(3), relative to licensees of the Louisiana Motor Vehicle Commission; to provide for applications for licenses; to provide for the renewal of such licenses; to provide relative to fees assessed for such licenses; to provide relative to bonding requirements; and to provide for related matters.

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

**HOUSE BILL NO. 1924—**

BY REPRESENTATIVES PINAC, LAFLEUR, AND MURRAY  
AN ACT

To amend and reenact R.S. 6:965(C) and 966(A) and (D) through (M) and to repeal R.S. 6:966(N), relative to the procedure for repossession of motor vehicles under the Louisiana Motor Vehicle Sales Finance Act; and to provide for related matters.

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

**HOUSE BILL NO. 1925—**

BY REPRESENTATIVE DAMICO  
AN ACT

To amend and reenact R.S. 30:2040, R.S. 37:3155, and 3156(A) and to repeal R.S. 37:3151(6), relative to commercial solid waste disposal facilities; to provide that the Department of Environmental Quality shall classify commercial solid waste disposal facilities; to provide that the department shall determine the number of certified operators at such facilities; to prohibit the siting of certain solid or hazardous waste facilities within certain parishes; 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.

**HOUSE BILL NO. 1929—**

BY REPRESENTATIVE DIEZ  
AN ACT

To amend and reenact R.S. 38:2223 and to enact R.S. 40:1749.26, relative to public contracts involving underground utilities or facilities; to require any public entity or its agent, prior to preparation of plans and specifications on any public work project, to contact the regional notification center and the owners of underground utilities or facilities that are not members of such center; to require the public entity to furnish a diagram or plat to prospective bidders in the plans and specifications; to require negotiations between all participating parties relative to the temporary or permanent relocation of underground utilities or facilities; to require the public entity to inform all owners of such underground utilities or facilities regarding to whom the contract for the public work was awarded; to provide for an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 1942—**

BY REPRESENTATIVES TRICHE AND HEBERT  
AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to provide for the creation the Seniors-Our Heritage prestige license plate; to provide for the issuance of such plates; to provide for the color and design of such plate; to provide relative to the fees for such plate, including a royalty fee; to provide for the use of such fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

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

**HOUSE BILL NO. 1994—**

BY REPRESENTATIVE SALTER  
AN ACT

To enact Chapter 11-B of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:2371 through 2380, relative to the Sabine River Water and Sewer Commission; to provide for the creation and boundaries of the commission; to provide for its purposes, powers, and duties, including the power to levy assessments, to establish and impose charges and fees, and to

incur debt and issue bonds; to provide relative to the governing authority of the commission; to provide relative to the funding of the commission and the use of excess commission funds; to provide for agreements with the Sabine River Authority; 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.

HOUSE BILL NO. 1995—

BY REPRESENTATIVE STRAIN

AN ACT

To amend and reenact R.S. 45:1203 and to enact R.S. 45:1206, relative to sewerage and water utilities; to provide for rules and regulations; to provide for interpretation of certain contracts; 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.

HOUSE BILL NO. 1998—

BY REPRESENTATIVES LEBLANC AND FAUCHEUX

AN ACT

To enact R.S. 39:115, relative to capital outlay budget development; to provide for certain notice requirements; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 2051 (Substitute Bill for House Bill No. 1486 by Representative Pinac)—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 51:1923(2), (3), and (7), 1924(A), (B), (D)(2)(introductory paragraph) and (a) and (4), and (G), 1925, 1926(D), (F)(1)(introductory paragraph), (2), and (3), (G)(2), and (H), 1927(A), (B), and (C)(introductory paragraph) and (5), 1928(A) and (B)(1) and (2), 1929(introductory paragraph) and (6), 1929.1(A), 1931, 1932(A), and 1934 and to enact R.S. 51:1922.1 and 1923(10), relative to the office of financial institutions; to provide relative to the Louisiana Capital Companies Tax Credit Program; to provide relative to the administration of the program between the Department of Economic Development and the Office of Financial Institutions; to provide for definitions; to provide relative to tax credits; to provide relative to certification and continuance of certification of capital companies; to prohibit certain activities; to provide relative to decertification; to provide for the promulgation of rules and regulations; to provide relative to advisory opinions; to provide for termination of the program; to provide for certain tax exemptions; and to provide for related matters.

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

Senator Lambert in the Chair

Messages from the House

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

HOUSE CONCURRENT RESOLUTION NO. 147—

BY REPRESENTATIVES FLAVIN, GUILLORY, HILL, ILES, JOHNS, MORRISH, AND STELLY AND SENATORS CAIN, MOUNT, AND THEUNISSEN

A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana to the family of Wilson Anthony "Boozoo" Chavis.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 147—

BY REPRESENTATIVES FLAVIN, GUILLORY, HILL, ILES, JOHNS, MORRISH, AND STELLY AND SENATORS CAIN, MOUNT, AND THEUNISSEN

A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana to the family of Wilson Anthony "Boozoo" Chavis.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fontenet	Marionneaux
Bean	Gautreaux	McPherson
Cain	Hines	Michot
Campbell	Hollis	Mount
Chaisson	Hoyt	Romero
Dardenne	Irons	Schedler
Dean	Jones, B	Smith
Dupre	Jones, C	Theunissen
Ellington	Lambert	Thomas
Fields, C	Lentini	Ullo
Fields, W	Malone	
Total—32		

NAYS

Total—0

ABSENT

Bajoie	Cravins	Tarver
Barham	Heitmeier	
Boissiere	Johnson	
Total—7		

May 14, 2001

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON HEALTH AND WELFARE

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

May 14, 2001

To the President and Members of the Senate:

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

SENATE BILL NO. 108— BY SENATOR HINES

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. 40:1300.181 through 1300.191, relative to the Louisiana Seniors Pharmacy Assistance Program; to provide definitions; to create the Louisiana Seniors Pharmacy Assistance Program; to provide for eligibility, services, denial, modification, and suspension or termination of services and an appeal procedure and judicial review; to provide for reimbursement and recovery of costs for services provided; to provide for the powers, duties, and responsibilities of the Department of Health and Hospitals including funding; to provide for annual reporting; to provide for promulgation of rules and regulations; to provide for implementation; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 210— BY SENATOR HINES

AN ACT

To amend and reenact R.S. 40:1299.58.1(A)(1), (2), and (3), 1299.58.2(1), (9), (12), and (14), 1299.58.3(A)(1) and (3), (C)(1) and (3), and (D)(1)(b), 1299.58.5(A)(1), 1299.58.7(A), and 1299.58.8(B) and (C)(1), relative to declarations concerning life-sustaining procedures; to provide for declarations for qualified patients having terminal or irreversible conditions; to revise certain definitions; to provide for issuance of a do-not-resuscitate bracelet by the secretary of state; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 290— BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 40:1300.51(2), (3), and (5), relative to public health and safety; to provide with respect to criminal

history checks; to add certain entities for purposes of criminal background checks; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 458— BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 37:3372(5), (6), (7), and(9)(a), 3374(4), (5), (7), (13), (14), (15), and (16), 3375(A)(2) and (B), 3376(A), the introductory paragraph of (C), (C)(5), (8), and (9), the introductory paragraph of (D), (D)(3)(c), (F)(3) and (4), the introductory paragraph of (H), (H)(3), and (4), 3376.1, the introductory paragraph of 3379(A), (A)(1), (2), (7), and (11), (B)(1) and (3), and (C), 3381(C), 3382, the introductory paragraph of 3384, 3384(2) and (4) and to enact R.S. 37:3374(17), 3376(C)(10), and (F)(5), 3379(A)(14) and (15), and (B)(4) and (D) relative to the Substance Abuse Counselor Certification Law; to change the name of a prevention counselor; to provide for definitions; to provide for the powers and duties of the Louisiana State Board of Certification for Substance Abuse Counselors; to provide for certification requirements of a substance abuse counselor, compulsive gambling counselor or prevention specialist; to provide for suspension of certification or registration and for hearing and appeal thereof; to provide for an effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 563— BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 28:171(R) and Children's Code Art. 1409(R), relative to mental health; to provide for court order for appropriate treatment if a facility is unable to provide treatment; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 1047— BY SENATOR MCPHERSON

AN ACT

To enact Part III of Chapter 10 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:1081 through 1083, relative to hospital service districts; to create a parish hospital service district in certain parishes and provide for the powers, duties, functions, and responsibilities of the district; to provide for a governing board of commissioners of each district and for membership of the board; and to provide for related matters.

Reported favorably.

Respectfully submitted, TOM SCHEDLER 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. 624—**

BY SENATOR MOUNT AND REPRESENTATIVES JOHNS AND STELLY  
AN ACT

To enact R.S. 33:2481.2, relative to the office of police chief of the city of Lake Charles; to provide a specified term for the office; to provide for the applicability of civil service provisions to the office; 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. 624 by Senator Mount

AMENDMENT NO. 1

On page 2, line 1, after "charter." delete the remainder of the line and delete lines 2 through 10 in their entirety and insert in lieu thereof the following: "The mayor may reappoint the police chief to a subsequent term in accordance with the provisions set forth in the City Charter. If the Mayor does not reappoint the police chief for a subsequent term, the new police chief must be appointed from a list of qualified candidates who have completed the same application process which applies to any other civil service applicant including competitive testing and evaluation."

AMENDMENT NO. 2

On page 2, line 11, delete "years of service."

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

**SENATE BILL NO. 725—**

BY SENATOR HINES  
AN ACT

To enact R.S. 33:2012, relative to municipalities and parishes; to provide with respect to firemen; to provide for occupational diseases or infirmities; 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. 725 by Senator Hines

AMENDMENT NO. 1

On page 1, line 3, after "firemen" insert "and policemen"

AMENDMENT NO. 2

On page 1, line 8, after "fire" insert "or police"

AMENDMENT NO. 3

On page 1, line 11, insert "or policeman"

AMENDMENT NO. 4

On page 1, line 14, delete ",if such firefighter"

AMENDMENT NO. 5

On page 1, delete lines 15 and 16 in their entirety and insert in lieu thereof the following: "or policeman. The disease"

AMENDMENT NO. 6

On page 2, line 6, after "service." insert "The presumption shall also be rebuttable by evidence that the otherwise eligible affected member was at the time of diagnosis of Hepatitis B or C, or within one year of such diagnosis, unlawfully using controlled substances by means of intravenous injection, or lived in an intimate relationship with any person who has been diagnosed with Hepatitis B or C."

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

**SENATE BILL NO. 805—**

BY SENATOR BAJOIE  
AN ACT

To amend and reenact Paragraph (P)(1) of Article XIV, Section 47 of the 1921 Constitution of Louisiana, as amended, continued as a statute pursuant to Article XIV, Section 16(A)(10) of the 1974 Constitution of Louisiana, relative to the Louisiana Stadium and Exposition District; to provide for the allocation and distribution of certain revenues of the district; 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. 805 by Senator Bajoie

AMENDMENT NO. 1

On page 2, line 8, change "all surplus" to "four million dollars in surplus"

AMENDMENT NO. 2

On page 2, line 11, delete "Upon completion of all renovations"

AMENDMENT NO. 3

On page 2, line 12, change "five" to "Five"

AMENDMENT NO. 4

On page 2, line 15, after "The" insert "remaining"

AMENDMENT NO. 5

On page 2, line 19, change "One million two hundred thousand" to "Two million"

AMENDMENT NO. 6

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

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

**SENATE BILL NO. 862—**

BY SENATORS CRAVINS AND IRONS  
AN ACT

To enact R.S. 23:968, relative to employment; to provide with respect to interference with individual rights; to prohibit discriminatory practices because of actual or perceived sexual orientation; to provide for definitions; to provide for exemptions; 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. 862 by Senator Cravins and Senator Irons

AMENDMENT NO. 1

On page 1, line 10 delete "or gender identity"

AMENDMENT NO. 2

On page 1, line 15 delete "or gender identity"

AMENDMENT NO. 3

On page 2, line 3, change "fifteen" to twenty-five"

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. 1034—**

BY SENATOR BAJOIE  
AN ACT

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

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. 1034 by Senator Bajoie

AMENDMENT NO. 1

On page 2, between lines 17 and 18, insert the following:

**"(i) To the Ernest N. Morial-New Orleans Exhibition Hall Authority, \$2,000,000."**

AMENDMENT NO. 2

On page 2, line 21, after "district," delete the remainder of the line and delete line 22 in its entirety and insert in lieu thereof the following: "the remainder of the money in the fund after the other distributions provided for in "

AMENDMENT NO. 3

On page 2, delete lines 26 and 27 in their entirety and on page 3, delete lines 1 and 2 in their entirety

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

**SENATE BILL NO. 1037—**

BY SENATOR BAJOIE  
AN ACT

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

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

**SENATE BILL NO. 1050—**

BY SENATOR FONTENOT  
AN ACT

To enact R.S. 33:1554.1, relative to coroners; to provide with respect to the coroner in Livingston Parish; to provide for qualifications for office; to authorize the reelection of a person who is not a licensed physician to the office of coroner in Livingston Parish; 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. 1050 by Senator Fontenot

AMENDMENT NO. 1

On page 2, line 12, after "No." insert "163"

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

**SENATE BILL NO. 1052—**

BY SENATORS SMITH AND ELLINGTON  
AN ACT

To enact R.S. 17:105.1, relative to the assignment, transfer, and continuance of pupils; to provide for the transfer of a pupil to a school system adjoining the one in which he resides under certain circumstances; to provide certain limitations and restrictions; to provide for the transfer of certain funding; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 1052 by Senator Smith

AMENDMENT NO. 1

On page 2, line 27, change "Formula" to "Program formula"

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. 1058—

BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 33:4699.1(A) and (B), relative to certain public property in the city of Lake Charles; to provide relative to the use of certain property; to authorize the use of the property for commercial or profit oriented projects; to authorize the lease of such property; to authorize the use of certain property for certain gaming activities subject to voter approval; to provide conditions and restrictions; 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. 1058 by Senator Mount

AMENDMENT NO. 1

On page 6, line 8, after "so," delete the remainder of the line and insert in lieu thereof the following: **"the term of the lease, the rent or other consideration to be paid and the"**

AMENDMENT NO. 2

On page 12, delete lines 24 through 27 and on page 13, delete lines 1 through 6 and insert in lieu thereof the following:

**"(aa) Reasonably and fairly identify the area of land to be used or leased for commercial development.**

**(bb) Describe the general nature and extent of the proposed commercial project.**

**(cc) Describe the anticipated costs of the development project, including the estimated amount of public funds to be used or expended in the operation of the project.**

**(dd) Indicate whether the property will be leased for development and if so, the term of the lease, the rent or other consideration to be paid and the identity of the developer who will be responsible for the development and operation of the project."**

AMENDMENT NO. 3

On page 14, delete lines 1 through 15 in their entirety and insert in lieu thereof the following: **"is applicable is described as follows: A tract or parcel of land lying in Section 31, Township 9 South, Range 8 West, in the City of Lake Charles, Calcasieu Parish,**

**Louisiana, and being more particularly described as: Beginning at a point 125.0 feet (REC. & MEAS.) South 6710' West (REC.) South 6701' West (MEAS.) of the centerline of U.S. Highway No. 90, also known as Interstate 10 (said centerline shown on the plans of the Louisiana Department of Highways now the Louisiana Department of Transportation and Development, State Project No. 3-30-07, dated October 25, 1950), and North 80735'00" West (REC. & MEAS.), a distance of 50.0 feet from the prolongation of the West line of the J.A. Bel et al property (as per agreement boundary between J.A. Bel, et al and the State of Louisiana in accordance with plat filed in records of the Parish of Calcasieu in Plat Book 6 at Page 57);**

**Thence South 6710' West (STATUTE) South 6701' West (REC. & MEAS.) a distance of 352.0 feet (REC. & MEAS.);**

**Thence South 44758' West (STATUTE) a distance of 680.00 feet more or less (STATUTE) 731.28 feet (CALC.), to a point 1050.0 feet South of the centerline of said U.S. Highway No. 90;**

**Thence South 89758'00" West (STATUTE) following along a line parallel to and 1050 feet South of the centerline of said U.S. Highway No. 90, a distance of 325.71 feet (CALC.);**

**Thence North 0702'00" West (CALC.) 925.00 feet (CALC.) to a point 125.0 feet South of the centerline of said U.S. Highway No. 90;**

**Thence North 89758'00" East 63.67 feet along the line that is 125 feet South of the centerline of U.S. Hwy 90 to the beginning of a spiral curve to the right;**

**Thence along the spiral curve to the right Chord Bearing South 89740'12" East (CALC.) for a distance of 147.54 feet (CALC.) to the Spiral to Curve; thence along curve to the right, Chord Bearing South 87200'30" East (CALC.) 245.01 feet (CALC.), to the Curve to Spiral; thence along the spiral curve, Chord Bearing South 84720'48" (CALC.) 147.54 feet (CALC.) to the Spiral to Tangent, and Curve Data being Delta 6703'00" (CALC.), Degree of curve 1733'03" (CALC.), Length of spiral 147.54 feet (CALC.), Delta of spiral 1707'30" (CALC.), Tangent of spiral 270.26 feet (CALC.) and Radius of curve 3694.72 feet (CALC.);**

**Thence South 83759'00" East (CALC.) along a line parallel to and 125.0 feet South of the centerline of said U.S. Highway No. 90, a distance of 278.76 feet (CALC.) to point of beginning.**

**LESS AND EXCEPT: Begin at the Northwest corner of the above described tract of land;**

**Thence North 89758'00" East 63.67 feet along a line that is 125 feet South of the centerline of U.S. Highway No. 90 to the beginning of a spiral curve to the right;**

**Thence along the spiral curve to the right chord bearing South 89740'12" East (CALC.) for a distance of 147.54 feet (CALC.);**

**Thence South 0702'00" West 250.0 feet;**

**Thence Westerly to a point on the West line of the above described tract, said point being South 0702'00" West 250.0 feet from the point of beginning;**

**Thence North 0702'00" West 250.0 feet to the point of beginning. "**

AMENDMENT NO. 4

On page 15, line 21, after **"contrary,"** insert **"use or"**

AMENDMENT NO. 5

On page 16, line 7, delete "sell"

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

**SENATE BILL NO. 1105 (Substitute for Senate Bill 812 by Senator Schedler)—**

BY SENATOR SCHEDLER

AN ACT

To enact Part XXV of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1131 through 1139, relative to professional employer organizations; to provide for regulation of insurance operations; to authorize professional employer organizations; to provide benefit plans under certain circumstances; to require workers' compensation insurance coverage on employees; to provide for licensing requirements; to provide for exemptions; and to provide for related matters.

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

**SENATE BILL NO. 1106 (Substitute for Senate Bill 1077 by Senators Thomas and Schedler)—**

BY SENATORS THOMAS AND SCHEDLER

AN ACT

To enact Part III of Chapter 3 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:951 and 952, relative to the dissemination of information regarding electricity produced in Louisiana where the state's groundwater is used as part of the generation process; to provide for entities that own, lease and/or operate new and expanded electric generation facilities that commence operation on or after January 1, 2002 and use groundwater or surface water to produce electricity; to provide notice of operation date and contact information for electric power sales; and to provide for related matters.

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

**Mr. President in the Chair**

**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. 19—**

BY REPRESENTATIVE THOMPSON

AN ACT

To amend and reenact R.S. 17:221(A)(1) and (E) and to enact R.S. 17:221(F), relative to school attendance; to require certain persons having control or charge of a child to send such child to school from the child's seventh birthday until his eighteenth birthday; to provide for individualized plans of education for certain students over age seventeen; to provide exceptions; to provide for an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 55—**

BY REPRESENTATIVE DOWNER

AN ACT

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

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 Engrossed House Bill No. 55 by Representative Downer

AMENDMENT NO. 1

On page 1, after line 10, insert 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 in Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.”

On motion of Senator Heitmeier, 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. 65—**

BY REPRESENTATIVE PITRE

AN ACT

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

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. 79—**

BY REPRESENTATIVE JOHN SMITH

AN ACT

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

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. 85—**

BY REPRESENTATIVE SALTER

AN ACT

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

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. 122—**

BY REPRESENTATIVE TOWNSEND

AN ACT

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

Reported with amendments by the Committee on Education.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 122 by Representative Townsend

AMENDMENT NO. 1

On page 1, line 2, before "relative" insert "1544, and 1546,"

AMENDMENT NO. 2

On page 1, line 5, after "met;" insert "to clarify provisions relative to certification of continuing education courses, administration of federal funds, and coordination of state, private, and federal efforts; to provide for the proper agency;"

AMENDMENT NO. 3

On page 1, line 7, delete "is" and insert in lieu thereof ", 1544, and 1546 are"

AMENDMENT NO. 4

On page 2, after line 2, insert as follows:

"§1544. Administration of federal funds

The ~~Division of Continuing Education~~ Office of Academic Affairs, Louisiana State University, Baton Rouge, is designated as administrator for all federal fire training and education funds; ~~provided~~, however, this Section shall not prohibit local governmental subdivisions or Delgado Vocational Technical Junior College from applying for, receiving, and administering federal funds for fire training and education.

\* \* \*

§1546. Coordination of state, private, and federal efforts

Each state institution, state agency, or private agency, providing training for the fire service shall coordinate such efforts with the firemen training program through the ~~Division of Continuing Education~~ Office of Academic Affairs at Louisiana State University to prevent duplication of efforts, duplication of cost, and to insure standardization. Louisiana State University is hereby designated as

the state agency for the coordination of training for the fire service provided by any federal government agency."

On motion of Senator Theunissen, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 136—**

BY REPRESENTATIVE BROOME

AN ACT

To enact R.S. 11:411(10), relative to the Louisiana State Employees' Retirement System, but only applicable with respect to the East Baton Rouge Parish Housing Authority; to provide with respect to membership in the system; to provide with respect to the purchase of prior service credit; to provide an effective date; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways, and Public Works. 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. 135—**

BY REPRESENTATIVE RICHMOND

AN ACT

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

Reported favorably by the Committee on Transportation, Highways, and Public Works. 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. 164—**

BY REPRESENTATIVE DIEZ

AN ACT

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

Reported favorably by the Committee on Transportation, Highways, and Public Works. 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. 170—**

BY REPRESENTATIVE FAUCHEUX

AN ACT

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

Reported favorably by the Committee on Transportation, Highways, and Public Works. 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. 216—**

BY REPRESENTATIVE PITRE

AN ACT

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

Reported favorably by the Committee on Transportation, Highways, and Public Works. 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. 246—**

BY REPRESENTATIVE BOWLER

AN ACT

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

Reported favorably by the Committee on Transportation, Highways, and Public Works. 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. 256—**

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

AN ACT

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

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

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. 281 by Representative Pitre

AMENDMENT NO. 1

On page 1, line 14, change "shall" to "may"

AMENDMENT NO. 2

On page 2, line 1, delete "rimfire"

AMENDMENT NO. 3

On page 2, line 4, between "landowner" and "." insert ", and shall prohibit the sale of nutria skins or carcasses, except by the holder of a valid trapping license or by a licensed fur buyer or fur dealer"

AMENDMENT NO. 4

On page 2, line 17, between "R.S. 56:116.1" and "." insert ", and nutria in open season may be taken additionally by the use of a standard.22 caliber rifle only between the hours of sunrise and sunset"

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. 301—**

BY REPRESENTATIVE DIEZ

AN ACT

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

Reported favorably by the Committee on Transportation, Highways, and Public Works. 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. 329—**

BY REPRESENTATIVE ODINET

AN ACT

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

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. 333—**

BY REPRESENTATIVES POWELL AND ERDEY  
AN ACT

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

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

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. 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.

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. 364—**

BY REPRESENTATIVE DAMICO  
AN ACT

To amend and reenact R.S. 17:416.13 and to enact R.S. 17:416.15, relative to student discipline policies; to require local school boards to adopt policies prohibiting harassment, intimidation, and bullying by students; to provide for definitions; to provide relative to certain immunity for students, employees, and volunteers who report incidents of harassment, intimidation, or bullying; to provide exemptions; to authorize local school boards to adopt and implement certain zero tolerance policies; to authorize the inclusion of certain requirements in such policies; to authorize local school boards to charge fees relative to such requirements; to provide limitations; to provide relative to compliance; to provide for effectiveness; and to provide for related matters.

Reported with amendments by the Committee on Education.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 364 by Representative Damico

AMENDMENT NO. 1

On page 3, line 8, after "Livingston" insert ", East Baton Rouge, East Feliciana, West Feliciana, St. Helena,"

On motion of Senator Theunissen, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 425—**

BY REPRESENTATIVES FUTRELL AND CLARKSON  
AN ACT

To enact R.S. 48:443(C)(4), relative to expropriation of property; to provide for the availability of certain information; to require the Department of Transportation and Development to provide copies of estimates used in expropriating property; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways, and Public Works. 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. 445—**

BY REPRESENTATIVE GARY SMITH  
AN ACT

To enact R.S. 36:610(B)(8) and R.S. 56:331, relative to crab fishing; to create the Crab Task Force; to provide for its membership and responsibilities; 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. 475—**

BY REPRESENTATIVES MONTGOMERY AND JANE SMITH  
AN ACT

To amend and reenact R.S. 33:4574.1-A(H)(2) and R.S. 47:302.3, relative to the avails of certain taxes on hotel occupancy; to expand the uses of such monies; 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. 480—**

BY REPRESENTATIVE ODINET  
AN ACT

To enact R.S. 36:610(B)(8) and R.S. 56:333.2, relative to mullet fishing; to create the Mullet Task Force; to provide for its membership and responsibilities; and to provide for related matters.

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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. 521—**

BY REPRESENTATIVE RIDDLE

AN ACT

To amend and reenact R.S. 33:4574.1-A(A)(1)(e) and (g), relative to the tourist commissions in certain parishes; to increase the maximum rate of the hotel occupancy tax which such commissions may levy; 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 Reengrossed House Bill No. 521 by Representative Riddle

AMENDMENT NO. 1

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

AMENDMENT NO. 2

On page 2, delete lines 6 through 17 in their entirety and insert in lieu thereof the following:

"Section 2. Notwithstanding any provision of law to the contrary, the taxes authorized by R.S. 33:4574.1-A(A)(1)(e) shall be imposed by resolution and ordinance of the commission."

On motion of Senator Bajoie, 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. 563—**

BY REPRESENTATIVE FRITH

AN ACT

To enact R.S. 32:315.1, relative to trucks; to provide that trucks hauling sugarcane shall be marked with reflecting tape; 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 Engrossed House Bill No. 563 by Representative Frith

AMENDMENT NO. 1

On page 1, line 2, change both "trucks" to "trailers"

AMENDMENT NO. 2

On page 1, line 7, change "trucks" to "trailers"

AMENDMENT NO. 3

On page 1, line 8, change "truck and farm tractor" to "trailer"

AMENDMENT NO. 4

On page 1, line 11, change "trucks and farm tractors" to "trailers"

On motion of Senator Heitmeier, 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. 566—**

BY REPRESENTATIVE HOPKINS

AN ACT

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

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

**HOUSE BILL NO. 572—**

BY REPRESENTATIVE MCCALLUM

AN ACT

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

Reported favorably by the Committee on Transportation, Highways, and Public Works. 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. 603—**

BY REPRESENTATIVE DIEZ

AN ACT

To enact R.S. 32:387.15, relative to interstate highways; to provide for a special permit for movement of certain boats on interstates; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways, and Public Works. 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. 619—**

BY REPRESENTATIVE FAUCHEUX

AN ACT

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

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

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. 625—**

BY REPRESENTATIVE FLAVIN

## AN ACT

To amend and reenact R.S. 48:1002(A), relative to ferries; to provide for the period of appropriation of state funds for operation and maintenance of the Monkey Island Ferry located in Cameron Parish; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways, and Public Works. The bill was read by title and recommitted to the Committee on Finance.

**HOUSE BILL NO. 651—**

BY REPRESENTATIVE FUTRELL

## AN ACT

To enact R.S. 17:427.1, and 427.2 relative to the Critical Teacher Shortage Incentive Program; to provide for the creation and purpose of such program; to provide for program definitions, contracts, administration, implementation, reporting, and funding; to provide relative to legislative findings and intent; and to provide for related matters.

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

**HOUSE BILL NO. 687—**

BY REPRESENTATIVE PITRE

## AN ACT

To designate the Coastal Corridor along certain highways in Lafourche Parish; to provide for certain phases of the Coastal Corridor; to require the Department of Transportation and Development to place certain signage; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways, and Public Works. 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. 735—**

BY REPRESENTATIVE HOPKINS

## AN ACT

To amend and reenact the title of Chapter 5-E of Title 25 of the Louisiana Revised Statutes of 1950 and R.S. 25:380.21, 380.22(A), 380.23(B)(5) and (C)(1), 380.24, 380.25(A), (B), (C)(1), (2)(b)(iii), and (3), and 380.26, and R.S. 36:744(N) and 801.9(A) and (C), relative to the Caddo Pine Island Oil and Historical Museum; to rename the museum; and to provide for related matters.

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

**HOUSE BILL NO. 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.

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

**HOUSE BILL NO. 961—**

BY REPRESENTATIVE DIEZ

## AN ACT

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

Reported favorably by the Committee on Transportation, Highways, and Public Works. 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. 964—**

BY REPRESENTATIVE DIEZ

## AN ACT

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

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 Engrossed House Bill No. 964 by Representative Downer

AMENDMENT NO. 1

On page 1, line 3, after "Parish" insert "and Orleans Parish"

AMENDMENT NO. 2

On page 1, line 4, after "Corrections" insert "and the Department of Culture, Recreation, and Tourism"

AMENDMENT NO. 3

On page 2, between lines 13 and 14, insert the following:

"Section 2. The Secretary of the Department of Culture, Recreation, and Tourism, notwithstanding any other provision of law

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to the contrary, is hereby authorized and empowered to convey, transfer, assign, lease, and deliver any interest, excluding mineral rights, together with all the improvements situated wholly or partially thereon, and all of the rights, ways, servitudes, and privileges the state may have to the following described property, designated as Parcels Nos. 3-1,4-2, and 5-1 for State Project Nos. 0006-05-0078, State Project Nos. 0006-06-0053, and State Project Nos. 0006-07-0037 to the Department of Transportation and Development:

PARCEL NO. 3-1:

From a point on the centerline of State Project No. 006-05-0078 at Station No. 14+168.875, proceed N25°39'32"W a distance of 76.382 meters to the point of beginning; thence proceed N25°39'32"W a distance 15.288 meters to a point and corner; thence proceed N14°51'34"W a distance of 19.860 meters to a point and corner; thence proceed N07°24'11"W a distance of 22.219 meters to a point and corner; thence proceed S86°51'16"E a distance of 2.066 meters to a point and corner; thence proceed S42°33'18"E a distance of 27.520 meters to a point and corner ; thence proceed along a curve to the left with a radius of 459.456 meters, a length of 35.166 meters and a chord length of 35.158 meters bearing S09°59'23"W to the point of beginning. All of which comprises Parcel 3-1 as shown on sheet 3 of the Right of Way plans on State Project No. 006-05-0078, containing an area of 540.00 square meters or 0.054 hectares or 5837.60 square feet or 0.134 acres.

PARCEL NO. 4-2:

From a point on the centerline of State Project No. 006-05-0078, at Station 14+353.990, proceed N75°18'11"W a distance of 23.111 meters to the point of beginning; thence proceed N18°35'10"E a distance of 60.750 meters to a point and corner; thence proceed S71°04'14"E a distance of 57.422 meters to a point and corner; thence proceed along a curve to the left having a radius of 413.736 meters, whose length is 22.426 meters and whose chord length is 22.423 meters and bears S32°01'01"W to a point and corner; thence proceed S06°59'08"W a distance of 66.113 meters to a point and corner; thence proceed N88°55'36"W a distance of 71.171 meters to a point and corner; thence proceed along a curve to the right having a radius of 459.456 meters, whose length is 47.663 meters and whose chord length is 47.641 meters and bears N21°25'50"E to the point of beginning. All of which comprises Parcel 4-2 as shown on Sheets 4 of the Right of Way Plans of State Project No. 006-05-0078, and contains an area of 5767.28 square meters or 0.5767 hectares or 1.425 acres.

PARCEL NO. 5-1:

From a point on the centerline of State Project No. 006-06-0053, at Station 14+413.087, proceed S71°04'14"E a distance of 36.192 meters to the point of beginning; thence proceed N71°04'14"W a distance of 57.422 meters to a point and corner; thence proceed N18°35'18"E a distance of 27.878 meters to a point and corner; thence proceed S69°07'36"E a distance of 2.000 meters to a point and corner; thence proceed along a curve to the right having a radius of 787.174 meters, whose length is 287.853 meters and whose chord length is 286.251 meters and bears N31°40'54"E to a point and corner; thence proceed N42°08'04"E a distance of 43.094 meters to a point and corner; thence proceed S55°54'47"E a distance of 32.319 meters to a point and corner; thence proceed S42°08'04"W a distance of 31.818 meters to a point and corner; thence proceed along a curve to the left having a radius of 783.999 meters, whose length is 160.682 meters and whose chord length is 160.401 meters and bears S36°15'48"W to a point and corner; thence proceed S49°42'17"E a

distance of 58.137 meters to a point and corner; thence proceed S40°17'01"W a distance of 95.352 meters to a point and corner; thence proceed along a curve to the left having a radius of 413.736 meters, whose length is 48.189 meters and whose chord length is 48.162 meters and bears S36°54'23"W to the point of beginning. All of which comprises Parcel 5-1 as shown on Sheets 4 And 5 of the Right of Way Plans of State Project No. 006-06-0053, and contains an area of 18134.65 square meters or 1.8135 hectares or 4.481 acres."

AMENDMENT NO. 4

On page 2, line 14, change "2" to "3"

AMENDMENT NO. 5

On page 2, line 15, after "Corrections" insert "and the secretary of the department of Culture, Recreation, and Tourism"

AMENDMENT NO. 6

On page 2, line 19, change "Section 1" to "Sections 1 and 2"

AMENDMENT NO. 7

On page 2, line 21, after "Corrections" insert ", and the secretary of Culture, Recreation, and Tourism"

On motion of Senator Heitmeier, 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. 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.

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. 1032—

BY REPRESENTATIVE LEBLANC

AN ACT

To repeal R.S. 38:2216(A)(2) and 2218(B), relative to the Public Bid Law; to delete the countersignature requirements on bonds for the construction or doing of any public works by resident agents; to delete the bid bond countersignature requirement from certain public contract bids.

Reported favorably by the Committee on Transportation, Highways, and Public Works. 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. 1050—

BY REPRESENTATIVE PINAC

AN ACT

To enact R.S. 47:520.1, relative to temporary motor vehicle registration license plates; to provide for the proper display and maintenance of temporary registration license plates; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways, and Public Works. 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. 1091—**

BY REPRESENTATIVE BOWLER

AN ACT

To enact R.S. 17:3141.2(1)(n), relative to proprietary schools; to exclude certain test preparation schools and business enterprises from the definition of a proprietary school; and to provide for related matters.

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

**HOUSE BILL NO. 1180—**

BY REPRESENTATIVE DURAND

AN ACT

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

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 Engrossed House Bill No. 1180 by Representative Durand

AMENDMENT NO. 1

On page 4, line 14, change “physician” to “person”

AMENDMENT NO. 2

On page 4, line 15, after “Examiners” delete “and” and insert “, a person licensed to practice chiropractic by the Louisiana State Board of Chiropractic Examiners, a person licensed by the Louisiana State Board of Physical Therapy Examiners, or”

On motion of Senator Heitmeier, 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. 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.

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. 1352—**

BY REPRESENTATIVE MCMAINS

AN ACT

To enact R.S. 17:3351.4, relative to deferred compensation; to provide that postsecondary education management boards and their employees may establish deferred salary agreement programs; to provide for the investment of monies on behalf of the employees; to provide for creation of certain trusts; to authorize the implementation of pension and insurance plans; and to provide for related matters.

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

**HOUSE BILL NO. 1406—**

BY REPRESENTATIVES PIERRE AND THOMPSON

AN ACT

To amend and reenact R.S. 56:10(B)(1)(d) and (5) and (D), 104(B)(4), Subpart A-1 of Part IV of Chapter 1 of Title 56 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 56:151 through 157, R.S. 56:642(A), and 649.1(A), relative to the Louisiana Duck Stamp Program; to change the duck stamp to a license; to eliminate the manner in which the duck stamp is designed and issued; 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 Reengrossed House Bill No. 1406 by Representative Pierre

AMENDMENT NO. 1

On page 1, line 6, change “eliminate” to “change”

AMENDMENT NO. 2

On page 2, line 2, after “License” insert “, Stamp and Print”

AMENDMENT NO. 3

On page 2, line 3, after “License” insert “, Stamp and Print”

AMENDMENT NO. 4

On page 2, line 7, after “License” insert “, Stamp and Print”

AMENDMENT NO. 5

On page 2, line 9, after “License” insert “, Stamp and Print”

AMENDMENT NO. 6

On page 2, line 15, after “License” insert “, Stamp and Print”

AMENDMENT NO. 7

On page 3, line 17, after “LICENSE” insert “, STAMP AND PRINT”

AMENDMENT NO. 8

On page 3, line 21, after “License” insert “, Stamp and Print”

AMENDMENT NO. 9

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On page 3, line 24, between "license"" and "." and insert ", and sale of duck stamps and prints"

AMENDMENT NO. 10

On page 4, delete line 9 in its entirety and insert the following:

"§153. Issuance of duck licenses; regulations; design, marketing and sale of duck stamps and prints"

AMENDMENT NO. 11

On page 4, at the beginning of line 10, insert "A."

AMENDMENT NO. 12

On page 4, at the beginning of line 16, insert the following:

"B. The department shall provide by regulation for the annual creation of duck stamps and duck stamp prints, the manner of selection of an artist and the manner of reproduction, distribution, marketing and sale of such stamps and prints. The secretary is hereby authorized to sell such stamps and prints by the method he deems to be most beneficial to the department, including public or private auction or direct sale to an individual, group or organization. The department shall retain exclusive ownership and production rights to the design for reproduction of duck stamps and prints to sell to hunters, collectors and other interested persons. Upon completion of this process, the original artwork shall be returned to the artist."

AMENDMENT NO. 13

On page 5, line 12, after "License" insert ", Stamp and Print"

AMENDMENT NO. 14

On page 5, line 14, after "licenses" insert ", stamps and prints"

AMENDMENT NO. 15

On page 5, line 15, after "License" insert ", Stamp and Print"

AMENDMENT NO. 16

On page 6, line 6, after "License" insert ", Stamp and Print"

AMENDMENT NO. 17

On page 6, line 12, after "License" insert ", Stamp and Print"

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. 1407—**

BY REPRESENTATIVE ODINET

AN ACT

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

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. 1415—**

BY REPRESENTATIVE ODINET

AN ACT

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

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. 1416—**

BY REPRESENTATIVE ODINET

AN ACT

To amend and reenact R.S. 56:495.1(A)(2), relative to trawling vessels in Breton and Chandeaur Sounds; to provide for description of the boundaries of Breton and Chandeaur Sounds; 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. 1417—**

BY REPRESENTATIVE JACK SMITH

AN ACT

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

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. 1419—**

BY REPRESENTATIVE JACK SMITH

AN ACT

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

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. 1420—**

BY REPRESENTATIVES PIERRE AND DANIEL

AN ACT

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

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. 1423—**

BY REPRESENTATIVE ODINET

AN ACT

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

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. 1424—**

BY REPRESENTATIVE ODINET

AN ACT

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

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. 1427—**

BY REPRESENTATIVE PIERRE

AN ACT

To amend and reenact R.S. 56:302.1(C)(2)(c), relative to charter fishing licenses; to make charter passenger fishing trip licenses available to residents; 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. 1429—**

BY REPRESENTATIVE FLAVIN

AN ACT

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

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. 1460—**

BY REPRESENTATIVES L. JACKSON AND GLOVER

AN ACT

To enact Subpart F of Part II of Chapter 6 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:2881.1 through 2881.4, relative to property adjudicated more than five years previously to a parish or municipality; to provide a means by which a political subdivision may acquire such adjudicated property; to provide for notice to registered owners and other interested parties; to authorize political subdivisions to sell or donate such properties; to provide for

definitions; to provide for effectiveness; 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. 1461—**

BY REPRESENTATIVE BROOME

AN ACT

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

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

**HOUSE BILL NO. 1657—**

BY REPRESENTATIVE FUTRELL

AN ACT

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

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 Reengrossed House Bill No. 1657 by Representative Downer

AMENDMENT NO. 1

On page 1, line 2, delete "amend and reenact R.S. 48:381.2(B)(1) and to"

AMENDMENT NO. 2

On page 1, line 3, delete "to require approval of certain rights-of-way" and on line 4, delete "permits;"

AMENDMENT NO. 3

On page 1, delete line 7, and insert "Section 1."

AMENDMENT NO. 4

On page 1, delete lines 13 through 17, and on page 2, delete lines 1 through 3

On motion of Senator Heitmeier, 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. 1676—**

BY REPRESENTATIVE WINSTON

AN ACT

To amend and reenact R.S. 56:326(A)(12)(a) and (c), relative to size and possession limits; to provide for stone crab size limits; to provide for holding live stone crabs while on board a vessel; 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. 1678—**

BY REPRESENTATIVES HUNTER, WALSWORTH, AND KATZ

AN ACT

To enact R.S. 33:2737.76, relative to authority for the Monroe City School Board to levy and collect an additional sales and use tax, including but not limited to the amount authorized, entities through which the sales and use tax is levied and collected, submission of questions of the imposition of the tax to the electors and the voting requirements for approval, and the time and manner for collection; and to provide for related matters.

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

**HOUSE BILL NO. 1680—**

BY REPRESENTATIVE PRATT

AN ACT

To amend and reenact R.S. 17:1202(E)(1), relative to extended sick leave for teachers and certain others; to permit such leave to be requested by the covered employee subsequent to the employee's return to service; to require the granting of such leave for all days requested upon presentation of required documentation; to provide limitations; to provide for effectiveness; 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 Reengrossed House Bill No. 1680 by Representative Pratt

AMENDMENT NO. 1

On page 1, line 6, after "documentation;" delete "to provide limitations;"

AMENDMENT NO. 2

On page 2, line 1, after "shall" delete the comma and on line 2, delete "within the limitations provided by this Section."

AMENDMENT NO. 3

On page 2, delete lines 8 through 10

AMENDMENT NO. 4

On page 2, line 11, change "Section 3." to "Section 2."

On motion of Senator Theunissen, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules

of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 1712—**

BY REPRESENTATIVE NEVERS

AN ACT

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

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 Engrossed House Bill No. 1712 by Representative Nevers

AMENDMENT NO. 1

On page 1, line 9, change "state representative and state senator for the district" to "parish governing authority"

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

**HOUSE BILL NO. 1716—**

BY REPRESENTATIVE PIERRE

AN ACT

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

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. 1716 by Representative Pierre

AMENDMENT NO. 1

On page 2, at the end of line 14, delete "three" and insert the following: "seventy-two consecutive hours beginning at noon on the day of issuance."

AMENDMENT NO. 2

On page 2, delete line 15 in its entirety

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. 1789—**

BY REPRESENTATIVES DOERGE, R. ALEXANDER, BAUDOIN, BAYLOR, BOWLER, BROOME, CLARKSON, DANIEL, ERDEY, FAUCHEUX, FLAVIN, FUTRELL, GLOVER, HEATON, HOLDEN, HOPKINS, ILES, L. JACKSON, KATZ, KENNARD, LAFLEUR, MONTGOMERY, MURRAY, NEVERS, ODINET, PERKINS, ROMERO, SALTER, SCHWEGMANN, JANE SMITH, JOHN SMITH, STRAIN, THOMPSON, TOOMY, WADDELL, AND WALSWORTH

**AN ACT**

To enact Part II-B of Chapter 7 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1551 through 1555, relative to special districts; to authorize the creation of fire and emergency training services districts; to provide for governing boards; to provide for purpose; to provide for powers and duties of governing boards; to provide for certification by the Fire and Emergency Training Institute; 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 Reengrossed House Bill No. 1789 by Representative Doerge

AMENDMENT NO. 1

On page 2, line 18, delete "Firemen"

AMENDMENT NO. 2

On page 2, delete line 19 in its entirety, and insert in lieu thereof the following: "Fire and Emergency Training Institute, through the office of Academic Affairs, to"

On motion of Senator Bajoie, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

**Senate 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. 4—**

BY SENATORS HINES AND DARDENNE

**A JOINT RESOLUTION**

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

The bill was read by title. Returned from the House of Representatives with the following amendments:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 4 by Senator Hines

AMENDMENT NO. 1

On page 2, line 3, after "session." delete the remainder of the line and delete line 4 in its entirety

AMENDMENT NO. 2

On page 2, line 6, delete "Wednesday before" and insert "tenth calender day prior to"

AMENDMENT NO. 3

On page 2, line 12, delete "odd-numbered" and insert "even-numbered"

AMENDMENT NO. 4

On page 2, at the beginning of line 14, delete "Wednesday" and insert "Monday"

AMENDMENT NO. 5

On page 2, line 15, delete "eighty-five" and at the beginning of line 16, delete "consecutive" and insert "eighty-five"

AMENDMENT NO. 6

On page 2, line 17, delete "eightieth" and insert "eighty-fifth"

AMENDMENT NO. 7

On page 2, line 24, delete "seventy-seventh" and insert "eighty-second"

AMENDMENT NO. 8

On page 3, line 8, delete "odd-numbered" and insert "even-numbered"

AMENDMENT NO. 9

On page 3, delete lines 9 and 10 in their entirety

AMENDMENT NO. 10

On page 3, line 11, delete "even-numbered" and insert "odd-numbered"

AMENDMENT NO. 11

On page 3, line 12, delete "third Wednesday" and insert "last Monday"

AMENDMENT NO. 12

On page 3, line 19, delete "forty" and insert "forty-five"

AMENDMENT NO. 13

On page 3, line 20, delete "fifty consecutive" and insert in "sixty"

AMENDMENT NO. 14

On page 3, line 21, delete "fiftieth" and insert "sixtieth"

AMENDMENT NO. 15

On page 4, line 2, delete "thirty-eighth legislative day or the forty-eighth" and insert "forty-second legislative day or fifty-seventh"

AMENDMENT NO. 16

On page 4, delete lines 6 through 26 in their entirety, and on page 5, delete lines 1 through 9 in their entirety, and insert the following:

"(b) During any session convening in an odd-numbered year, no matter intended to have the effect of law, including any suspension of law, shall be introduced or considered unless its object is to enact the General Appropriation Bill; enact the comprehensive capital budget; make an appropriation; levy or authorize a new tax; increase an existing tax; levy, authorize, increase, decrease, or repeal a fee; dedicate revenue; legislate with regard to tax exemptions, exclusions, deductions, reductions, repeals, or credits; or legislate with regard to the issuance of bonds. In addition, a matter intended to have the effect of law, including a measure proposing a suspension of law, which is not within the subject matter restrictions provided in this Subparagraph may be considered at any such session if:

(i) It is prefiled no later than the deadline provided in Subparagraph (2) of this Paragraph, provided that the member shall not prefile more than five such matters pursuant to this Subsubparagraph; or

(ii) Its object is to enact a local or special law which is required to be and has been advertised in accordance with Section 13 of this Article and which is not prohibited by the provisions of Section 12 of this Article."

AMENDMENT NO. 17

On page 5, line 12, delete "congressional primary" and insert "statewide"

AMENDMENT NO. 18

On page 5, line 13, delete "in" and insert "on November 5,"

AMENDMENT NO. 19

On page 5, delete lines 19 through 26 in their entirety, and on page 6, delete lines 1 through 11 in their entirety, and insert the following:

"To change change general legislative sessions from odd-numbered years to even-numbered years and fiscal sessions from even-numbered years to odd-numbered years; to provide for the consideration of not more than five prefiled bills per member which are not within the subject matter limitations during fiscal sessions; to provide that the legislature, during fiscal sessions may consider legislation which levies, authorizes, increases, decreases, or repeals a fee or which dedicates revenue, and local and special bills; to extend the length of the fiscal sessions; and to provide for certain legislative deadlines during annual regular sessions. (Amends Article III, Section 2(A))"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bruneau to Reengrossed Senate Bill No. 4 by Senator Hines

AMENDMENT NO. 1

On page 5, between lines 10 and 11, insert the following:

"Section 2. Be it further resolved that the proposed amendments to Article III, Section 2 shall become effective on January 1, 2004."

AMENDMENT NO. 2

On page 5, line 11, change "Section 2." to "Section 3."

AMENDMENT NO. 3

On page 5, line 15, change "Section 3." to "Section 4."

AMENDMENT NO. 4

In House Committee Amendment No. 19 proposed by the House Committee on House and Governmental Affairs and adopted by the House of Representatives on April 26, 2001, on page 3, line 6, delete "change change" and insert "change"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Futrell to Reengrossed Senate Bill No. 4 by Senator Hines

AMENDMENT NO. 1

In Amendment No. 16 proposed by the House and Governmental Affairs Committee and adopted April 26, 2001, on line 20, after "existing tax;" delete the remainder of the line and on line 21, at the beginning of the line delete "increase."

Senator Hines moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

	YEAS	
Mr. President	Fontenot	Marionneau
Bajoie	Gautreaux	McPherson
Bean	Heitmeyer	Michot
Boissiere	Hines	Mount
Cain	Hollis	Romero
Campbell	Hoyt	Schedler
Chaisson	Irons	Smith
Dardenne	Johnson	Tarver
Dean	Jones, B	Theunissen
Dupre	Jones, C	Thomas
Ellington	Lambert	Ullo
Fields, C	Lentini	
Fields, W	Malone	
Total—37		
	NAYS	
Total—0		
	ABSENT	
Barham	Cravins	
Total—2		

The Chair declared the amendments proposed by the House were rejected. Senator Hines moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.



**Appointment of Conference Committee  
on Senate Bill No. 4**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 4: Senators Hines, Dardenne and Ullo.

**SENATE BILL NO. 529—**  
BY SENATOR BOISSIERE

AN ACT

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

The bill was read by title. Returned from the House of Representatives with the following amendments:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 529 by Senator Boissiere

AMENDMENT NO. 1

On page 1, lines 2 and 7, change "R.S. 11:1423(D)" to "R.S. 11:1423(C)"

AMENDMENT NO. 2

On page 1, at the beginning of line 11, change "D." to "C"

Senator Boissiere moved to concur in the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total—36

NAYS

Total—0

ABSENT

Barham	Cravins	Lambert
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Total—3

The Chair declared the amendments proposed by the House were concurred in. Senator Boissiere moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

**SENATE BILL NO. 698—**  
BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 4:707(D) and 717, to enact R.S. 4:703(10), 719(E), and to repeal R.S. 4:720(A), relative to charitable gaming; to provide with respect to the charitable raffles, bingo, and keno licensing law; to provide for a definition of non-commercial lessor; to provide for commercial and non-commercial lessors and exempt organizations; to remove the domicile requirement for distributors; and to provide for related matters.

On motion of Senator Cravins, 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. 91—**  
BY SENATOR HEITMEIER

A CONCURRENT RESOLUTION

To urge and request the Joint Committee on Transportation, Highways, and Public Works to conduct a study of both deep draft and shallow draft ports throughout the state.

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

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Total—35

NAYS

Total—0

ABSENT

Mr. President  
Barham

Cravins  
Lambert

Total—4

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

**Senate Concurrent Resolutions on  
Third Reading  
and Final Passage**

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

**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 establish a minimum or maximum mandatory 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.

**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 Concurrent Resolution No. 102 by Senator C. Jones

**AMENDMENT NO. 1**

On page 1, line 8, following "RESOLVED" and before "the" insert "that"

On motion of Senator Lambert, the amendments were adopted.

**Floor Amendments Sent Up**

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

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator C. Jones to Engrossed Senate Concurrent Resolution No. 102 by Senator C. Jones

**AMENDMENT NO. 1**

On page 1, line 5, after "copy of" delete " an economic impact statement" and insert " a fiscal note"

**AMENDMENT NO. 2**

On page 1, line 11, after "Joint Rule No. 20." delete "Economic Impact Statement" and insert "Prison Sentences; Fiscal Note"

**AMENDMENT NO. 3**

On page 1, line 15, after "decides," delete the remainder of the line and delete line 16 and insert " a fiscal note."

**AMENDMENT NO. 4**

On page 2, delete line 1

**AMENDMENT NO. 5**

On page 2, line 2, after "requiring" delete the remainder of the line and on line 3 delete "statement" and insert "a fiscal note"

**AMENDMENT NO. 6**

On page 2, line 3, after "obtaining said" delete "statement" and insert "note"

**AMENDMENT NO. 7**

On page 2, line 8, after "complete the" delete "economic impact statement" and insert "fiscal note"

**AMENDMENT NO. 8**

On page 2, line 12, after "prepare the" delete "economic impact statement" and insert "fiscal note"

**AMENDMENT NO. 9**

On page 2, line 14, after "transmittal of the" delete "statement" and insert "note"

**AMENDMENT NO. 10**

On page 2, line 17, after "furnish the" delete "statement" and insert "note"

**AMENDMENT NO. 11**

On page 2, line 18, after "requested the" delete "statement" and insert "note"

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Fields, W	Malone	
Fontenot	Marionneau	
Total—34		
	NAYS	
Total—0		
	ABSENT	
Mr. President	Cravins	Lambert
Barham	Ellington	
Total—5		

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

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

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

**SENATE BILL NO. 68—**  
BY SENATOR C. FIELDS

AN ACT

To amend and reenact R.S. 18:177(A), relative to registration of voters; to provide for notice of reinstatement of voting rights to a person who has completed an order of imprisonment; to provide relative to the duties of the Department of Public Safety and Corrections relative to the notification of completion of sentences for felony convictions; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Bajoie	Fields, C	Jones, C
Bean	Fields, W	Lentini
Boissiere	Gautreaux	Marionneau
Campbell	Heitmeier	McPherson
Chaisson	Hines	Mount
Dardenne	Irons	Romero
Dean	Johnson	Tarver
Dupre	Jones, B	Thomas
Total—24		

NAYS

Mr. President	Hoyt	Theunissen
Cain	Malone	Ullo
Fontenot	Michot	
Hollis	Smith	
Total—10		
	ABSENT	

Barham	Ellington	Schedler
Cravins	Lambert	
Total—5		

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

**SENATE BILL NO. 314—**  
BY SENATORS HEITMEIER AND HOYT  
AN ACT

To enact R.S. 22:215.22, relative to health insurance coverage; to require health insurance coverage for low protein food products and medical foods for treatment of inherited metabolic diseases; and to provide for related matters.

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

**SENATE BILL NO. 319—**  
BY SENATORS BAJOIE, HINES, MOUNT AND SCHEDLER  
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.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. President	Cravins	Lambert
Barham	Ellington	
Total—5		

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

SENATE BILL NO. 502—

BY SENATORS SCHEDLER AND DARDENNE  
AN ACT

To amend and reenact R.S. 46:153.3(B) and (C), relative to the medical assistance drug program; to authorize the Department of Health and Hospitals to implement a drug formulary in the medical assistance drug program; to delete the mandate that the department provide reimbursement for any drug prescribed by a physician which the physician considers appropriate; to provide for rulemaking; to create the Medicaid Pharmaceutical and Therapeutics Committee; to abolish the Medicaid Drug Program Committee; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 739—

BY SENATOR SCHEDLER  
AN ACT

To amend and reenact R.S. 17:1519.2(B), 1519.4(A)(1), (C)(1) and (2), and (E)(1), to enact R.S. 17:1516(C), and to repeal R.S. 17:1519.4(B)(1), relative to hospitals operated by the Louisiana State University Health Sciences Center; to provide requirements on appropriations schedules; to provide that the Health Care Services Fund be a restricted fund; to authorize the center to retain excess revenues; to delete provisions requiring a memorandum of understanding between the health care services division and the Department of Health and Hospitals; to delete restrictions on Medicaid collections by the division; and to provide for related matters.

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

SENATE BILL NO. 1007—

BY SENATORS BEAN AND HINES  
AN ACT

To enact R.S. 44:4(29), relative to public records; to exempt certain records and information in the possession of the Louisiana State Board of Practical Nurse Examiners from the public records law; to provide for public access to certain records; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Gautreaux	McPherson
Bean	Heitmeier	Michot
Boissiere	Hines	Mount
Cain	Hollis	Romero

Campbell	Hoyt	Schedler
Chaisson	Irons	Smith
Dardenne	Johnson	Tarver
Dupre	Jones, B	Theunissen
Ellington	Jones, C	Thomas
Fields, C	Lentini	Ullo
Fields, W	Malone	
Fontenot	Marionneau	
Total—34		

NAYS

Total—0

ABSENT

Mr. President	Cravins	Lambert
Barham	Dean	
Total—5		

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

Senate 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 Theunissen asked that Senate Bill No. 829 be called from the Calendar at this time for its final passage.

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	McPherson
Bajoie	Heitmeier	Michot
Bean	Hines	Mount
Boissiere	Hollis	Romero

Cain	Hoyt	Schedler
Chaisson	Johnson	Tarver
Dardenne	Jones, B	Theunissen
Dupre	Jones, C	Thomas
Fields, C	Lambert	Ullo
Fields, W	Lentini	
Fontenot	Marionneaux	
Total—11		

NAYS

Campbell	Ellington	Malone
Dean	Irons	Smith
Total—6		

ABSENT

Barham	Cravins
Total—2	

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

Personal Privilege

Senator Smith asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on Senate Bill No. 829. He voted nay on the bill and had intended to vote yea. He asked that the Official Journal so state.

Called from the Calendar

Senator Thomas asked that Senate Bill No. 865 be called from the Calendar at this time for its final passage.

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.

Floor Amendments Sent Up

Senator Thomas sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Thomas to Engrossed Senate Bill No. 865 by Senator Thomas

AMENDMENT NO. 1

On page 1, line 5, after "mandates;" delete the remainder of the line, delete line 6, and at the beginning of line 7, delete "legislature;"

AMENDMENT NO. 2

On page 2, line 4, after "230.1," and before "and" insert "230.4, 669,"

AMENDMENT NO. 3

On page 2, line 6, after "option" insert a period "." and delete the remainder of the line and delete lines 7 and 8

AMENDMENT NO. 4

On page 2, line 22, after "reevaluation." delete the remainder of the line and delete lines 23 through 27, in their entirety

AMENDMENT NO. 5

On page 3, delete line 1, in its entirety

AMENDMENT NO. 6

On page 3, line 7, after "reevaluation." delete the remainder of the line and delete lines 8 through 13, in their entirety

On motion of Senator Thomas, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Bajoie	Fields, W
Fields, C	Irons
Total—4	

ABSENT

Barham	Cravins	Dean
Total—3		

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

Called from the Calendar

Senator Michot asked that Senate Bill No. 455 be called from the Calendar at this time for its final passage.

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.

Floor Amendments Sent Up

Senator Michot sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Michot to Engrossed Senate Bill No. 455 by Senator Michot

AMENDMENT NO. 1

On page 1, line 8, delete "and" and on line 9, after "(13)," insert "and R.S. 49:1053(C)(18)"

AMENDMENT NO. 2

On page 3, line 10, after "promulgated" insert ", in accordance with the Administrative Procedure Act,"

AMENDMENT NO. 3

On page 6, line 1, between "receipt" and "of" insert "by executive agencies"

AMENDMENT NO. 4

On page 6, line 2, between "services" and "from" insert "and telecommunication systems and services"

AMENDMENT NO. 5

On page 6, delete lines 4 through 6, on line 7, change "(16)" to "(15)", on line 11, change "(17)" to "(16)", on line 13, change "(18)" to "(17)", and on line 16, change "(19)" to "(18)"

AMENDMENT NO. 6

On page 6, line 18, after "technology" delete the remainder of the line, delete line 19, and insert a period "."

AMENDMENT NO. 7

On page 6, at the end of line 22, add the following: "However, if the office of information technology and a statewide elected official cannot jointly agree on an information technology plan, system, or service for any agency under his jurisdiction, then he may, if he believes there is just cause to do so, implement an information technology plan, system, or service of his own, after giving notice of his reasons for doing so to the Joint Legislative Committee on the Budget. Any such information technology plan, system, or service adopted by a statewide elected official shall be as compatible as is practical under the circumstances with the state master technology plan."

AMENDMENT NO. 8

On page 6, delete lines 23 through 27 and on page 7, line 1, change "E." to "D."

AMENDMENT NO. 9

On page 8, between lines 5 and 6, insert the following:

"(8) Each statewide elected official, other than the governor, or his designee."

AMENDMENT NO. 10

On page 8, lines 6 and 7, change "appointed by the CIO" to "elected by the board"

AMENDMENT NO. 11

On page 9, line 18, change "appointed by the CIO" to "elected by the group"

AMENDMENT NO. 12

On page 15, line 26, after "office" delete the remainder of the line, on page 16, delete lines 1 and 2, and insert a period "."

AMENDMENT NO. 13

On page 19, line 26, after "reenacted" insert "and R.S. 49:1053(C)(18) is hereby enacted"

AMENDMENT NO. 14

On page 20, between lines 9 and 10, insert the following:

"C. The council shall be composed of the following members:  
\* \* \*

R.S. 49:1053(C)(18) is all proposed new law.

(18) A representative of the Louisiana Association of Planning and Development Districts, appointed by the governor from a list of three names submitted by such association and subject to confirmation by the Senate."

Senator Michot moved adoption of the amendments.

Senator Dean objected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Bajoie	Heitmeier	Michot
Bean	Hines	Mount
Cain	Hollis	Romero
Campbell	Hoyt	Schedler
Chaisson	Irons	Smith
Dardenne	Jones, C	Tarver
Dupre	Lentini	Theunissen
Ellington	Malone	Thomas
Fontenot	Marionneaux	Ullo
Gautreaux	McPherson	
Total—29		

**NAYS**

Dean	Fields, W
Fields, C	Lambert
Total—4	

**ABSENT**

Mr. President	Boissiere	Johnson
Barham	Cravins	Jones, B
Total—6		

The Chair declared the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Bajoie	Hollis	Mount
Bean	Hoyt	Romero
Boissiere	Irons	Schedler
Chaisson	Johnson	Smith
Dardenne	Jones, B	Tarver
Dean	Jones, C	Theunissen
Dupre	Lentini	Thomas
Ellington	Malone	Ullo
Fontenot	Marionneaux	
Hines	Michot	
Total—28		

**NAYS**

Cain	Fields, W	Lambert
Campbell	Gautreaux	McPherson
Fields, C	Heitmeier	
Total—8		

**ABSENT**

Mr. President	Barham	Cravins
Total—3		

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

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

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

**HOUSE CONCURRENT RESOLUTION NO. 18—**

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

**A CONCURRENT RESOLUTION**

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

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Dean
Total—1

**ABSENT**

Mr. President	Cravins	Thomas
Barham	Theunissen	
Total—5		

May 14, 2001

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

House Bills and Joint Resolutions on Third Reading and Final Passage

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

HOUSE BILL NO. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Gautreaux, Marionneaux, Bajoie, Heitmeier, McPherson, Bean, Hines, Michot, Cain, Hollis, Mount, Campbell, Hoyt, Romero, Chaisson, Irons, Schedler, Dardenne, Johnson, Smith, Dupre, Jones, B, Tarver, Ellington, Jones, C, Theunissen, Fields, C, Lambert, Thomas, Fields, W, Lentini, Ullo, Fontenot, Malone, Total—35

NAYS

Dean Total—1

ABSENT

Barham Boissiere Cravins Total—3

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

HOUSE BILL NO. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Fontenot, Marionneaux, Bajoie, Gautreaux, McPherson, Bean, Heitmeier, Michot, Boissiere, Hines, Mount, Cain, Hollis, Romero, Campbell, Hoyt, Schedler, Chaisson, Irons, Smith, Dardenne, Johnson, Tarver, Dean, Jones, B, Theunissen, Dupre, Jones, C, Thomas, Ellington, Lambert, Ullo, Fields, C, Lentini, Fields, W, Malone, Total—37

NAYS

Total—0

ABSENT

Barham Cravins Total—2

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Fontenot, Marionneaux, Bajoie, Gautreaux, McPherson, Bean, Heitmeier, Michot, Boissiere, Hines, Mount, Cain, Hollis, Romero



Campbell	Hoyt	Schedler
Chaisson	Irons	Smith
Dardenne	Johnson	Tarver
Dean	Jones, B	Theunissen
Dupre	Jones, C	Thomas
Ellington	Lambert	Ullo
Fields, C	Lentini	
Fields, W	Malone	
Total—37		

NAYS

Total—0

ABSENT

Barham	Cravins
Total—2	

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

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

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Barham	Campbell	Cravins
Total—3		

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

**HOUSE BILL NO. 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.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Barham	Cravins	Dardenne
Total—3		

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

**HOUSE BILL NO. 450—**  
BY REPRESENTATIVE TOWNSEND  
AN ACT

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

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

May 14, 2001

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Barham	Cravins	Jones, B
Total—3		

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Barham	Jones, B	Ullo
Cravins	Thomas	
Total—5		

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Barham	Cravins
Total—2	

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

**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.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Barham	Dean
Cravins	Jones, B
Total—4	

The Chair declared the 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.

**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.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Barham	Cravins
Total—2	

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

Senator Ullo asked for and obtained the floor of the Senate on a point of personal privilege. He stated that he wished to recuse himself from voting on Senate Bill No. 771.

**Rules Suspended**

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

May 14, 2001

**Introduction of  
Senate Concurrent Resolutions**

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

**SENATE CONCURRENT RESOLUTION NO. 116—**  
BY SENATOR DARDENNE

**A CONCURRENT RESOLUTION**

To establish a group to review the utilization by students of and eligibility requirements for the TOPS-Tech Award and to offer recommendations to the legislature for its redesign to ensure that the award is made available to those students who have meritoriously achieved in high school and who desire to pursue postsecondary education.

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

**SENATE CONCURRENT RESOLUTION NO. 117—**  
BY SENATORS SCHEDLER AND CRAVINS

**A CONCURRENT RESOLUTION**

To direct the secretary of the Department of Health and Hospitals to immediately expedite the identification and implementation of those Models of Excellence programs in the state Medicaid program which are projected to bring about current year cost savings and enhanced services and to make a monthly report regarding progress in implementation of these projects to the Senate and House committees on health and welfare and the Joint Legislative Committee on the Budget.

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

**Reports of Committees**

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON**

**FINANCE**

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

May 14, 2001

To the President and Members of the Senate:

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

**SENATE BILL NO. 157—**  
BY SENATOR LAMBERT (BY REQUEST)

**A JOINT RESOLUTION**

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

Reported favorably.

**SENATE BILL NO. 401—**  
BY SENATOR FONTENOT

**AN ACT**

To amend and reenact R.S. 11:542(C)(1) and (2), relative to the Louisiana State Employees' Retirement System; to provide with respect to a cost-of-living adjustment; to provide for an effective date; and to provide for related matters.

Reported with amendments.

**HOUSE CONCURRENT RESOLUTION NO. 30—**

BY REPRESENTATIVES TOOMY, MARTINY, HUNTER, DARTEZ, FARRAR, FAUCHEUX, GALLOT, M. JACKSON, MURRAY, PRATT, RICHMOND, ROMERO, AND WELCH AND SENATORS C.D. JONES, LENTINI, AND CHAISSON

**A CONCURRENT RESOLUTION**

To approve the salaries recommended by the Judicial Compensation Commission and to authorize and direct the state treasurer to pay authorized increases in certain judicial salaries.

Reported favorably.

**HOUSE CONCURRENT RESOLUTION NO. 95—**  
BY REPRESENTATIVE DONELON

**A CONCURRENT RESOLUTION**

To suspend until sixty days after final adjournment of the 2001 Regular Session of the Legislature the provisions of LAC 4.I.119(C)(1)(c) requiring that any vendor receiving payment through voluntary payroll deductions for state employees have individual product participation which exceeds one thousand participating employees.

Reported with amendments.

**HOUSE BILL NO. 1242—**  
BY REPRESENTATIVE BRUNEAU

**AN ACT**

To amend and reenact R.S. 15:574.5(B)(1) and (E) and to enact R.S. 15:574.5(F), relative to intensive incarceration and parole supervision of persons held by sheriffs in eligible parishes; to amend the duration of the intensive incarceration; to define "eligible parish"; to provide for reimbursement of not more than three additional dollars for participation in the intensive incarceration program; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1818 (Substitute for House Bill No. 1576 by Representative Doerge)—**  
BY REPRESENTATIVE DOERGE

**AN ACT**

To amend and reenact R.S. 22:1585(A) and (F) and R.S. 40:1593 and to repeal R.S. 22:1585(F), relative to state expenditures for fire protection activities; to provide for distribution of the proceeds of certain fire insurance premium taxes; to provide support for certain firefighter training facilities; to abolish the Volunteer Firefighter Insurance Premium Fund; to provide for payment of certain volunteer firefighter group insurance premiums; to provide for effective dates; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
JAY DARDENNE  
Chairman

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

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

May 14, 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 BILL NO. 193—**  
BY SENATOR MICHOT

AN ACT

To enact R.S. 33:2844.2, relative to the collection of sales and use taxes; to provide that all sales and use taxes levied by any political subdivision of the state shall be collected by the state Department of Revenue; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 1001—**  
BY SENATOR HAINKEL

AN ACT

To enact Subpart W of Chapter 1 of Title 47 of the Louisiana Revised Statutes of 1950, comprised of R.S. 47:120.63, relative to state individual income taxes; to provide for a one dollar checkoff on individual state income tax returns for prostate cancer; and to provide for related matters.

Reported with amendments.

**HOUSE CONCURRENT RESOLUTION NO. 46—**  
BY REPRESENTATIVE LEBLANC

A CONCURRENT RESOLUTION

To direct the secretary of the Department of Revenue and commissioner of administration to determine the feasibility of implementing a tax clearance program for persons contracting with the state and for lottery permit renewals.

Reported favorably.

**HOUSE BILL NO. 179—**  
BY REPRESENTATIVE NEVERS

AN ACT

To enact R.S. 47:306(B)(1)(d)(iii), relative to advance collection of state sales taxes; to provide that the advance collection of state sales tax shall not apply to certain dealers in all-terrain vehicles and marine products; to provide for an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 229—**

BY REPRESENTATIVES HUDSON AND LAFLEUR  
AN ACT

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

Reported favorably.

**HOUSE BILL NO. 261—**

BY REPRESENTATIVES GALLOT AND R. ALEXANDER  
AN ACT

To enact R.S. 47:302.51, 322.43, and 332.49, relative to the disposition of certain sales tax collections in Bienville Parish; to establish the Bienville Parish Tourism and Economic Development Fund in the state treasury; to provide for deposit of monies into the fund; to provide for uses of monies in the fund; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 896—**

BY REPRESENTATIVES JOHNS AND THOMPSON  
AN ACT

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

Reported favorably.

**HOUSE BILL NO. 1103—**

BY REPRESENTATIVES LEBLANC AND DEWITT  
AN ACT

To amend and reenact R.S. 47:1580(A)(4) and (C), relative to suspension and interruption of the prescription period for payment of any state tax, license, excise, interest, penalty, or other charge; to provide for the actions which constitute the filing of a false or fraudulent return; to provide that prescription is interrupted with the failure to file any state tax return; to provide for an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1105—**

BY REPRESENTATIVES LEBLANC AND DEWITT  
AN ACT

To enact R.S. 47:1582, relative to the failure to pay tax; to provide for a rule to cease business for failure by certain persons to remit taxes collected on behalf of the state to the Department of Revenue; to provide for an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1172—**  
BY REPRESENTATIVES LEBLANC AND DEWITT  
AN ACT

To enact R.S. 47:1508(B)(18), relative to the confidentiality of state tax records; to provide for an exception to confidentiality requirements for certain delinquent taxpayers; to authorize the publication of the names of such delinquent taxpayers; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1270—**  
BY REPRESENTATIVE DANIEL  
AN ACT

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

Reported favorably.

**HOUSE BILL NO. 1287—**  
BY REPRESENTATIVE HOLDEN AND SENATOR ROMERO  
AN ACT

To amend and reenact R.S. 40:1487(A)(1) and (2), (B), and (C)(1), (2), and (5), relative to revenue bonds; to authorize the issuance of revenue bonds on behalf of the Department of Public Safety and Corrections; to provide for the issuance of revenue bonds for the relocation, planning, acquisition, construction, and equipping of a Joint Emergency Services Training Center and the state fire marshal's project at Independence Park in East Baton Rouge Parish; to provide for the requirements of issuance including the revenues to be pledged by the department to the repayment of the bonds, notes, certificates, reimbursement obligations, or other evidences of indebtedness; to provide for an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1399—**  
BY REPRESENTATIVES LANCASTER AND MONTGOMERY  
AN ACT

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

Reported favorably.

**HOUSE BILL NO. 1402—**  
BY REPRESENTATIVES LEBLANC AND DEWITT  
AN ACT

To amend and reenact R.S. 47:299.1, 299.2(1)(a), and 299.11(8) and to enact R.S. 47:299.11(9), relative to offset claims against individual income tax refunds; to authorize any agency of the state to file such claim; to provide for an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
PAULETTE IRONS  
Chairman

**REPORT OF COMMITTEE ON**

**RETIREMENT**

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

May 14, 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. 149—**  
BY SENATOR MARIONNEAUX  
AN ACT

To enact R.S. 11:143(C)(3), relative to all state and statewide public retirement systems; to require receiving systems to pay the actuarial cost of transferring service credit between systems; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 1049—**  
BY SENATOR FONTENOT  
AN ACT

To enact R.S. 11:2061(C), relative to Registrars of Voters Employees' Retirement System; to allow for transfer of accumulated leave from local government to Registrars of Voters Employees' Retirement System; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 483—**  
BY REPRESENTATIVE SCHNEIDER  
AN ACT

To enact Part I-A of Chapter 1 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:408.1 through 408.5, relative to the Louisiana State Employees' Retirement System; to provide for electronic signatures and records, including but not limited to the legal effect of such signatures and records, the use of such signatures and records for system records, procedures for the use of such signatures and records, and definitions related thereto; to provide an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 495—**  
BY REPRESENTATIVES SCHNEIDER, JOHN SMITH, CURTIS, DEWITT, DOERGE, DOWNER, HUDSON, WALSWORTH, ALARIO, R. ALEXANDER, BRUCE, BRUNEAU, R. CARTER, CAZAYOUX, DAMICO, DARTEZ, DONELON, ERDEY, FARRAR, FLAVIN, FRITH, FRUGE, FUTRELL, GALLOT, GUILLORY, HAMMETT, HEATON, HOPKINS, HUNTER, L. JACKSON, M. JACKSON, KENNARD, KENNEY, MCCALLUM, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, MURRAY, NEVERS, ODINET, PINAC, PRATT, RIDDLE, ROMERO, SALTER, SCHWEGMANN, JACK SMITH, JANE SMITH, THOMPSON, TOWNSEND, TRICHE, WADDELL, WELCH, AND WRIGHT  
AN ACT

To amend and reenact R.S. 11:1307(A) and R.S. 22:1419(A)(3), relative to the State Police Pension and Retirement System; to provide with respect to benefits, including but not limited to the

benefit accrual rate used for calculation of benefits, the age, service, and date of employment criteria used for determining eligibility for benefits, and the use of funds derived from assessments against insurers for the payment of actuarial costs related to increasing the benefit accrual rate and survivor benefits; to provide an effective date; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 496—**

BY REPRESENTATIVES SCHNEIDER, JOHN SMITH, CURTIS, DEWITT, DOERGE, DOWNER, AND WALSWORTH AND SENATOR SMITH  
AN ACT

To enact R.S. 11:246(A)(10), relative to the State Police Pension and Retirement System; to provide with respect to benefits; to provide with respect to the payment of cost-of-living adjustments; to provide an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 497—**

BY REPRESENTATIVES SCHNEIDER, JOHN SMITH, CURTIS, DEWITT, DOERGE, DOWNER, AND WALSWORTH  
AN ACT

To amend and reenact R.S. 11:1316(C)(2), 1317, 1321(A)(2), and 1322(C), relative to the State Police Pension and Retirement System; to provide with respect to the survivor benefits payable to minor children; to provide with respect to the criteria used to determine eligibility for such benefits and certain limitations applicable to the payment thereof; to provide an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 499—**

BY REPRESENTATIVES SCHNEIDER, JOHN SMITH, CURTIS, DEWITT, DOERGE, DOWNER, AND WALSWORTH  
AN ACT

To amend and reenact R.S. 11:1302(A), relative to the State Police Pension and Retirement System; to provide with respect to the board of trustees, the composition thereof, and the service of designees thereon; to provide an effective date; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 838—**

BY REPRESENTATIVE SCHNEIDER  
AN ACT

To amend and reenact R.S. 11:2220(F) and (G) and R.S. 22:1419(A)(3) and to enact R.S. 11:2220(H), relative to the Municipal Police Employees' Retirement System, but limited to members who were merged into the system from the Police Pension Fund for the Police Department of the City of New Orleans; to provide with respect to benefits and cost-of-living adjustments; to provide for payment of certain benefits from certain funds derived from an assessment on the gross premiums collected by insurers; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1339—**

BY REPRESENTATIVES SCHNEIDER AND THOMPSON AND SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:701(19), 762(B)(1) and (D)(1), 788(B), and 883.1(C)(1)(a), (2), and (4) and to enact R.S. 11:883.1(C)(5)(a) and (b) and (F), relative to the Teachers' Retirement System; to provide with respect to the Deferred Retirement Option Plan and lump sum distributions made from the Deferred Retirement Option Account; to provide with respect to redeposit of monies into the system's fund; to provide with respect to the definition of "minor child"; to provide with respect to payment of survivor benefits; to provide with respect to the employee experience account, including but not limited to authorizing the use of funds held in that account for certain designated purposes; to provide with respect to cost-of-living adjustments; to provide an effective date; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 1342—**

BY REPRESENTATIVE SCHNEIDER AND SENATOR BOISSIERE  
AN ACT

To enact Subpart C of Part IV of Chapter 2 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:815, relative to the Teachers' Retirement System; to provide with respect to benefits, including but not limited to the payment of benefits through electronic funds transfer; to provide exceptions; to provide an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1343—**

BY REPRESENTATIVE SCHNEIDER  
AN ACT

To amend and reenact R.S. 11:701(30) and (33)(b), 722, 728(A)(3), (B)(1), (C)(1) and (2), and (F)(2) and (3), 751, 761(A), 783(A)(introductory paragraph) and (Option 5) and (D), (G), and (I), 788(C), and 856(A), to enact R.S. 11:794, and to repeal R.S. 11:783(J), relative to the Teachers' Retirement System; to provide with respect to definitions, including but not limited to the definition of the terms "service" and "teacher"; to provide with respect to enrollment applications; to provide with respect to service credit and the criteria used for determining eligibility for the purchase of such credit; to provide with respect to rounding of service credit; to provide with respect to retirement applications; to provide with respect to benefits, including but not limited to the selection of Option 5 as a method for payment of benefits; to provide with respect to changes of beneficiaries; to repeal the provision authorizing a change of beneficiary in certain limited instances; to provide with respect to the Deferred Retirement Option Plan, including but not limited to the interest that is credited to members' subaccount; to provide with respect to returning employer contributions; to provide an effective date; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 1357—**

BY REPRESENTATIVES SCHNEIDER, DANIEL, AND DOERGE  
AN ACT

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

Reported favorably.

**HOUSE BILL NO. 1358—**

BY REPRESENTATIVES SCHNEIDER, CURTIS, DANIEL, AND DOERGE,  
AND SENATOR BOISSIERE  
AN ACT

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

Reported with amendments.

**HOUSE BILL NO. 1359—**

BY REPRESENTATIVES SCHNEIDER, DANIEL, AND DOERGE  
AN ACT

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

Reported favorably.

**HOUSE BILL NO. 1360—**

BY REPRESENTATIVES SCHNEIDER, DANIEL, AND DOERGE  
AN ACT

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

Reported with amendments.

**HOUSE BILL NO. 1361—**

BY REPRESENTATIVES SCHNEIDER, DANIEL, AND DOERGE  
AN ACT

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

Reported favorably.

**HOUSE BILL NO. 1392—**

BY REPRESENTATIVE SCHNEIDER  
AN ACT

To amend and reenact R.S. 11:448(A) and 450(C) and (D)(3), relative to the Louisiana State Employees' Retirement System; to provide relative to the Deferred Retirement Option Plan, including but not limited to the status of participants, employment after participation, and the death of a participant; to provide an effective date; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 1393—**

BY REPRESENTATIVE SCHNEIDER  
AN ACT

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

Reported with amendments.

**HOUSE BILL NO. 1394—**

BY REPRESENTATIVE SCHNEIDER  
AN ACT

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

Reported favorably.

Respectfully submitted,  
LAMBERT BOISSIERE, JR.  
Chairman

**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 14, 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. 762—**

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 27:311(J), relative to the Video Draw Poker Devices Control Law; to provide for the issuance of a conditional video draw poker license within ninety days of submission of a completed application absent a showing of unsuitability; and to provide for related matters.

**HOUSE BILL NO. 1795—**

BY REPRESENTATIVE DAMICO

AN ACT

To amend and reenact R.S. 56:428.1(A), relative to oyster leases; to provide for annual determination by the Department of Natural Resources of projected impact areas of coastal restoration projects where leases may be renewed for less than fifteen years; and to provide for related matters.

**HOUSE BILL NO. 1140—**

BY REPRESENTATIVES CLARKSON AND WINSTON AND SENATOR BAJOE

AN ACT

To enact R.S. 22:215.11(A)(5), relative to health insurance coverage; to provide for direct access without any requirement for specialty referral for minimum mammography examinations; and to provide for related matters.

**HOUSE BILL NO. 1816—**

BY REPRESENTATIVE TRICHE

AN ACT

To amend and reenact R.S. 9:1586, R.S. 11:1472(B), R.S. 13:753, R.S. 17:1755, R.S. 24:513(A)(1)(a), 513.1(A), 513.3(C), 514(I), 516(A)(1), 521(B) and (E), R.S. 33:536, 650, and 1446, R.S. 34:24(B)(2), R.S. 39:408, R.S. 44:4(6), R.S. 47:1966, 1993(B), and 2064, and R.S. 49:208 and 209 and to enact R.S. 24:513(M), relative to the legislative auditor; to provide for the issuance, receiving, and maintaining of reports; to provide for access by the auditor to certain software and hardware in carrying out his duties; to provide relative to the audits of the Department of Education and of local school boards and performance and statistical data provided with financial statements of local school boards; to provide relative to actuarial notes prepared by the legislative auditor; to replace references to predecessor officers of the legislative auditor with references to the legislative auditor or the Louisiana Tax Commission; and to provide for related matters.

**HOUSE BILL NO. 1150—**

BY REPRESENTATIVE WINSTON

AN ACT

To authorize the St. Tammany Parish School Board to name the stadium facility at Covington High School "Jack Salter Stadium"; and to provide for related matters.

**HOUSE BILL NO. 1848—**

BY REPRESENTATIVES SALTER, THOMPSON, AND WRIGHT

AN ACT

To amend and reenact R.S. 17:3219, relative to postsecondary education management boards; to require each board to designate the physical location of its domicile and an agent for service of process; to require the filing of such information; and to provide for related matters.

**HOUSE BILL NO. 1178—**

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 27:306(A)(4)(c)(iv) and to enact R.S. 27:301(B)(16) and (17) and 311(L), relative to Video Draw Poker Devices Control Law; to provide for and require a video draw poker employee permit fee; to provide with respect to diesel and gasoline fuel sales at qualified truck stop facilities; and to provide for related matters.

**HOUSE BILL NO. 1209—**

BY REPRESENTATIVE LANCASTER

AN ACT

To amend and reenact R.S. 49:992(E) and (F) and to enact R.S. 49:992(G), relative to the failure of a state department, agency, or other entity to conduct adjudications as required by law; to provide for attorney fees in a successful suit; to provide for a civil action to require that a state government entity conduct an adjudication using the division of administrative law; and to provide for related matters.

**HOUSE BILL NO. 1261—**

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 27:306(E)(1), relative to the Video Draw Poker Devices Control Law; to provide that when the license is transferred for certain licensed establishments operating video draw poker devices, the devices may continue to be operated for a defined period of time; and to provide for related matters.

**HOUSE BILL NO. 1316—**

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 27:301(B)(15), relative to the Video Draw Poker Devices Control Law; to define a video gaming device; and to provide for related matters.

**HOUSE BILL NO. 1350—**

BY REPRESENTATIVE MCVEA AND SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 17:58.2(G) and 64(F), relative to the Zachary community school system; to provide for the time that the school board is to begin its initial year of actual operation providing for the education of students within its jurisdiction; to provide for the reapportionment of the East Baton Rouge Parish School Board for the election of its members from the reapportioned election districts, including provisions that board members holding office on the date the Zachary Community School Board begins the actual operation of educating students within its jurisdiction as a separate school system shall serve the remainder of the terms of office for which elected; and to provide for related matters.

**HOUSE BILL NO. 1606—**

BY REPRESENTATIVE DAMICO

AN ACT

To enact R.S. 56:430.1 and to repeal R.S. 56:430(A), relative to oyster leases; to require the submission of certain production information; to delete certain cultivation requirements; 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. 762—**

BY REPRESENTATIVE MARTINY  
AN ACT

To amend and reenact R.S. 27:311(J), relative to the Video Draw Poker Devices Control Law; to provide for the issuance of a conditional video draw poker license within ninety days of submission of a completed application absent a showing of unsuitability; 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. 1140—**

BY REPRESENTATIVES CLARKSON AND WINSTON AND SENATOR BAJOE  
AN ACT

To enact R.S. 22:215.11(A)(5), relative to health insurance coverage; to provide for direct access without any requirement for specialty referral for minimum mammography examinations; 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. 1150—**

BY REPRESENTATIVE WINSTON  
AN ACT

To authorize the St. Tammany Parish School Board to name the stadium facility at Covington High School "Jack Salter Stadium"; 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. 1178—**

BY REPRESENTATIVE MARTINY  
AN ACT

To amend and reenact R.S. 27:306(A)(4)(c)(iv) and to enact R.S. 27:301(B)(16) and (17) and 311(L), relative to Video Draw Poker Devices Control Law; to provide for and require a video draw poker employee permit fee; to provide with respect to diesel and gasoline fuel sales at qualified truck stop facilities; 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. 1209—**

BY REPRESENTATIVE LANCASTER  
AN ACT

To amend and reenact R.S. 49:992(E) and (F) and to enact R.S. 49:992(G), relative to the failure of a state department, agency, or other entity to conduct adjudications as required by law; to provide for attorney fees in a successful suit; to provide for a civil action to require that a state government entity conduct an adjudication using the division of administrative 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. 1261—**

BY REPRESENTATIVE MARTINY  
AN ACT

To amend and reenact R.S. 27:306(E)(1), relative to the Video Draw Poker Devices Control Law; to provide that when the license is transferred for certain licensed establishments operating video draw poker devices, the devices may continue to be operated for a defined period of time; 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. 1316—**

BY REPRESENTATIVE MARTINY  
AN ACT

To amend and reenact R.S. 27:301(B)(15), relative to the Video Draw Poker Devices Control Law; to define a video gaming device; 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. 1350—**

BY REPRESENTATIVE MCVEA AND SENATOR FONTENOT  
AN ACT

To amend and reenact R.S. 17:58.2(G) and 64(F), relative to the Zachary community school system; to provide for the time that the school board is to begin its initial year of actual operation providing for the education of students within its jurisdiction; to provide for the reapportionment of the East Baton Rouge Parish School Board for the election of its members from the reapportioned election districts, including provisions that board members holding office on the date the Zachary Community School Board begins the actual operation of educating students within its jurisdiction as a separate school system shall serve the remainder of the terms of office for which elected; and to provide for related matters.

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

**HOUSE BILL NO. 1606—**

BY REPRESENTATIVE DAMICO  
AN ACT

To enact R.S. 56:430.1 and to repeal R.S. 56:430(A), relative to oyster leases; to require the submission of certain production information; to delete certain cultivation requirements; 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. 1795—**

BY REPRESENTATIVE DAMICO

AN ACT

To amend and reenact R.S. 56:428.1(A), relative to oyster leases; to provide for annual determination by the Department of Natural Resources of projected impact areas of coastal restoration projects where leases may be renewed for less than fifteen years; 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. 1816—**

BY REPRESENTATIVE TRICHE

AN ACT

To amend and reenact R.S. 9:1586, R.S. 11:1472(B), R.S. 13:753, R.S. 17:1755, R.S. 24:513(A)(1)(a), 513.1(A), 513.3(C), 514(I), 516(A)(1), 521(B) and (E), R.S. 33:536, 650, and 1446, R.S. 34:24(B)(2), R.S. 39:408, R.S. 44:4(6), R.S. 47:1966, 1993(B), and 2064, and R.S. 49:208 and 209 and to enact R.S. 24:513(M), relative to the legislative auditor; to provide for the issuance, receiving, and maintaining of reports; to provide for access by the auditor to certain software and hardware in carrying out his duties; to provide relative to the audits of the Department of Education and of local school boards and performance and statistical data provided with financial statements of local school boards; to provide relative to actuarial notes prepared by the legislative auditor; to replace references to predecessor officers of the legislative auditor with references to the legislative auditor or the Louisiana Tax Commission; 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. 1848—**

BY REPRESENTATIVES SALTER, THOMPSON, AND WRIGHT

AN ACT

To amend and reenact R.S. 17:3219, relative to postsecondary education management boards; to require each board to designate the physical location of its domicile and an agent for service of process; to require the filing of such information; and to provide for related matters.

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

**Motion to Recommit**

Senator Michot asked for and obtained a suspension of the rules and recommitted Senate Bill No. 956 from the Committee on Finance to the Committee on Local and Municipal Affairs.

**Rules Suspended**

Senator Cain asked for and obtained a suspension of the rules for the purpose of recalling Senate Bill No. 806 from the Committee on Finance.

**SENATE BILL NO. 806—**

BY SENATOR CAIN AND REPRESENTATIVE PERKINS

AN ACT

To enact R.S. 46:460.11, relative to public welfare and assistance; to provide for the development, production, and distribution of materials to prepare certain students for marriage and to maintain healthy marriages and families; and to provide for related matters.

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

**Motion to Recommit**

Senator C. Jones asked for and obtained a suspension of the rules and recommitted House Bill No. 1332 from the Committee on Local and Municipal Affairs to the Committee on Environmental Quality.

**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 14, 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. 108—**

BY SENATOR THEUNISSEN

A CONCURRENT RESOLUTION

To recognize and commend Johnny Jacob Landry, a student at Hathaway High School in Jefferson Davis Parish, on being honored as the Louisiana High School Student of the Year.

**SENATE CONCURRENT RESOLUTION NO. 109—**

BY SENATOR BARHAM

A CONCURRENT RESOLUTION

To commend former Senate Staff Attorney Kevin Hayes, for being named Outstanding Young Lawyer of 2001 by the Louisiana State Bar Association.

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:

Barham            1 Day            Cravins            1 Day

**Adjournment**

Senator Lambert moved that the Senate adjourn until Tuesday, May 15, 2001, at 1:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 1:00 o'clock P.M. on Tuesday, May 15, 2001.

MICHAEL S. BAER, III  
Secretary of the Senate

GAYE F. HAMILTON  
Journal Clerk